

**Abstract:** The Health Information Technology for Economic and Clinical Health (HITECH) Act, Title XIII of Division A and Title IV of Division B of the American Recovery and Reinvestment Act of 2009 (ARRA) (Pub. L. 111–5) requires the Office for Civil Rights to collect information regarding breaches discovered by covered entities and their business associates under the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rule (45 CFR Part 160 and Subparts A and E of Part 164). ARRA was enacted on February 17, 2009. The

Department of Health and Human Services (HHS) issued interim final regulations on August 24, 2009 (74 FR 42740), which became effective September 23, 2009, to require HIPAA covered entities and their business associates to provide notification in the case of breaches of unsecured protected health information. Section 164.404 of this interim final regulation requires HIPAA covered entities to notify affected individuals of a breach of their unsecured protected health information and, in some cases, to notify the media of such breaches pursuant to § 164.406.

Section 164.408 requires covered entities to provide the Secretary with immediate notice of all breaches of unsecured protected health information involving more than 500 individuals. Additionally, the Act requires covered entities to provide the Secretary with an annual log of all breaches of unsecured protected health information that involve less than 500 individuals. Finally, business associates must notify the covered entity of any breaches that occur subject to § 164.410.

Type of respondent	Number of respondents	Average number of responses per respondent	Average burden hours per response	Total burden hours
Individual Notice—Written and E-mail Notice (drafting, preparing, sending, and documenting notification) .....	106	1	206	21,836
500 or More Affected Individuals (investigating and documenting breach) ....	56	1	44	2,464
Less than 500 Affected Individuals (investigating and documenting breach) .....	50	1	8	400
Individual Notice—Substitute Notice (posting or publishing) .....	70	1	1	70
Individual Notice—Substitute Notice (toll-free number) .....	70	1	3,438	240,660
Media Notice .....	56	1	1	56
Notice to Secretary (notice for breaches affecting 500 or more individuals and annual notice and maintenance of annual log) .....	106	1	140/60	247
<b>TOTAL</b> .....	.....	.....	.....	265,733

**Seleda Perryman,**

*Office of the Secretary, Paperwork Reduction Act Reports Clearance Officer.*

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**BILLING CODE 4153–01–P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the National Coordinator for Health Information Technology HIT Policy Committee's NHIN Workgroup Meeting; Notice of Meeting

**AGENCY:** Office of the National Coordinator for Health Information Technology, HHS

**ACTION:** Notice of meeting.

This notice announces a forthcoming subcommittee meeting of a federal advisory committee of the Office of the National Coordinator for Health Information Technology (ONC). The meeting will be open to the public.

**Name of Committee:** HIT Policy Committee's Nationwide Health Information Network (NHIN) Workgroup.

**General Function of the Committee:** To provide recommendations to the National Coordinator on a policy framework for the development and adoption of a nationwide health information technology infrastructure that permits the electronic exchange and

use of health information as is consistent with the Federal Health IT Strategic Plan and that includes recommendations on the areas in which standards, implementation specifications, and certification criteria are needed. The NHIN Workgroup is charged with creating a policy and technical framework that allows the internet to be used for the secure and standards-based exchange of health information, in a way that is open to all and fosters innovation.

**Date and Time:** The meeting will be held on January 7, 2010, from 9 a.m. to 12:30 p.m./Eastern Time.

**Location:** To be determined. Please check the ONC Web site for additional information as it becomes available. The meeting will be available via webcast; visit <http://healthit.hhs.gov> for instructions on how to listen via telephone or Web.

**Contact Person:** Judy Sparrow, Office of the National Coordinator, HHS, 330 C Street, SW., Washington, DC 20201, 202–205–4528, Fax: 202–690–6079, e-mail: [judy.sparrow@hhs.gov](mailto:judy.sparrow@hhs.gov). Please call the contact person for up-to-date information on this meeting. A notice in the **Federal Register** about last minute modifications that impact a previously announced advisory committee meeting cannot always be published quickly enough to provide timely notice.

**Agenda:** The workgroup will be discussing the nationwide health information network (NHIN), with a primary emphasis on authentication mechanisms used by the NHIN and the private sector. The workgroup will be hearing testimony from stakeholder groups. ONC intends to make background material available to the public no later than two (2) business days prior to the meeting. If ONC is unable to post the background material on its Web site prior to the meeting, it will be made publicly available at the location of the advisory committee meeting, and the background material will be posted on ONC's Web site after the meeting, at <http://healthit.hhs.gov>. The meeting will be available via webcast; visit <http://healthit.hhs.gov> for instructions on how to listen via telephone or Web.

**Procedure:** Interested persons may present data, information, or views, orally or in writing, on issues pending before the committee. Written submissions may be made to the contact person on or before January 4, 2010. Oral comments from the public will be scheduled between approximately 11 a.m. and noon/Eastern Time. Time allotted for each presentation will be limited to three minutes. If the number of speakers requesting to comment is greater than can be reasonably accommodated during the scheduled

open public hearing session, ONC will take written comments after the meeting until close of business on that day.

Persons attending Workgroup meetings are advised that the agency is not responsible for providing access to electrical outlets.

ONC welcomes the attendance of the public at its advisory committee meetings. Seating is limited at the location, and ONC will make every effort to accommodate persons with physical disabilities or special needs. If you require special accommodations due to a disability, please contact Judy Sparrow at least seven (7) days in advance of the meeting.

ONC is committed to the orderly conduct of its advisory committee meetings. Please visit our Web site at <http://healthit.hhs.gov> for procedures on public conduct during advisory committee meetings.

Notice of this meeting is given under the Federal Advisory Committee Act (Pub. L. 92-463, 5 U.S.C., App. 2).

Dated: December 18, 2009.

**Judith Sparrow,**

*Office of Programs and Coordination, Office of the National Coordinator for Health Information Technology.*

[FR Doc. E9-30673 Filed 12-24-09; 8:45 am]

**BILLING CODE 4150-45-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Meeting of the Advisory Committee on Minority Health

**AGENCY:** Department of Health and Human Services, Office of the Secretary, Office of Public Health and Science, Office of Minority Health.

**ACTION:** Notice of meeting.

**SUMMARY:** As stipulated by the Federal Advisory Committee Act, the Department of Health and Human Services (DHHS) is hereby giving notice that the Advisory Committee on Minority Health (ACMH) will hold a meeting. This meeting is open to the public. Preregistration is required for both public attendance and comment. Any individual who wishes to attend the meeting and/or participate in the public comment session should e-mail [acmh@osops.dhhs.gov](mailto:acmh@osops.dhhs.gov).

**DATES:** The meeting will be held on Tuesday, January 5, 2010 from 9 a.m. to 5 p.m. and Wednesday, January 6, 2010 from 9 a.m. to 1 p.m.

**ADDRESSES:** The meeting will be held at the Doubletree Hotel, 1515 Rhode Island Ave., NW., Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** Ms. Monica A. Baltimore, Tower Building,

1101 Wootton Parkway, Suite 600, Rockville, Maryland 20852. *Phone:* 240-433-2882; *Fax:* 240-453-2883.

**SUPPLEMENTARY INFORMATION:** In accordance with Public Law 103-392, the ACMH was established to provide advice to the Deputy Assistant Secretary for Minority Health in improving the health of each racial and ethnic minority group and on the development of goals and specific program activities of the Office of Minority Health.

Topics to be discussed during this meeting will include strategies to improve the health of racial and ethnic minority populations through the development of health policies and programs that will help eliminate health disparities, as well as other related issues.

Public attendance at the meeting is limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the designated contact person at least fourteen (14) business days prior to the meeting. Members of the public will have an opportunity to provide comments at the meeting. Public comments will be limited to three minutes per speaker. Individuals who would like to submit written statements should mail or fax their comments to the Office of Minority Health at least seven (7) business days prior to the meeting. Any members of the public who wish to have printed material distributed to ACMH committee members should submit their materials to the Executive Secretary, ACMH, Tower Building, 1101 Wootton Parkway, Suite 600, Rockville, Maryland 20852, prior to close of business December 29, 2009.

Dated: December 10, 2009.

**Garth Graham,**

*Deputy Assistant Secretary for Minority Health, Office of Minority Health, Office of Public Health and Science, Office of the Secretary, U.S. Department of Health and Human Services.*

[FR Doc. E9-30278 Filed 12-24-09; 8:45 am]

**BILLING CODE 4150-29-M**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### Opportunity for Co-Sponsorship of the President's Challenge Physical Activity and Fitness Awards Program

**AGENCY:** Department of Health and Human Services, Office of the Secretary, Office of Public Health and Science,

Office of the President's Council on Physical Fitness and Sports.

**ACTION:** Notice.

**SUMMARY:** The Office of the President's Council on Physical Fitness and Sports (PCPFS) announces the opportunity for non-Federal public and private sector entities to co-sponsor and administer a series of financially self-sustaining activities related to the President's Challenge Physical Activity and Fitness Awards Program (President's Challenge). Potential co-sponsors must have a demonstrated interest in and be capable of managing the day to day operations associated with the program and be willing to participate substantively in the co-sponsored activity.

**DATES:** To receive consideration, a request to participate as a co-sponsor must be received by 5 p.m. EST on Friday, February 12, 2010 at the address listed. Requests will meet the deadline if they are either (1) received on or before the deadline date; or (2) postmarked on or before the deadline date. Private metered postmarks will not be accepted as proof of timely mailing. Hand-delivered requests must be received by 5 p.m. Requests that are received after the deadline date will be returned to the sender.

**ADDRESSES:** Proposals for co-sponsorship should be sent to Jane Wargo, Program Analyst, Office of the President's Council on Physical Fitness and Sports, 200 Independence Avenue, SW., Room 738H, Washington, DC 20201; *Ph:* (202) 690.5157, *Fax:* (202) 690.5211. Proposals may also be submitted by electronic mail to [jane.wargo@hhs.gov](mailto:jane.wargo@hhs.gov).

**FOR FURTHER INFORMATION CONTACT:** Jane Wargo, Program Analyst, Office of the President's Council on Physical Fitness and Sports, *Ph:* (202) 690.5157, *E-mail:* [jane.wargo@hhs.gov](mailto:jane.wargo@hhs.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

The PCPFS was established as the President's Council on Youth Fitness by President Eisenhower in 1956. The PCPFS operates under Executive Order (E.O.) 13265 continued by E.O. 13446. The Council advises the President, through the Secretary, about progress promoting physical activity, fitness, and sports. Specifically, the Council, as outlined in E.O. 13265, Section (1)(b), is directed to "stimulate and enhance coordination of programs within and among the private and public sectors that promote participation in, and safe and easy access to, physical activity and sports" and Section (1)(c) "expand