

University of Cincinnati Department of Neurosurgery HIPAA: Research & Publication Quick Guide

Caution: When Teaching becomes Research

The pathway to publication often begins as a grand rounds lecture or a poster/lecture at a national meeting. HIPAA requires patient authorization or IRB waiver of authorization at the point when PHI is **used** for research purposes. So, seek appropriate authorization **before** you begin writing your journal article or chapter.

Type	Activity	HIPAA requirements		
		Patient Authorization	IRB Waiver	De-identify
Teaching	Grand rounds and M&Ms at our institutions (UC, Christ, CHMC, GSH)	NO	NO	PHI limited to minimum necessary
	Grand rounds at other institutions (visiting professor)	NO	NO	YES
	Lectures to medical students			
	Practical courses at our institutions			
	Lectures and Practical courses at national or international meetings			
	CME symposiums			
	Abstract submission for oral or poster presentations			
Poster presentation at national/international meetings				
Research	Journal articles, case reports, or book chapters	YES	YES if unable to obtain patient authorization	YES
	Review preparatory to research	NO Complete Preparatory to Research Form	NO	NO
	Research on decedents	NO Complete Research on Decedents Form	NO	NO
	Clinical trials	YES	YES if patient authorization unobtainable study protocol	NO
Marketing	Hospital newsletter article or media interview/article/story	YES	NO	YES
	Technique or case report for pharmaceutical or equipment manufacturer	YES	NO	YES
	Lecture or video presentation for pharmaceutical or equipment manufacturer (OMI, BrainLab, Hitachi)	YES	NO	YES

Obtaining forms

Obtain forms from Suzanne Kempisty or Jene Skelly. University of Cincinnati Waiver of Authorization form is available at <http://www.med.uc.edu/irb/hipawaiver.pdf>. The author or investigator must complete and submit the form to the IRB; this approval may take a month or longer.