

## January 2021: Familiarize Yourself: Combined Authorization Form Obtaining patient authorization for use of images for media, educational purposes and case studies.

The Health Insurance Portability and Accountability Act (HIPAA) requires permission from individuals when capturing images or obtaining other Protected Health Information (PHI) outside of the clinical setting.

With that, the Ohio State Wexner Medical Center and The James have developed an authorization form titled *Release of Patient Information for Media, Educational Purposes or Case Studies* which is required to be signed prior to obtaining or using an individual's images or information.

The authorization form grants permission for use of an individual's images or PHI for purposes outside of the clinical setting such as **education** (i.e. teaching outside of the clinical setting such as presentations, posters or research/case studies), **advertising** (i.e. advertisements or newsletters), or **other purposes** (i.e. social media).

The authorization form can be found on the <u>Brand</u> website, the <u>Privacy MyTools</u> page and is included (as a PDF) at the bottom of this story.

## What you should know:

- The authorization form is required when obtaining permission for writing and/or publishing case studies. For additional guidance, refer to the <u>Guidance on Case Studies</u>.
- The *Procedural/Surgical Informed Consent* is not a replacement of the *Release of Patient Information for Media, Educational Purposes or Case Studies* form and cannot be used when obtaining permission for using images outside of the clinical setting. For additional guidance, refer to the <a href="Photography of Patients policy & Photography FAQs">Photography FAQs</a>.
- In order to determine the appropriate authorization or consent form to use, it is important to understand the scenario for which a patient's images or PHI are being used. Please refer to the grid below:

Scenario	Example	Authorization/Consent
Treatment/Medical/	Photograph taken during a procedure and	Applicable Procedural/Surgical Informed
Clinical Setting	placed in patient's medical record	Consent
Education	Request for patient's photo to be used in an	Release of Patient Information for Media,
	educational presentation	Educational Purposes or Case Studies
		<u>Form</u>
Research/Case Study	Request for a patient's pathology slide to be	Release of Patient Information for Media,
	used in a case study	Educational Purposes or Case Studies
		<u>Form</u>
Media	Request for patient's photo to be placed on	Release of Patient Information for Media,
(patient/non-patient)	OSUWMC's social media site	Educational Purposes or Case Studies
		<u>Form</u>
Release of Information	Request for release of patient medical	Authorization to Release Medical
	records	<u>Information</u>

Please direct any questions to Compliance and Integrity Privacy Office at (614) 293-4477 or email <a href="mailto:PrivacyOffice@osumc.edu">PrivacyOffice@osumc.edu</a>.