

Maryland Health Homes Provider Consent FAQs

What consent forms must my patients sign to participate in the Health Home program?

Every patient must sign the Consent to Receive Health Home Services. Other consent requirements are set forth in federal and Maryland law and include: HIPAA; Maryland Medical Records Act, including special provisions related to mental health records, and 42 CFR Part 2, relating to certain substance abuse treatment providers.

Can I just rely on the Consent to Receive Health Home Services form to comply with other privacy laws?

No, the Consent to Receive Health Home Services does not take the place of other necessary consent forms. Different providers and different records each provider holds may be subject to different privacy protections. For example, some, but not all, providers may be “Part 2” organizations, which are subject to more stringent requirements than other providers with regard to substance abuse data. The Department cannot tell a provider which laws apply to it, so each provider must ensure they follow all applicable law in addition to obtain the Consent to Receive Health Home Services.

How often must I obtain a new Consent to Receive Health Home Services from each participant?

The Consent to Receive Health Home Services is a one-time, per participant requirement.

What happens if I fail to maintain all necessary consent documents?

In addition to the sanctions that may be present in other laws and regulations, COMAR 10.09.33.04J requires providers to comply with all federal and state privacy requirements. If a provider does not maintain the necessary consent documents required by other law, the Department could suspend or terminate the provider’s participation in medical assistance.