42 CFR Part 2 Applicability

Why is 42 CFR Part 2 Important?

Advance integrated treatment, quality assurance and exchange of information, safeguarding patient privacy, utilization of technology, and providing patients greater control of how their information is used and disclosed

Determining Applicability

Does your program receive Federal assistance, 42 CFR Part 2, § 2.12(b)?

Yes

Do you meet the "Program" definition, 42 CFR Part 2, § 2.11

Yes

Restrictions on use and disclosure may apply, unless there is an applicable exception

Please refer to 42 CFR Part 2 or speak with your legal counsel to determine if any exception may apply. Exceptions in the regulation include:

- Department of Veterans Affairs
- Armed Forces
- Communicating with Part 2 Program personnel
- Communicating with an entity having direct administrative control over the Part 2 Program
- Qualified Service Organizations
- Crimes that occur on Part 2 Program property or against Part 2 Program personnel
- Reports of suspected child abuse or neglect