MEMORANDUM

DATE: August 20, 2013

TO: Cathy Anderson, Chair, Institutional Policy Committee
Allyson Mower, President, Academic Senate

FROM: David W. Pershing

SUBJECT: Interim Rule 4-004D: Health Sciences Encryption of Protected Health Information

Attached please find Interim Rule 4-004D: Health Sciences Encryption of Protected Health Information. I have approved this interim rule effective today, after yesterday's consultation with the Academic Senate Executive Committee, and I am requesting that the Institutional Policy Committee post this to the University Regulations Website. Due to extraordinary circumstances, this interim rule is approved to take effect immediately on an interim basis without prior presentation to the Academic Senate, pursuant to Policy 1-001-III-4-d.

Imminent implementation of this interim rule is critical to the efficient operations of the University of Utah Health Sciences Center. The use of the interim rule process was recommended to my office by the Senate Executive Committee. I am advised that the encryption standards as set forth in the interim rule are required by federal law, and that the Health Sciences Center has committed to the federal government to achieve compliance with these standards by September 30, 2013.

Although it is necessary to promulgate this rule immediately as an interim rule, I have also requested that this interim rule be presented to the Executive Committee and be promulgated as a permanent rule through the normal process.