

		Covered Entity	Non-Covered Entity	Law Enforcement	Co-Responder	Family/Friends
	Disclosure	1	2	3	4	5
A	Demographics and Service Utilization					
B	Medical Information					
C	Electronic Medical Alert Subscriptions					
D	Mental Health Information					
E	Electronic Mental Health Alert Subscriptions					
F	Substance Abuse Information					
G	Electronic Substance Abuse Alert Subscription					
H	PHI for Minors Acting as Individuals					
I	PHI Information for Minors, Where Disclosure to Parent Poses a Threat or Harm to Minor					
J	Domestic Violence					
	Abuse or Neglect of a Child or Elder					
K	Hypothetical but probable threat to safety					
L	Electronic alert for hypothetical but probable threat to safety					
M	Time sensitive and immediate threat to safety					
N	Electronic alert for time sensitive, immediate threat to safety					

[Attorney to edit below!!!]

Guidance for Disclosures

The Disclosure Decision Matrix does not give you permission to share information in every circumstance. For the disclosure to be permitted under federal guidelines, it must:

1. Be necessary for treatment, referral, or placement for disclosures A -
2. Serve a compelling need related to public health, safety, or welfare for disclosures
3. Contain the minimum amount of information necessary for the intent of the disclosure for disclosures A-G
4. Be within the limitations of any formal agreement between EMS and the receiving agency.

Matrix Legend:

- Y = Permitted
- N = Not Permitted
- P = Permitted with a formal partnership agreement, MOU, or BAA
- A = Permitted with written authorization from the client or legal guardian
- R = Permitted upon request
- O = Permitted with permission from management or oversight agency
- V = Permitted with verbal permission
- PO = Permitted with a formal partnership agreement AND manager approval
- PA = Permitted with written authorization from the client or legal guardian AND manager approval
- M = Mandatory

Disclosure	Definition
Demographics and Service Utilization	Information regarding 911 use, including number of calls, location of calls, patterns of calls
Medical Information	Information about medical history, assessments, or treatment.
Electronic Medical Alert Subscriptions	Automatic, electronic alerts that contain medical information related to a current 911 call
Mental Health Information	Information about mental health history or assessments. See 45 C.F.R. § 164.508. See 45 C.F.R. § 164.501 for the definition of "psychotherapy notes."
Electronic Mental Health Alert Subscriptions	Automatic, electronic alerts that contain information related to a current 911 call that is algorithmically classified as behavioral/psychiatric
Substance Abuse Information	Substance abuse patient records and information that identifies an individual as an alcohol or drug abuser. See 42 U.S.C. § 290dd2, 42 C.F.R. Part 2
Electronic Substance Abuse Alert Subscription	Automatic, electronic alerts that contain information related to a current 911 call that is algorithmically classified as substance abuse
PHI for Minors Acting as Individuals	A minor is considered "the individual" who can exercise rights in one of three circumstances: 1) The minor has the right to consent to health care (associated with confidential or sensitive services like sexual and reproductive health care) and has consented, 2)The minor has received legal approval to receive services without parental consent, 3) The parent has assented to an agreement of confidentiality. (SB138, AB499, American Academy of Pediatrics v. Lungren, Confidentiality of Medical Information Act (CMIA), Ca Code of Regulations, Title 22, Section 5 `473.2, Family code section 6925, 6926, 6928, Health and safety code 123110, 123115, Federal Title X Family Planning Program
PHI Information for Minors, Where Disclosure to Parent Poses a Threat or Harm to Minor	The provider has reasonable belief that the parent has or may subject the minor to domestic violence, abuse or neglect, or believes treating the parent as the representative endangers the minor.
Domestic Violence	Law related to reporting of domestic violence?
Abuse or Neglect of a Child or Elder	45 CFR 164.512
Hypothetical but probable threat to safety	45 CFR 164.512
Electronic alert for hypothetical but probable threat to safety	45 CFR 164.512
Time sensitive and immediate threat to safety	45 CFR 164.512
Electronic alert for time sensitive, immediate threat to safety	45 CFR 164.512