

Preemption of State Law

[How do I know if a State law is "contrary" to the HIPAA Privacy Rule?](#)

[How do I know if a State law is "more stringent" than the HIPAA Privacy Rule?](#)

[How does the HIPAA Privacy Rule reduce the potential for conflict with State laws?](#)

[My State law authorizes health care providers to report suspected child abuse to the State Department of Health and Social Services. Does the HIPAA Privacy Rule preempt this State law?](#)

[My State law provides greater privacy protections on patients' HIV information than the HIPAA Privacy Rule. Is this more protective State law preempted by the Privacy Rule?](#)

[Under what circumstances will HHS grant a State law preemption exception determination?](#)

[Will a State law preemption exception determination apply only to the entity that requested the determination?](#)

[Will HHS make determinations as to whether a provision of State law is "more stringent" than or "contrary" to a provision of the HIPAA Privacy Rule?](#)

[Will HHS publish exception determinations?](#)

[Does the HIPAA Privacy Rule preempt State laws?](#)

Source: OCR's Website: Preemption of State Law FAQ

http://www.hhs.gov/ocr/privacy/hipaa/faq/preemption_of_state_law/

