

PRIVACY NOTICE

THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU MAY BE USED AND DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION, PLEASE REVIEW IT CAREFULLY.

Montgomery County Hospital District (MCHD) is required by law to maintain the privacy of certain confidential health care information, known as Protected Health Information or PHI, and to provide you with a notice of our legal duties and privacy practices with respect to your PHI. MCHD is required to notify an affected individual following a breach of unsecured PHI. MCHD is required to abide by the terms of the version of this notice currently in effect.

<u>Uses and Disclosures of PHI</u>: MCHD may use PHI for the purposes of treatment, payment, and health care operations, in most cases without your written permission. Examples of our use of your PHI:

<u>For treatment</u>: This includes such things as verbal and written information about your medical condition and treatment obtained from you, as well as from others provided to you by us and other medical personnel (including doctors and nurses who give orders to allow us to provide treatment to you). It also includes information we give to other health care personnel to whom we transfer your care and treatment, and includes transfer of PHI via radio or telephone to the hospital or dispatch center as well as providing the hospital with a copy of the written record we create in the course of providing you with treatment and transport.

<u>For payment:</u> This includes any activities we must undertake in order to get reimbursed for the services we provide to you, including such things as organizing your PHI and submitting bills to insurance companies (either directly or through a third party billing company), management of billed claims for services rendered, medical necessity determinations and reviews, utilization review, and collection of outstanding accounts.

For health care operations: This includes quality assurance activities, licensing, and training programs to ensure that our personnel meet our standards of care and follow established policies and procedures, as well as certain other management functions.

<u>Reminders for Scheduled Transports and Information on Other Services</u>: We may also contact you to provide you with a reminder of any scheduled appointments for non-emergency ambulance, medical transportation, vaccinations/clinic appointments, or to provide information about other services we provide.

<u>Use and Disclosure of PHI without Your Authorization:</u> MCHD is permitted to use PHI *without* your written authorization, or opportunity to object in certain situations, including:

- For treatment, payment for services provided to you or in other health care operations or for the treatment activities of another health care provider;
- Healthcare and legal compliance activities;
- To a family member, other relative, or close personal friend or other individual involved in your care if we obtain your verbal agreement to do so or if we give you an opportunity to object to such a disclosure and you do not raise an objection. In certain other circumstances where we are unable to obtain your agreement and believe the disclosure is in your best interest.
- To a public health authority in certain situations by law (such as reporting abuse or neglect or domestic violence);
- For health oversight activities including audits or government investigations, inspections, disciplinary proceedings, and other administrative or judicial actions undertaken by the government (or their contractors) by law to oversee the health care system;

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- For judicial and administrative proceedings as required by a court or administrative order, or in some cases in response to a subpoena or other legal process;
- For law enforcement activities in limited situations, such as when there is a warrant for the request, or when the information is needed to locate a suspect or stop a crime;
- For military, national defense and security and other special government functions;
- To avert a serious threat to the health and safety of a person or the public at large;
- For workers' compensation purposes, and in compliance with workers' compensation laws;
- To coroners, medical examiners, and funeral directors for identifying a deceased person, determining cause of death, or carrying on their duties as authorized by law;
- We may release health information to organizations that handle organ procurement or organ, eye or tissue transplantation or to an organ donation bank, as necessary to facilitate organ donation and transplantation;
- For research projects, but this will be subject to strict oversight and approvals.
- We may use or disclose health information about you in a way that does not personally identify you or reveal who you are.

Your authorization is required for: (1) Any use or disclosure of Psychotherapy notes, except as needed to carry out treatment, payment, or health care operations; or use by the originator of the psychotherapy notes for treatment; and (2) Marketing activities, except our face to face communications with you; and (3) Sale of PHI.

Any other use or disclosure of PHI not described in this notice will only be made with your written authorization. You may revoke your authorization at any time, in writing, except to the extent that we have already used or disclosed medical information in reliance on that authorization.

Patient Rights: As a patient, you have a number of rights with respect to the protection of your PHI, including:

The right to access, copy or inspect your PHI: This means you may come to our offices and inspect and copy the PHI that we maintain. We will normally provide you with access to this information within 30 days of your request. We may also charge you a reasonable fee to copy any medical information that you have the right to access. In limited circumstances, we may deny you access to your medical information, and you may appeal certain types of denials. We have available forms to request access to your PHI and we will provide a written response if we deny you access and let you know your appeal rights. If you wish to inspect and copy your medical information, you should contact the privacy officer under the contact information listed at the end of this Notice.

The Right to Confidential Communications: You have the right to receive confidential communications of your PHI.

The right to amend your PHI: You have the right to ask us to amend written medical information that we may have about you. We will generally amend your information within 60 days of your request and will notify you when we have amended the information. We are permitted by law to deny your request to amend your medical information only in certain circumstances, like when we believe the information you have asked us to amend is correct in pour records. If you wish to request that we amend the medical information that we have about you, you should contact the privacy officer under the contact information listed at the end of this Notice.

The right to request an accounting of our use and disclosure of your PHI: You may request an accounting from us of certain disclosures of your medical information that we have made in the last six years prior to the date of your request. We are not required to give you an accounting of information we have used or disclosed for purposes of treatment, payment or health care operations, or when we share your health information with our business associates, like our billing company or a medical facility from/to which we have transported you. We are also not required to give you an accounting of our uses of PHI for which you have already given us written authorization. Your accounting will be provided without charge; however, MCHD may charge a reasonable fee for additional accounting requests made by the same individual during a 12 month period. If you wish to request an accounting, you should contact the privacy officer under the contact information listed at the end of this Notice.

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The right to request that we restrict the uses and disclosures of your PHI: You have the right to request that we restrict how we use and disclose your PHI that we have about you. Except in limited circumstances, MCHD is not required to agree to any restrictions you request, but any restrictions agreed to by MCHD are binding on MCHD. MCHD will restrict disclosure of PHI, when requested by an individual, if the disclosure is for the purpose of carrying out health care operations and the PHI pertains solely to a health care item or service for which the individual, or other person, has paid MCHD in full.

<u>Internet</u>, <u>Electronic Mail</u>, and the <u>Right to Obtain Copy of Paper Notice on Request:</u> If we maintain a web site, we will prominently post a copy of this Notice on our web site and make the Notice available electronically through the web site. If you allow us, we will forward you this Notice by electronic mail instead of on paper and you may always request a paper copy of the Notice.

Revisions to the Notice: MCHD reserves the right to change the terms of this Notice at any time, and the changes will be effective immediately and will apply to all protected health information that we maintain. Any material changes to the Notice will be promptly posted in our facilities and posted to our web site, if we maintain one. You can get a copy of the latest version of this Notice by contacting the Privacy Officer identified below or at our website.

Your Legal Rights and Complaints: You also have the right to complain to us, or to the Secretary of the United States Department of Health and Human Services if you believe your privacy rights have been violated. You will not be retaliated against in any way for filing a complaint with us or to the government. Should you have any questions, comments or complaints you may direct all inquiries to the privacy officer listed at the end of this Notice.

If you have any questions or if you wish to file a complaint or exercise any rights listed in this Notice, please contact:

Privacy Officer for MCHD 1400 South Loop 336 West Conroe, Texas 77304 936-523-5016

930-323-3010	
Revision Date of this Notice: M	arch 28, 2016
	Montgomery County Hospital District
	Acknowledgement of Receipt of Notice of Privacy Practices
I hereby acknowledge that I l Practices on this date.	ave been provided with a copy of Montgomery County Hospital District's Notice of Privacy
Date/Fecha	Signature/Firma
	Print Name of Client/Nombre En Letra De Molde

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Health Care Assistance Program 1400 South Loop 336 West Conroe, Texas 77304

Phone: 936-523-5100 Fax: 936-539-3450

Benefit Acknowledgement

HCAP#:	
•	ve that I have read, fully understand and acknowledge each item as it relates to my healthcare Hospital District Health Care Assistance Program:
I understand that	
• •	o notify all my providers that I am on the Health Care Assistance Program (HCAP) by advising my HCAP ID Card as it contains important information.
If I choose to visit a non	n-mandated provider, I will be responsible for the cost.
	ork/mandated hospitals are HCA Conroe , Kingwood , and Tomball and St. Luke's The understand that I must visit these hospitals in a non-emergent situation.
 Montgomery County House and only in the case 	ospital District's Emergency Medical Services (EMS) is the only mandated EMS service I may of an emergency.
	y administrator for the HCAP, is responsible for referrals to specialists. All services through Prime Dx; otherwise, I am responsible for any incurred charges. For preauthorization
	ee (3) formulary prescriptions per month with a zero co-pay on both generic and brand r medications will be at a discounted price.
a skilled nursing facility	\$60,000 for my health care services or the payment of 30 days of hospitalization or treatment in a round, or both, whichever occurs first in a fiscal year (October to September). MCHD will only cover a counseling services in a fiscal year. I understand that anything which exceeds the limits set forthy.
on the health care assista	g deadline for all medical bills. I am responsible for notifying my medical providers that I am ance program. The medical provider needs to submit medical claims to the HCAP email not submitted within 95 days will become my responsibility for payment.
Submit cla	nims to: Claims@mchd-tx.org
	o-pays for my health care benefits. Co-pays are expected when visiting primary care, specialty risit, EMS transport and physical therapy. Co-pay's are based on my income and may range from ule listed below:

	Copay Amounts					
	PCP SCP EMS ER Rx Generic Rx Brand					
MCICP	\$0	\$0	\$0	\$0	\$0	\$0
MAP	\$5	\$5	\$5	\$5	\$0	\$0

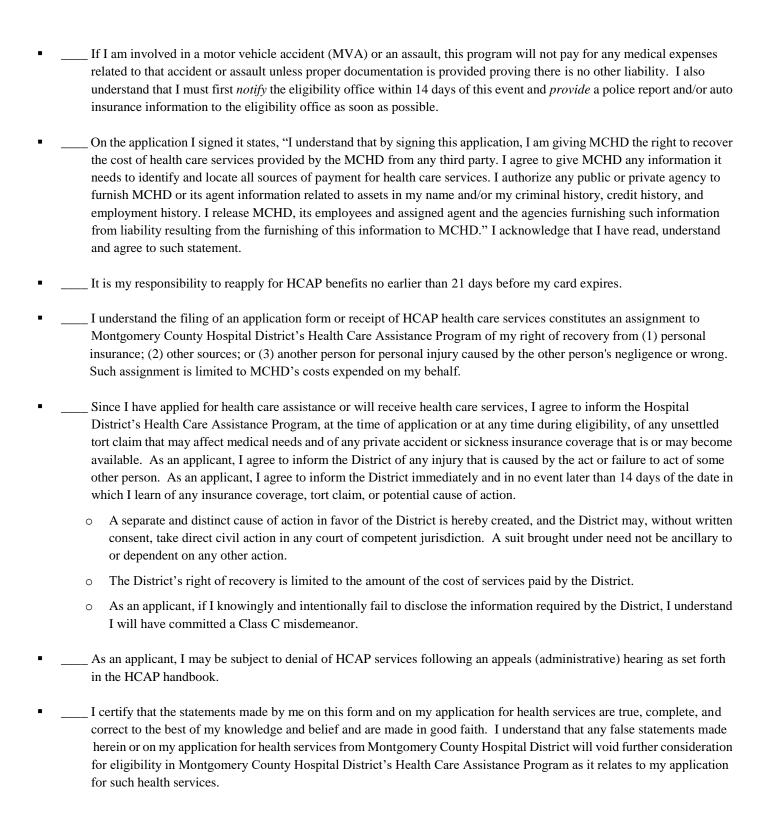
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Rev 11/2022



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This benefit acknowledgement form has been explained to me and consent has been given of my own free will and bears my signature proving my understanding of all the information on this three-page document.			
APPLICANT:			
Signature	Date		
Printed Name			

MONTGOMERY COUNTY HOSPITAL DISTRICT HEALTH CARE ASSISTANCE PROGRAM

BEHAVIORAL GUIDELINES

- All Applicants and Healthcare Assistance Program (HCAP) clients are required to comply with all Montgomery County Hospital District (MCHD) policies and guidelines to receive services through the Health Care Assistance Program.
- All Applicants or HCAP clients are required to comply with these behavioral guidelines established by MCHD. These guidelines apply to any contact the applicant or client may have with MCHD employees, our third party administrator, and any provider or affiliated provider in person, on the phone, or via written correspondence.
- All HCAP clients are expected to comply with the medical regimen proposed by their providers and case managers. Referred additional testing, such as lab, radiology procedures, or other specialist referrals, should be completed when scheduled as well. Our providers cannot properly treat without test results. HCAP clients will be terminated from the program for repeated non-compliance.
- No HCAP client shall receive any medications without periodic evaluation as required by the prescriber.
 HCAP clients will comply with the requirements of the Pharmacy Benefits Representative regarding drug utilization and patient assistance program applications.
- Clients will be terminated from the HCAP for illicit drug usage and continued alcohol abuse, if not currently and actively seeking or participating in a supervised rehab program.
- All HCAP clients are expected to give all MCHD personnel and affiliated physicians, Primary Care or Specialists, at least 24 hours advance notice of cancellation of an appointment, if the client is unable to keep the appointment. The client will be terminated from the HCAP for repeated failure to keep scheduled appointments.
- All Applicants or HCAP clients will not display rude or disruptive behavior and/or use abusive language. MCHD personnel and MCHD's affiliated parties will be protected from dangerous situations; physical or combative confrontations are grounds for immediate termination from the HCAP.

ANY OF THE ABOVE GUIDELINES MAY RESULT IN TH	
APPLICANT:	
Signature:	Date:
Directed Names	

FRAUD POLICY & PROCEDURES

Montgomery County Hospital District (MCHD) Healthcare Assistance Program (HCAP)

Montgomery County Hospital District has adopted the following as the Fraud Policy & Procedures for the Healthcare Assistance

Program effective October 1, 2010.

General Provisions

- I. Indication of fraud: program violation consists of intentionally, knowingly, or recklessly committing any of the following actions:
 - a. Making a false and/or misleading statement
 - b. Misrepresenting, concealing, or withholding facts
 - Violating any provision of the CIHCP Act, the CIHCP regulation or State Statutes relating to the use or acquisition of benefits through MCHD HCAP.
- II. Possible Misrepresentations Situations are varied in which an applicant or recipient might intentionally withhold information or present false information to obtain assistance or benefits to which he/she is not entitled. Examples include, but may not be limited to:
 - a. Information misrepresented or concealed at the time any of the MCHD HCAP forms are completed;
 - Information misrepresented at the time legal requirements (HCAP Eligibility) are tested for initial certification or recertification;
 - Information misrepresented concerning income or resources, composition of family group, county of residency, and some element of need;
 - Information misrepresented to obtain prescribed drugs over the authorized limit;
 - Information misrepresented or concealed concerning incapacity;
 - Information misrepresented or concealed by a member of recipient's family, authorized representative, or any other individual(s) who assist recipient in obtaining medical services via HCAP;
 - Use of fictitious names and/or sources of identification;
 - Misrepresentation on guardianship or custody of children in household and/or status for adults in the household, including but not limited to military dependents status and alien sponsorship;
 - Failure to report changes in income, resources, hospital district residency status, citizenship status, and/or household composition within 14 days of receipt as agreed upon as condition of HCAP enrollment.

Procedure

When the Healthcare Assistance Program (HCAP) staff has reason to believe that fraud may have occurred; the following procedures shall be followed:

- a. The HCAP staff shall investigate all cases of suspected fraud and shall collect and document evidence;
- b. The HCAP staff shall contact the client who is suspected of fraud by sending a certified letter informing him/her of the proposed withdrawal of eligibility and explaining the allegations and giving the client ten days to provide information disputing the allegations. If the client disputes the allegations, the client will be allowed to submit applicable supporting document/verification for further consideration;
- c. If the client has disputed the allegations and presented his/her supporting information to HCAP staff, but the matter remains unresolved, the HCAP staff shall schedule an administrative hearing to allow the client to defend him/herself by confronting any adverse witness and by presenting his own argument and evidence. The HCAP staff must disclose any evidence used to prove its case to the client so he/she has an opportunity to dispute it. The Manager of the HCAP Department, with the Eligibility Supervisor present will conduct the administrative hearing. The hearing shall be held at the HCAP offices during normal business hours. The client shall be given thirty days written notice of the date of the hearing. If the client does not appear at the administrative hearing the Eligibility Supervisor may proceed with presentation of his/her case only if proof of notice is present. The HCAP Manager must make a decision within thirty days of the hearing.

Consequences of Fraud

If, after due process, a person is found to have intentionally misrepresented information in order to receive benefits, that person may be subject to prosecution under the Texas Penal code in addition to being deemed administratively ineligible for HCAP.

Upon a finding of fraud, the client shall be administratively ineligible from HCAP benefits as follows:

- 1. First offense of fraud determined:
 - a) Client must make full restitution to MCHD HCAP; or
 - b) The following penalty timeframe table will be followed to determine the administrative ineligibility

Amount Paid In Healthcare Expenses while Ineligible for Benefits	Denial Period
\$.01 to \$ 249.99	1 month
\$ 250.00 to \$ 999.99	3 months
\$1,000.00 to \$2,999.99	6 months
\$3,000.00 to \$4,999.99	9 months
\$5,000.00 or greater	12 months

- c) Penalty Exception: If amount owed to MCHD is equal to or less than \$500, the client may have benefits reinstated for 3 months from date of determination of fraud if an agreement is signed that full restitution will be made within the three month period.
 - i. This exception only applies for client's first offense of fraudulent behavior.
 - ii. If full restitution is not made within that timeframe, then client will be administratively ineligible for timeframe established by penalty timeframe table starting from restitution deadline or until full restitution is made, whichever condition is met first.
- 2. Second Offense of fraud determined:
 - a) Client must make full restitution to MCHD before being allowed reenrollment into HCAP; or
 - b) Client must serve penalty timeframe; and
 - c) Client must serve an additional 3 month penalty.
- 3. Third or more offense of fraud determined:
 - a) Client must make full restitution to MCHD before being allowed reenrollment into HCAP; or
 - b) Client must serve full penalty timeframe; and
 - c) Client must serve an additional 6 month penalty added to penalty timeframe; and
 - d) Client must be granted permission to re-enroll in HCAP by MCHD Executive Officers.

I hereby acknowledge, I have read and understand the above information stated in this document.			
HCAP CLIENT SIGNATURE	DATE		



Health Care Assistance Program 1400 South Loop 336 West Conroe, Texas 77304

Phone: 936-523-5100 Fax: 936-539-3450

This form is required to be completed by applicant

	Medical History Form	HGAD #
		HCAP #:
Name:	Date of Birth:/	
What is your primary medical conc	ern?	
	ls/hospitalizations within the past 95 days?	□ Yes □ No
If yes, please complete the following	information:	
Facility/Hospital	Admit Date	Discharge Date
State reason for visit		
state reason for visit		
Please list doctors/physicians/psychi	atrist/psychologists that you are currently see	ing:
Doctor's Name	Reason for doctor visit	Specialty
Please list all medications you are cure parate copy of your updated list).	arrently taking (please use the back of this form	n for more space or provide
Medication	Reason for Medication	Daily Dosage
Please List any Allergies:		



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This form is required to be completed by applicant

Plea	ase indicate if you have	injuries	s related to the list below. If ye	s, please	specify:		
Wo	rk □Yes □ No						
Mo	Motor vehicle accident (MVA) □ Yes □ No Assault □ Yes □ No						
Ass							
		Med	ical Problems/ Disease/ Dia	gnosis			
	ase indicate whether yo owing medical problem		had or have been diagnosed w	ith or ar	e under active treatment for any of the		
	Allergies		Chest Pain		Hepatitis/Liver Disease		
	Anemia		COPD/Emphysema		High Blood Pressure		
	Anxiety		Coronary Artery Disease		High Cholesterol		
	Arthritis		Depression		Irritable Bowel Syndrome		
	Asthma		Diabetes		Kidney Disease		
	Atrial Fibrillation		Gallbladder Disease		Osteoporosis		
	Bipolar Disorder		Glaucoma		Schizophrenia		
	Blood Clots		Heartburn/Gastric Reflux		Seizure Disorder		
	Cancer		Heart Attack		Stroke		
	Type		Heart Disease		Thyroid Disease		
	Cardiac Arrhythmia		Heart Valve Disorder		Other		
	Cataracts		Headaches/Migraines				
Clie	ent Signature				Date		



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RELEASE FORM

HCAP#:	
This release form has been explained to me and consosignature proving my understanding of all the inform	
I requ Hospital District's Health Care Assistance Program.	est that information be released to Montgomery County
	ersonal medical record or other medical, employment, e necessary to assist in the processing of my application
•	rees, the public agencies providing such information and ishing information, from all liability resulting from the
In addition, I hereby consent to the use and production compensation to me. All cards including photos shall compensation to me.	n by MCHD, of photos made, for any purpose without onstitute MCHD property, solely and completely.
APPLICANT:	
Signature	Date
Printed Name	

Montgomery County Hospital District Health Care Assistance Program (HCAP)

Bill Pay-Client Responsibility Form

Client Signature	Date
rebilling, billing errors, refusal to see client, etc.	
following, the processing of claims by the HCAP office. This includes ba	lance billing, incorrect billing,
I understand that HCAP is not responsible for any action a medical p	
Lunderstand that HCAD is not responsible for any action a medical n	rouidar might take prior to ar
procedures and guidelines.	
I understand that medical claims received by HCAP will be processed	l adhering to District and State
instruct their staff to submit medical claims to the HCAP office as indicated	d on my HCAP card.
In the event of receiving a medical bill, it is my responsibility to con	·
providers must do this.	
my HCAP card. I understand that I cannot send medical bills to the HCAF	office, and that only medical
I am responsible for instructing all medical providers where to submit	medical claims as indicated on
,,	
coverage. Claims not submitted within 95 days will become my responsibi	,
It is my responsibility to contact all medical providers immediately	and notify them of my HCAP

Montgomery County Hospital District Health Care Assistance Program (HCAP)

Bill Pay-Formulario de Responsabilidad del Cliente

Firma del Cliente	Fecha
Entiendo que HCAP no es responsable de cualquier acción que antes, o después, del procesamiento de facturas por parte de la oficil de saldo, facturación incorrecta, facturación múltiple, errores d servicios, etc.	na de HCAP. Esto incluye facturación
Entiendo que las facturas médicas recibidas por HCAP serán pro pautas tanto del Distrito como del Estado.	cesadas siguiendo procedimientos y
En caso de recibir una factura médica, es mi responsabilidad co indicarle a su equipo que las facturas médicas deben ser enviadas a indica en mi tarjeta HCAP.	
Soy responsable de indicar a todos los proveedores médicos hac cual como se indica en mi tarjeta HCAP. Entiendo que no puedo en HCAP, y que solo proveedores médicos pueden hacer esto.	
Es mi responsabilidad contactar a todos los proveedores médicos mi cobertura con HCAP. Facturas que no sean recibidas dentro responsabilidad de pago.	•