

IN THE CIRCUIT COURT, FOURTH
JUDICIAL CIRCUIT, IN AND FOR
DUVAL COUNTY, FLORIDA

DIVISION: CV-E

IN RE: ALL PENDING CIVIL CASES
ASSIGNED TO DIVISION CV-E

**DIVISION CV-E STANDING ORDER ON DISCLOSURE OF PROTECTED HEALTH
INFORMATION UNDER THE HEALTH INSURANCE PORTABILITY AND
ACCOUNTABILITY ACT OF 1996**

The federal Health Insurance Portability and Accountability Act of 1996 (HIPAA), Pub. L. No. 104-191, 110 Stat. 1936 (codified as amended in scattered sections of 18, 26, 29 and 42 U.S.C.) authorizes an entity covered by federal regulations to disclose protected health information in response to a subpoena, discovery requests, or other lawful process under certain circumstances see 45 C.F.R. parts 160-164; and

A qualified protective order is a court order or stipulation by the parties to litigation that prohibits the parties from using or disclosing protected health information for any purpose other than the litigation and requires the information to be returned or destroyed at the conclusion of the litigation; and

The many requests the Court receives for such orders make it desirable to have a form qualified protective order and order to disclose protective health information available to the litigants and the Bar to reduce the demand for hearing time and facilitate Division CV-E's meet and confer requirement; it is therefore,

ORDERED:

1. The form HIPAA Qualified Protective Order and Order to Disclose Protected Health Information, attached hereto as Exhibit "A", is made available for use in all cases assigned