

90-590 MAINE HEALTH DATA ORGANIZATION

Chapter 125: HEALTH CARE INFORMATION THAT DIRECTLY IDENTIFIES AN INDIVIDUAL

SUMMARY: This chapter defines health care information that directly identifies an individual.

1. Applicability. This rule is applicable to all activities and processes described under 22 M.R.S.A. §1711-C, Confidentiality of health care information.
2. Definitions.
 - A. Address. "Address" includes street addresses, post office box numbers, apartment numbers, E-911 addresses, E-mail addresses, web universal resource locator (URL) and Internet protocol (IP) address number.
 - B. Bank Account. "Bank account" means any checking, savings, certificate of deposit, or any account utilized for the payment of third parties.
 - C. Direct Identifier. "Direct identifier" means any information that discloses the identity of an individual. A case or code number used to create anonymous or encrypted medical data for research purposes is not a direct identifier.
 - D. Family. "Family" means spouse, children, parents, siblings, and legal guardian.
 - E. Insured. "Insured" means an individual in whose name an insurance policy is carried.
 - F. Operator. "Operator" means an individual who uses a vehicle.
 - G. Vehicle. "Vehicle" means a piece of mechanized equipment for transporting passengers or goods including, but not limited to: automobiles, trucks, motorcycles, all-terrain-vehicles, snowmobiles, aircraft, and water craft.
3. Identifying Information. Data elements determined to be direct identifiers of individuals include the following:

- A. Patient's Name;
- B. Names of Patient's Family Members;
- C. Insured's Name;
- D. Patient's or Insured's Address;
- E. Patient's or Insured's Telephone or FAX Numbers. Includes both home and work numbers;
- F. Patient Control Number. A unique alphanumeric number assigned by a health care provider to facilitate retrieval of individual financial records and posting of payment;
- G. Medical Record Number. A number assigned to the patient's medical/health record by the provider;
- H. Patient's Account Number. A unique number used by a health care provider or supplier to identify an individual's case records and for posting payment;
- I. Patient's or Insured's Social Security Number;
- J. Insured's Unique Health Insurance Identification Number;
- K. Insured's Unique Health Insurance Certificate Number;
- L. Patient's Medicare/Medicaid Health Insurance Identification Number;
- M. Patient's Federal Employees Compensation Act Number;
- N. Patient's or Insured's Credit Card Number;
- O. Patient's or Insured's Bank Account Number;
- P. Patient's or Insured's Operator's License Number;
- Q. Patient's or Insured's Vehicle Registration Number;
- R. Patient's or Insured's Vehicle License Plate Number;
- S. Patient's or Insured's Vehicle Identification Number;
- T. Patient's or Insured's Finger or Voice Prints;

- U. Patient's or Insured's Photographic Images;
- V. Patient's Pilot Medical Certificate Number;
- W. Patient's Maine Department of Corrections Inmate Identification Number;
- X. Patient's or Insured's Medical Device Identifiers and Serial Numbers; and
- Y. Any other unique number, characteristic, code or information that is a direct identifier.

STATUTORY AUTHORITY: 22 M.R.S.A. Section 1711-C, subsection 1-E.

EFFECTIVE DATE: February 5, 2000
March 31, 2003
February 17, 2009