



# HIPAA Collaborative of Wisconsin 2018 Fall Conference

## “Satisfy Your Thirst for HIPAA Knowledge” October 12, 2018



### SCHEDULE:

7:30-8:30	Registration & Continental Breakfast
8:30-8:45	Welcome & Introductions - HIPAA COW President Holly Schlenvogt
8:45-10:00	Keynote - Iliana Peters
10:00-10:20	Break - Visit with Exhibitors
10:20-11:35	Breakout Sessions Group 1
11:35-12:35	Lunch
12:35-1:25	Breakout Sessions Group 2
1:25-1:35	Transition to Next Session
1:35-2:25	Breakout Sessions Group 3
2:25-2:40	Break - Visit with Exhibitors
2:40-3:45	General Session

### HOTEL ROOM RESERVATIONS:

For reservations made by **Friday, September 21**, the rate for Thursday evening (October 11) is **\$109** plus tax.

Make reservations by calling 1-844-495-9234, and state that you are with HIPAA COW Group F86849

Advance deposit of one night stay is required when making room reservation. Cancellations received prior to 72 hours of arrival date will be charged a \$30 cancellation fee. No refund given if within 72 hours.

### LOCATION: Chula Vista Resort, WI Dells

### [WEBSITE](#)

2501 River Road  
Wisconsin Dells, WI 53965

**Directions:**  
Take Exit 87 (Hwy 13). Follow Hwy 13 for 1/3 mile. Take a left on River Road. At the traffic circle, take the 2nd exit and stay on River Rd. Follow River Rd. for 2.3 miles to resort.



### Our Fall Conference will Feature:

- Shorter, more topic-focused sessions!
- Convenient online registration with the ability to pay via check or credit card.
- Low registration rates of \$150 for Early Bird (deadline September 21) and \$175 thereafter.
- Very affordable hotel room rate of \$109.
- Free Wi-Fi available in the conference center to

### Continuing Legal Education (CLE) Credits:

This entire program has been approved for 6.0 General Wisconsin CLE Credits!!

View approval [HERE](#).

Registrations for all HIPAA COW events are taken **ONLINE ONLY!**

Please go to our website **hipaacow.org**.

Then, go to the **Events Page** for complete details and to register online.

### HIPAA 101 Education Materials:

Our website has materials specifically designed to provide an introduction to HIPAA basics. These materials may be especially beneficial to individuals new to HIPAA. If you have a limited understanding of HIPAA, we recommend you view these prior to attending our conference, as our sessions tend to be more advanced. These materials are available on our website resources page: <http://hipaacow.org/resources>.

Questions? [admin2@hipaacow.org](mailto:admin2@hipaacow.org) or (651)340-6426

### Organizations that helped promote this Conference:

Wisconsin Hospital Association (WHA)

&

Wisconsin Health Information Management Association (WHIMA)

We thank them for their support!

### Our Commitment to Being Green:

Session handouts will be made available prior to the conference so attendees may download the handouts to their mobile devices or print their own handouts. An email with a link to the handouts will be sent to all registered attendees prior to the event.

## **Keynote Session: Recent HIPAA High-Points: What To Know and What To Do!**

Iliana will provide an update on recent developments at HHS Office for Civil Rights, including information on recent developments in policy-related guidance and resources, the HITECH Audit Program, and settlements and civil money penalties.

### **Iliana Peters, Polsinelli PC**

Iliana believes good data privacy and security is fundamental to ensuring patients' trust in the health care system, and to helping health care clients succeed in an ever-changing landscape of threats to data security. She is recognized by the health care industry as a preeminent thinker and speaker on data privacy and security, particularly with regard to HIPAA, the HITECH Act, the 21st Century Cures Act, the Genetic Information Nondiscrimination Act (GINA), the Privacy Act, and emerging cyber threats to health data.

For over a decade, she both developed health information privacy and security policy, including on emerging technologies and cyber threats, for the Department of Health and Human Services, and enforced HIPAA regulations through spearheading multi-million dollar settlement agreements and civil money penalties pursuant to HIPAA. Iliana also focused on training individuals in both the private and public sector, including compliance investigators, auditors, and State Attorneys General, on HIPAA regulations and policy, and on good data privacy and security practices.

As a CISSP, Iliana works hard to bridge the gap between legal requirements for the security of health data and security industry best practices, so that clients can better understand data security issues and jargon. She is excited to bring her extensive experience drafting, implementing, and enforcing health privacy and security regulations and guidance to a practice that focuses on helping clients develop and implement good data privacy and security practices to avoid risk, and helping clients prepare for and recover from emerging cyber threats.

## **Mark Your Calendar for Our Upcoming Conferences:**

Spring Conference - April 26, 2019 at Glacier Canyon Lodge/Wilderness Resort in Wisconsin Dells

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Fall Conference - October 11, 2019 at Red Lion Paper Valley Hotel in Appleton

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Mega Healthcare Conference - January 22-24, 2020 at the Kalahari Resort in the Wisconsin Dells

## **Session 101 (Privacy/Security): Unauthorized EHR Access = Snooping! How Does a Healthcare Entity Respond?**

A panel of privacy and security experts moderated by Chrisann Lemery discusses the problematic management of snooping in electronic health records. Various "hypothetical" scenarios will be reviewed with experts weighing in on how the scenarios would be approached.

Questions for the Panelists:

- Does your organization routinely audit for unauthorized EHR access? If so, how often?
- Does your organization utilize a vendor product to manage EHR access audits?
- Does your organization practice Zero-Tolerance for EHR snooping?
- Are there exceptions to Zero-Tolerance for EHR snooping?

## **Session 101 Cont'd:**

**Moderator:**

### **Chrisann Lemery, MercyCare Insurance**

Chrisann is Director of Compliance and Audit for MercyCare Insurance Company in Janesville, Wisconsin. She is the WHIMA representative on the HIPAA COW Board. In 2017, she served as the American Health Information Management Association Speaker of the House of Delegates. Chrisann served on the AHIMA Board as a director from 2010 to 2012. She is past president of WHIMA and the recipient of the WHIMA Distinguished Service, Distinguished Member, and Outstanding Educator awards.

**Panelists:**

### **Carrie Aiken, Navitus Health Solutions**

Carrie serves as the Director of Corporate Compliance and Privacy Officer for Navitus Health Solutions. In this role, she provides active leadership and support for the Navitus Corporate Compliance, Information Governance, and Fraud Programs and serves as the HIPAA Privacy Officer.

Carrie has over 25 years of experience across several health care disciplines and has been involved with HIPAA since the inception of the privacy and security rules. She also manages compliance work and material breach plans and risk assessments and leads development of policies and procedures, education, reporting, risk analysis and mitigation. Carrie is certified in Health Care Compliance through Health Care Compliance Association (HCCA) and participates on the Board of Directors and Privacy Workgroup for HIPAA COW.

### **Julie Owens, Sauk Prairie Healthcare**

Julie has been employed at Sauk Prairie Healthcare for 31 years. During her employment she has had the opportunity lead the Health Information Management Department and advance patient health information from a paper-based medical record to electronic information. In her current position, she oversees all aspects of health information management including: electronic health record compliance, document imaging, facility and professional fee medical coding and data reporting, clinical documentation improvement, patient health portal and health information exchange. Julie also serves as the HIPAA Privacy and Corporate Compliance Officer. In her tenure with Sauk Prairie Healthcare, Julie has also held the position of Revenue Cycle Director from 1996 – 2012.

### **Teresa Smithrud, Mercyhealth**

Teresa works as System Privacy Officer for Mercyhealth, an 8,000 employee integrated delivery system operating in Wisconsin and Illinois. She has BS and MA degrees in HIM, and is currently studying with Loyola University Chicago Law for her MJ in health care law. Teresa has served as a member of the Epic HIM Director Advisory Council for the past several years. She is a Registered Record Administrator (RHIA) and holds the certified in healthcare privacy and security (CHPS) credentials from AHIMA.

## **Wait...what?!?! Where is the EDI track? I don't see any EDI sessions!**

Correct. The HIPAA COW EDI Networking group co-chairs and conference planning committee members decided to hold off on having any EDI-specific sessions at the Fall 2018 conference. This will be reevaluated again prior to the Spring Conference.

Vendors featuring HIPAA-related products and services will be on site.

## **Session 102 (Security Technology): Preparing for Security Incident – Logging/Preserving Data**

Proving that sensitive data was not acquired or viewed is one of the most difficult tasks when investigating a security incident, and its often made harder or even impossible by failure to preserve evidence. Security incidents leave a lot of evidence behind, and failure to preserve can be the difference between having to disclose a breach or not. In this breakout, we will discuss what can be done before an incident to proactively preserve evidence and what needs to be done during and after a security incident.

### **Nathan Little, Gillware Digital Forensics**

Nathan leads the incident response and data breach investigation team at Gillware. Gillware provides cyber security, incident response, digital forensics, and data recovery services to legal and insurance professionals, corporate IT departments, in-house security teams, law enforcement, and everything in between from its offices in Madison and Milwaukee, WI. Nathan and his team specialize in stopping ongoing incidents, finding the root cause of security incidents, determining the exact actions of malware and attackers, and drastically lowering the volume of data that needs to be included in breach notifications using forensic artifacts left behind on the network, servers, and devices involved. Nathan's unique experiences writing digital forensics and data recovery software allow him to find and recover data and forensic artifacts that may otherwise go unfound.

Established in 2001, HIPAA COW is a non-profit organization open to entities considered to be Covered Entities, Business Associates, and/or Trading Partners under HIPAA, as well as any other organization impacted by HIPAA regulations.

### **The mission of HIPAA COW is to:**

- Assist HIPAA Covered Entities, Business Associates, and other interested parties in implementing HIPAA's Privacy, Security and EDI Standard Transaction provisions, as amended over time.
- Foster public education about HIPAA.
- Facilitate and streamline HIPAA Implementation through identification of best practices.
- Reduce duplicate efforts among entities obligated to comply with HIPAA.
- Offer opportunities for partnering and collaborating between entities implementing HIPAA.
- Identify and evaluate new or difficult HIPAA interpretation issues.

## **Session 201 (Privacy/Security): Data Security and Patient Safety—Two Sides of the Same Coin!**

Iliana will discuss emerging issues in data security, including information about new threats to data security, helpful guidance and resources, and enforcement by the Federal Trade Commission.

### **Iliana Peters, Polsinelli PC**

See biography on previous page.

## **Session 202 (Security/Technology): Security Operations in a Higher Education Healthcare Environment**

Healthcare security has remained visible and vulnerable in clinical environments. The challenges related to healthcare information are significantly magnified in a large research and teaching locations with affiliated clinical practices. This presentation will focus on preparation and execution of a large scale HIPAA Risk Assessment Program at the University of Wisconsin-Madison as part of a strong and continually evolving information and cybersecurity program.

Key areas of this presentation include:

- Historical events, challenges and opportunities.
- The original HIPAA risk assessment and plan of action
- Integrating NIST frameworks with HIPAA.
- Integrating conventional teaching and research cybersecurity activity with HIPAA environments.
- When you succeed, much more is expected – how to continue "Forward" momentum.

### **Bob Turner, University of Wisconsin - Madison**

Bob is the Chief Information Security Officer at the University of Wisconsin - Madison where he leads the development and delivery of a comprehensive information security and privacy program. His team provides a full scope of information and cybersecurity services including risk management and compliance, HIPAA and cybersecurity risk assessment, a full service security operations center and security tools support, cyber intelligence analysis, security awareness and information technology policy. His previous experience includes managing consultants focused on cybersecurity policy and compliance with assessment of information systems and cybersecurity inspection for education, healthcare, installation management and energy clients. Bob also served in the U.S. Navy as a Communications Officer with a 23 year career in telecommunications and information systems management. He earned BS and MS degrees in Management and Information Security and is a Certified Information Systems Security Professional and holds National Information Assurance Training Standard certificates as a Senior Systems Manager and Systems Certifier issued from the Naval Post Graduate School.

### **Stefan Wahe, University of Wisconsin - Madison**

Stefan has been working in the cybersecurity space at UW-Madison since 2001. Currently he holds the positions as the UW-Madison Deputy Chief Information Office as well as the campus HIPAA Security Officer. Stefan's accomplishments range from establishing mandatory access control processes for enterprise applications, to developing standards for assisting the security of identity management systems. He played a prominent role in the re-branding of the UW-Madison Officer of Cybersecurity as well as drafting the 2015-2019 Cybersecurity Strategic plan. Stefan has been largely focused on leading efforts to identify and assess risk. Previous to his higher education experience, he worked for the Wisconsin State Legislature to automate and secure the bill drafting process. Stefan's work includes publishing the *Open Enterprise Security Architecture (O-ESA): A Framework and Template for Policy-Driven Security*.

**Cancellation Policy:** HIPAA COW reserves the right to substitute faculty or cancel or reschedule programs due to low enrollment or other unforeseen events. If, for any reason, HIPAA COW must cancel this program, registrants will receive a full refund of the registration fee (or a credit to be used for a future HIPAA COW event). Should you be unable to attend, a refund, less a \$25 processing fee, will be given for cancellations received 72 hours prior to the event. No refund will be given if notice is received less than 72 hours prior (even if weather related). Substitutions can be made anytime before the start of the event.

## Session 301(Privacy/Security): Disclosure of Patient Information to Law

### Enforcement: Common & Complex Scenarios

During this session, the panel will discuss several scenarios involving law enforcement requests for or collection of patient information. The discussion will address body cameras, legal blood draws, requests for interviews and discharge information, subpoenas, and the duty to warn. We will use the opioid epidemic as a backdrop and cover issues that arise in various care settings, including emergency departments, inpatient units, and programs covered by 42 CFR Part 2.

#### **Moderator: Amy Bradshaw, Mercyhealth**

Amy is Assistant General Counsel at Mercyhealth, a regional health system with over 700 employed physician partners, seven hospitals and 85 primary and specialty care locations throughout 50 northern Illinois and southern Wisconsin communities. In that role she focuses on proactive risk management and compliance, including supporting the privacy and security leadership in policy development and incident response. Prior to joining Mercyhealth in 2015 she served as the Compliance Managing Attorney and HIPAA Privacy Officer at Dean Health Plan for four years, and was in private practice and health care consulting for over a decade before that. Amy has been on the HIPAA COW Board of Directors since 2013 and is currently the Vice President of Programs.

#### **Panelists:**

#### **Stephane Fabus, Hall, Render, Killian, Heath & Lyman, P.C.**

Stephane focuses her practice on assisting health care clients in a wide range of areas, including general business transactions and services and regulatory and compliance matters. She actively works with clients addressing privacy and security matters under both state and federal law. Stephane has counseled clients in various contractual matters including clinical trial agreements, supply chain and vendor contracts, leases and professional services agreements. Additionally, she has assisted health care clients in developing corporate documents, policies, and procedures.

#### **David Perlman, WI Department of Justice**

David is the Assistant Attorney General with the Wisconsin Department of Justice since 1991. His duties include: teaching in and coordinating training programs for the police, jail officials, school administrators, and prosecutors. Topics upon which he instructs include: constitutional law, criminal law, use of force, school safety, corrections, open records, management liability, and general civil liability issues. He is also responsible for the drafting and updating of various manuals and handbooks for the police as well as writing monthly articles for police and correctional law journals. In addition to his training and teaching responsibilities, he handles criminal appeals for the Department of Justice on 4th, 5th, and 6th Amendment issues and has argued cases to the appellate courts and to the Wisconsin Supreme Court.

#### **Teresa Schultz, Rogers Behavioral Health**

Teresa (Terri) has been with Rogers Behavioral Health in Oconomowoc, WI for the last 11 years in various positions as Vice President of Nursing, Vice President of Patient Care/CNO, Vice President of Continuous Improvement and currently the Chief Regulatory officer for the System. She brings more than 30 years experience in many areas of healthcare as a nurse, manager, director in a Med/Surg system and most recently an executive. In her current role she oversees regulatory compliance for the system ensuring Rogers is compliant with all regulatory standards and regulations. She is also the privacy and corporate compliance officer for the system.

## Session 302 (Security Technology): Hackers Doing Homework

Hackers are conducting more sophisticated attacks, and often times the thought is that hackers "somehow figured out" what would be insider information. How do hackers gain information before engaging their targets? This talk aims to go through some Open Source Intelligence (OSINT) tools and techniques that are used to gain information from open, public, and social media sources. Through this demonstration, some surprising sources will be revealed that organizations should guard against. This talk will also provide a technical demonstration of manipulating commonly used communications technologies.

#### **Alex Minster, Milliman**

Alex has been involved with Milwaukee area hacking groups for over 7 years, and is an active leader for the DC414 Hacking Group. Alex educates those curious in security at such hacker meetings, in areas of penetration testing, open-source intelligence (OSINT), lockpicking, and soldering. Alex has spent two years on the Red Team for Wisconsin's Collegiate Cyber Defense Competition (WI CCDC). Professionally, Alex has spent several years in offensive security roles, and has contributed to open source intelligence tools and anti-phishing tools. He continues to study penetration testing methods, open-source intelligence gathering techniques, and social engineering approaches.

## Thank you to our 2018 HIPAA COW Sponsors:

**GOLD:**

*Quarles & Brady* LLP

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CPAs and Consultants

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## **General Session: End-to-End Ransomware Incident Response**

We've all read about ransomware attacks on the health care industry but have we thought about the steps that are critical in the hours and days following such an attack? If your organization were attacked, what would need to do right away to minimize operational interruptions, compliance issues, and other liability? In this session, a multidisciplinary panel will discuss those steps, focusing on operational, forensics, and legal issues, as well as working with your cyberinsurer.

### **Moderator:**

#### **Jeremy Wulfekuhle, Medical Associates Clinic and Health Plan**

Jeremy is the IT Director and Security Officer at Medical Associates Clinic and Health Plan. Medical Associates is a multispecialty clinic with about 180 providers covering parts of 3 states with 13 locations and a health plan with about 40,000 lives. Jeremy has been an employee of Medical Associates for over 18 years, all in the IT field. The last 6 years he has served as the IT Director and Security Officer. This spring he earned a Master's in Organization Leadership (MOL).

### **Panelists:**

#### **Nathan Little, Gillware Digital Forensics**

Nathan leads the incident response and data breach investigation team at Gillware. Gillware provides cyber security, incident response, digital forensics, and data recovery services to legal and insurance professionals, corporate IT departments, in-house security teams, law enforcement, and everything in between from its offices in Madison and Milwaukee, WI. Nathan and his team specialize in stopping ongoing incidents, finding the root cause of security incidents, determining the exact actions of malware and attackers, and drastically lowering the volume of data that needs to be included in breach notifications using forensic artifacts left behind on the network, servers, and devices involved. Nathan's unique experiences writing digital forensics and data recovery software allow him to find and recover data and forensic artifacts that may otherwise go unfound.

#### **Edward Marchewka, CHICAGO Metrics**

Edward is the founder of CHICAGO Metrics. He is also Director of Information and Technology Services for Gift of Hope Organ & Tissue Donor Network. Prior to that he led information security at Chicago Public Schools.

Edward has completed, from NIU, an MBA and an MS in Mathematics. He holds Certificates in Nonprofit Management and Leadership from the Kellogg School of Management at Northwestern University. Certifications include: CISSP, PCIP, ITIL:SS,SD,F, MCSE:Security, MCT.

#### **Dominic Paluzzi, McDonald Hopkins**

Dominic is co-chair of McDonald Hopkins national Data Privacy and Cybersecurity Practice Group. He advises organizations on data privacy and cybersecurity risks on both a national and international basis. Dominic has counseled clients through over 2,000 data breaches and privacy incidents and has conducted more than 300 breach response workshops and training sessions for organizations and their risk management teams. In recognition of his efforts in this area, Dominic was named to Cybersecurity Docket's Incident Response 30 in 2016 and 2018, a list of the "best and brightest" data breach response attorneys and compliance professionals in the industry.