



Federal Trade Commission

The nation's consumer protection agency

Notice of Breach of Health Information

Are you in the business of offering or maintaining "personal health records" as defined in the FTC's Health Breach Notification Rule? Does your company offer products or services that interact with personal health records – for example, an online weight tracker that sends health information to a personal health record or pulls information from it? If that describes your business or product – and if you're not covered by the Health Insurance Portability & Accountability Act (HIPAA) – the law requires you to take steps if you've had a breach involving information in a personal health record not secured in a certain way. Under the law, [16 C.F.R. Part 318](#), you must:

1. Notify everyone whose information was breached;
2. Notify the Federal Trade Commission (FTC); and
3. In some cases, notify the media.

The FTC has designed this form for you to report a breach to us. For more on notifying the people whose information was breached, visit [Complying with FTC's Health Breach Notification Rule](#).

For all breaches

Submit this online form by clicking "Start Form" below. Make sure to complete all fields. Include your own contact information. Don't include any personally identifiable information involved in the breach.

Timelines

For breaches involving the records of 500 or more people

Submit this online form at the same time you notify the people whose information was breached. Under the Rule, that means as soon as you can and no later than 60 days after discovering the breach.

For breaches involving the records of fewer than 500 people

Submit this online form by the 60th day of the calendar year following the breach. For example, if you discover a breach involving fewer than 500 people on September 30, 2024, submit this online form to the FTC no later than 60 days into the calendar year of 2025. If you experience multiple breaches like this in one calendar year – for example, one on September 30th in 2024 involving fewer than 500 people and another on November 1st in 2024 involving fewer than 500 people – submit this online form for each breach, and submit it to the FTC no later than 60 days into the calendar year of 2025.

Questions? Email the FTC at Healthbreach@ftc.gov, or call us at (202) 326-2918.

Paperwork Reduction Act Statement: Under the Paperwork Reduction Act, as amended, an agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number and expiration date. The OMB control number is 3084-0150 and the expiration date is 07/31/25.

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Your company or organization		
Name of your company or organization:		Website:
Address:		
City	State	Zip
Contact person at your company or organization:		
Contact telephone:		Contact email address:
About how many employees does your company or organization have?		What products or services do you offer?
Information about the breach		
Type of breach: <ul style="list-style-type: none"> <input type="checkbox"/> Lost or stolen laptop, computer, flash drive, disk, etc. <input type="checkbox"/> Stolen password or credentials <input type="checkbox"/> Unauthorized access by an employee or contractor <input type="checkbox"/> Hacker <input type="checkbox"/> Other (describe) 		
Date(s) the breach happened (if you know): From: <input type="text"/> / <input type="text"/> / <input type="text"/> To: <input type="text"/> / <input type="text"/> / <input type="text"/>		Have you made the breach public? <input type="checkbox"/> Yes <input type="checkbox"/> No
Date the breach was discovered: <input type="text"/> / <input type="text"/> / <input type="text"/>		If YES, when and how did you make it public?
How many individuals were affected by the breach?		
Comments (Optional):		
Type of information involved (check all that apply):		
Personal Information <ul style="list-style-type: none"> <input type="checkbox"/> Name <input type="checkbox"/> Address <input type="checkbox"/> Date of birth <input type="checkbox"/> Social Security number <input type="checkbox"/> Driver's license or ID card number <input type="checkbox"/> Financial information (credit card number, bank account number, etc.) <input type="checkbox"/> Health insurance information (insurance carrier, insurance card number, etc.) <input type="checkbox"/> Other personal information (describe): 		Health Information <ul style="list-style-type: none"> <input type="checkbox"/> Basic information (age, sex, height, etc.) <input type="checkbox"/> Disease or medical conditions <input type="checkbox"/> Medications <input type="checkbox"/> Treatments or procedures <input type="checkbox"/> Immunizations <input type="checkbox"/> Allergies <input type="checkbox"/> Information about children <input type="checkbox"/> Test results <input type="checkbox"/> Hereditary conditions <input type="checkbox"/> Mental health information <input type="checkbox"/> Information about diet, exercise, weight, etc. <input type="checkbox"/> Correspondence between patient and providers <input type="checkbox"/> Living wills, advance directives, or medical power of attorney <input type="checkbox"/> Organ donor authorization <input type="checkbox"/> Other health information (describe):

Commented [MR1]: For "Type of breach," we will be adding a checkbox entitled "Unauthorized disclosure" to this list. For technical reasons, we are not able to add it to this document at this time but this change will be made following OMB approval.

Commented [MR2]: Under "Personal Information," we will be adding a checkbox entitled "Other personal identifier (mobile advertising ID, email address, phone number, etc.)." For technical reasons, we are not able to add it to this document at this time but this change will be made following OMB approval.

Commented [MR3]: Under "Health Information," we will be adding checkboxes entitled:

- Vital signs
- Symptoms
- Bodily functions
- Sexual health
- Fertility
- Genetic information
- Derived health data from consumers' interactions with apps and other online services
- Emergent health data (health information inferred from non-health-related data points)

For technical reasons, we are not able to add them to this document at this time but these changes will be made following OMB approval.

Commented [MR4]: At end of the Health Information list, we will be adding a checkbox entitled "Other Health Information" where submitters can check and describe any other health information involved in a breach. For technical reasons, we are not able to add it to this document at this time but this change will be made following OMB approval.

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What steps are you taking to investigate the breach?
What steps are you taking to mitigate losses?
What steps are you taking to protect against further breaches?
List any law enforcement agencies you've contacted about the breach.
Breach notification
Have you notified the people whose information was breached? <input type="checkbox"/> YES. We notified them on (please provide date): Once you submit this form, we will send you an email within 2–5 business days with instructions on how to securely submit to the FTC a copy of the breach notification letter you sent. Don't include any personally identifiable information on this form, other than your own contact information. <input type="checkbox"/> NO. Our investigation isn't complete or we haven't notified for other reasons. <input type="checkbox"/> If you determine there was a reportable breach, you must: 1) Notify the people whose information was breached as soon as possible – and no later than 60 days after discovering the breach; and 2) submit a copy of your notice to the FTC. Don't include any personally identifiable information on this form, other than your own contact information. If you haven't notified the people whose information was breached, we will send you an email within approximately 2–5 business days with instructions on how to securely send a letter to the FTC explaining why you haven't notified the people whose information was breached.
Has anyone at your business or organization received information that someone has been harmed by this breach? For example, has a customer contacted you to complain about identity theft? Or are you aware of any public disclosure of information that resulted from the breach? <input type="checkbox"/> YES <input type="checkbox"/> NO Describe the harm you've found out about. Don't include any personally identifiable information.

For FTC use: Reference Number: _____

Commented [MR5]: We are proposing to move up a paragraph from below so text will read:

"Have you notified the people whose information was breached?"

If you determine there was a reportable breach, you must: 1) Notify the people whose information was breached as soon as possible – and no later than 60 days after discovering the breach; and 2) submit a copy of your notice to the FTC. Don't include any personally identifiable information, other than your own contact information."

For technical reasons, we are not able to move the language at this time but this change will be made following OMB approval.