



Megan Hardiman

Partner

megan.hardiman@kattenlaw.com

Chicago

p +1.312.902.5488

Practices

Privacy, Data and
Cybersecurity

Industries

FOCUS: Health Care

Health Information
Privacy and Security

Clinical Integration and
Managed Care

Health Care Finance

Health Care
Regulatory and
Compliance

Health Care Tax
Exempt

Health Care
Transactions

Health Care Services
Private Equity

Recognition

Legal 500, 2018–2019

Education

JD, University of Illinois
College of Law, *cum
laude*

BS, University of
Illinois, with high
honors

Bar Admissions

Illinois

Megan Hardiman is a partner in the firm's Health Care practice and co-head of the firm's Privacy, Data and Cybersecurity group. She regularly counsels clients on privacy practices, information security, and data breach planning and response. In particular, Megan devotes a significant portion of her practice to helping health care industry clients understand and meet the requirements of the Health Information Portability and Accountability Act of 1996, the Health Information Technology for Economic and Clinical Health Act, and state privacy and data breach laws. Megan closely follows related industry and regulatory agency developments and has advised on numerous complex information-sharing arrangements. Her deep knowledge of key privacy laws helps her clients mitigate risk in today's enhanced enforcement environment.

In addition, Megan has significant experience advising health care clients on a wide range of regulatory and transactional matters. Her transactional experience includes sales, acquisitions and affiliations involving a wide variety of health care industry clients, such as hospitals and health systems, home infusion companies, senior housing providers, urgent care centers, physician practice management companies and medical colleges. She has also represented tax-exempt health systems in structuring complex joint operating agreements and affiliations with unrelated health systems and has obtained favorable rulings from the Internal Revenue Service on the consequences of these and other transactions among tax-exempt organizations.

Megan frequently speaks and authors articles on privacy, data breach planning and response, and a range of other health care regulatory matters.

Memberships

- American Bar Association
- American Health Lawyers Association
- Illinois Association of Healthcare Attorneys
- International Association of Privacy Professionals

Advisories

- Bite in the Tail for British Airways and No Holiday for Marriott (July 15, 2019)
- Nevada Ups the Ante on Privacy, Adds New Opt-Out Rights Effective October 1 (June 11, 2019)



- The California Consumer Privacy Act | Does the CCPA Affect Me? (May 7, 2019)
- The California Consumer Privacy Act | What is the CCPA, and Why Should I Care? (April 17, 2019)
- New Cybersecurity Guidance for the Health Care Industry (and Last Call for HIPAA Rule Comments) (January 29, 2019)
- Global Ransomware Attack Serves as Reminder of Good Practices (May 15, 2017)
- Is Your Business Prepared for the Ransomware Epidemic? (September 27, 2016)
- Keeping Your Cybersecurity Affairs in Order: How to Avoid Becoming the Next Ashley Madison (September 14, 2016)
- U.S., EU Launch "Privacy Shield" Data Transfer Framework, Certification to Begin August 1 (July 18, 2016)
- OCR Kicks Off HIPAA Audits After Issuing Two Major Settlements (March 22, 2016)
- What US Companies Need to Know About New EU Data Protection Rules (December 29, 2015)
- The Court of Justice of the European Union Sinks the Safe Harbor Program (October 7, 2015)
- Final HIPAA Rule Has Sweeping Impact on Covered Entities and Business Associates (January 29, 2013)
- CMS Issues Proposed 60-Day Rule for Reporting and Returning of Overpayments (February 21, 2012)
- CMS Issues Final ACO Regulations (November 10, 2011)
- Government Issues Eagerly Awaited Proposed ACO Regulations (April 12, 2011)
- HHS Issues Guidance on Risk Analysis Required by HIPAA Security Rules (May 20, 2010)
- Supreme Court Rules Against Provena (March 22, 2010)
- HHS Issues Security Breach Notice Rule (August 31, 2009)

Articles

- Co-author, Is Your Business Prepared for the Ransomware Epidemic, *Wolters Kluwer Intellectual Property and Technology Law Journal* (November 15, 2016)
- Co-author, 4 Lessons From Ashley Madison's Cybersecurity Affair, *Law360* (September 20, 2016)

Newsletters

- *Health Care Perspectives* (April 2017)
- *The Katten Kattwalk* | Issue 11 (Fall 2016)
- *The Katten Kattwalk* | Issue 10 (Summer 2016)



- *Health Care Perspectives* (March 2016)
- *Health Care Perspectives* (May 2015)
- *Health Care Credentialing Update* (November 2011)
- *Health Care Update* (November 2011)
- *Health Care Update* (October 2010)
- *Health Care Credentialing Update* (October 2010)
- *Health Care Update* (October 2009)
- *Health Care Credentialing Update* (October 2009)

Speaking Engagements & Presentations

- Speaker | HIPAA Privacy in the Age of Social Media: Preventing and Addressing PHI in the Posts (June 13, 2019)
- Presenter | Anatomy of a Medical Practice's Data Breach: The First 72 Hours | Webinar (April 26, 2017)
- Presenter | Cybersecurity In Our World | Wisconsin Health & Educational Facilities Authority's 20th Annual WHEFA Workshop (March 21, 2017)
- Presenter | Tackling the Tough Issues in Health Care Law and Compliance | Chicago, Illinois (July 21, 2016)
- Panelist | The First 48 Hours: Responding to a Data Breach in 2015 | Chicago, Illinois (October 21–22, 2015)
- Presenter | Tackling the Tough Issues in Health Care Law and Compliance | Chicago, Illinois (June 11, 2015)
- Presenter | Hot Topics in HIPAA and Cybersecurity | Chicago, Illinois (June 11, 2015)
- Presenter | Understanding Community Benefit Under Section 501(c)(4) (January 2015)
- Presenter | Practical Considerations for Health Care in the Cloud | Webinar (December 18, 2014)
- Presenter | Overview of Corporate Practice of Medicine: Key Legal Issues (October 2014)
- Panelist | Tax Exemption and 990 Issues for 501(c)(4)s (Summer 2014)
- Panelist | Fifth Annual Women's In-House Counsel and Compliance Officer Program: Issues That Keep In-House Counsel and Compliance Officers Up at Night | Chicago, Illinois (June 19, 2014)
- Panelist | HIPAA Breach Notification – Practical Tips (April 2014)
- Panelist | Tax Exemption and Related Considerations (April 2014)
- Panelist | The Future of Healthcare: How Technology Is Enabling New Models of Healthcare Delivery | Chicago, Illinois (July 16, 2013)



- Recent HIPAA/HITECH Enforcement Highlights (July 10, 2013)
- HIPAA Update for PR Professionals – What's New and What's Not (June 20, 2013)
- Affordable Care Act FAQs Panel Discussion (April 11, 2013)
- HIPAA Omnibus Rule Panel Discussion (April 11, 2013)
- Presenter | Practical Guidance and Proposed Solutions in Response to HIPAA Omnibus Final Rule | Webinar (February 21, 2013)
- State Claims Assessment and TPA Registration Law Issues (July 3, 2012)
- Presenter | Sunshine on the Healthcare Industry: PPACA's "Physician Transparency" Provisions (October 26, 2010)
- Speaker | Maintaining 501(c)(4) Status: Current Challenges and Potential Changes (May 26, 2010)
- Presenter | The HITECH Act's New Breach Notification Requirements: Are You in Compliance? | Chicago, Illinois (October 30, 2009)
- Panelist | New Challenges in Compensating Executives of Tax-Exempt Organizations | Chicago, Illinois (July 11, 2007)

