

Provider Notice

To: **All PerformCare Providers**
From: **Jessica Yasher, MBA, MSN, RN, Director of Operations**
Date: **March 31, 2026**
Subject: **AD 26 103 Sharing of Protected Health Information (“PHI”)**

PerformCare wanted to remind providers about some of the recent changes to the federal rules regarding the sharing of Protected Health Information (“PHI”) that were updated via amendment to 42 CFR Part 2. These changes, implemented in early 2022, are designed to assist providers in sharing PHI relating to behavioral health and substance abuse treatment with other providers for the purposes of care coordination. The updates to 42 CFR Part 2 allow for the sharing of PHI in alignment with existing HIPAA regulations for the purposes of treatment, payment, and health plan operations (“TPO”). This change eliminates the need for an additional separate release of information to be signed to share PHI for TPO reasons after the original consent is obtained from the member. We encourage all providers to review the HHS Factsheet that has important information about these updates to ensure their continued compliance with these new requirements: <https://www.hhs.gov/hipaa/for-professionals/regulatory-initiatives/fact-sheet-42-cfr-part-2-final-rule/index.html>

Additionally, HHS has posted FAQs specific to the sharing of PHI between physical health and mental health providers. We again encourage our providers to review these resources to allow them to determine when PHI may be shared for the purposes of care coordination and continuity of care to best serve their patients. These FAQs can be found at the following link: <https://www.hhs.gov/hipaa/for-professionals/faq/3007/when-does-hipaa-allow-hospital-notify-individuals-family-friends-caregivers-patient-hospitalized-psychiatric-hold-been-admitted-discharged/index.html>

If you have questions or need further assistance, please contact your Account Executive.

cc: Lisa Hanzel, PerformCare
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PerformCare Account Executives