



Andrea Frey

(she/her)

Partner

Co-Chair, Digital Health Practice

Co-Chair, Reproductive Health Practice

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San Diego:

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CAPABILITIES

COVID-19 / Public Health
Emergencies

Business Transactions

Compliance

Digital Health

Health Information Privacy
and Security

Medical Staff Operations and
Disputes

Reproductive Health

Research

Behavioral Health Providers

Community-Based Clinics

Hospitals and Health
Systems

EDUCATION

University of Washington
School of Law, J.D., M.P.H.,
2016

Tufts University, B.A., 2009

BAR ADMISSIONS

California, 2016

“Ensuring that clients’ and their patients’ data are appropriately protected requires in-depth knowledge and understanding of federal and state health privacy and security laws and requirements. My goal is to provide clients with practical and clear advice to guide them through the ever-evolving landscape of such laws so that they can feel confident that their data is safeguarded.”

Andrea Frey specializes in digital health, technology, and data sharing issues and regularly counsels health care providers, health technology companies, health information exchanges, and related businesses in navigating the complex web of federal and state laws that govern the exchange of health information. These include federal laws like HIPAA, the information blocking rules, and substance use disorder privacy regulations under 42 C.F.R. Part 2, as well as state laws like California’s Confidentiality of Medical Information Act (CMIA).

Andrea frequently works with clients on implementing measures to both safeguard and leverage their data in a compliant manner, such as through limited data use agreements and data licenses, and strives to ensure clients are up-to-date with regard to regulatory trends that could impact operations, including federal and state initiatives aimed at improving access to health data. She also often provides clients with strategic legal advice on the development, implementation, and operation of telemedicine services and other innovative digital health solutions.

More broadly, Andrea regularly advises clients on a range of regulatory and compliance issues, including clinical research requirements, medical staff operations and self-governance, provider licensure and credentialing, scope of practice and supervision requirements, as well as end-of-life and medico-legal matters. She also assists clients on a wide range of other transactional matters. As part of her transactional practice, Andrea often drafts and negotiates various types of contracts, including purchase agreements, operations transfer agreements, management agreements, and the like, and assists clients with conducting complex regulatory and corporate due diligence.

Recognition

- Best Lawyers, Ones to Watch, Business Organizations (including LLCs and Partnerships), 2022-2025
- The Burton Awards, Finest Law Firm Writers, 2018

Professional Affiliations

- American Health Lawyers Association
- American Bar Association
- California Society of Healthcare Attorneys
- Leadership Council on Legal Diversity
- Women in Health Care Executives

News

- Two HLB Lawyers Win Distinguished Legal Writing Award by the Burton Foundation
- Sheryl Xavier, Andrea Frey and Stephen Phillips Published in Reuters and Westlaw Today
- HLB Article Republished in Thomson Reuters Westlaw Today
- Thirty-One HLB Attorneys Have Been Named "Best Lawyers in America 2025" and "Ones to Watch"
- Rachel Zacharias and Andrea Frey Published in ABA Health Law, "HHS Finalizes Amendments to HIPAA Privacy Rule to Strengthen Privacy Protections for Reproductive Health Information Post-Dobbs"
- Andrea Frey is Quoted in Law360 Article, "Tougher Privacy Rule Won't End Abortion Data Fight"
- Hooper, Lundy & Bookman Elevates Five Partners and One Office Managing Partner
- Andrea Frey and Stephanie Gross Are Quoted in Law360 Article, "A Look Back at the Abortion Battles of 2023"
- Andrea Frey, Emily Brodtkin and Taryn Reid Published in Reuters, "Understanding standing with Alliance for Hippocratic Medicine v. FDA"
- Twenty-One HLB Attorneys Have Been Named "Best Lawyers in America 2024" and Five HLB Attorneys as "Ones to Watch"
- Published in Reuters: An uncertain outlook for reproductive health law in 2023
- Hooper, Lundy & Bookman Elevates Two Partners and Three Senior Counsel
- Andrea Frey Interviewed by Briefings on HIPAA
- Twenty-Four HLB attorneys have been named "Best Lawyers in America 2023" and "Ones to Watch"
- 'Sea Change In The Law': Inside One Firm's Post-Roe Practice
- Hooper, Lundy & Bookman Celebrates 35 Years!
- Two Hooper, Lundy & Bookman Attorneys Selected for the 2022 LCLD Fellows and Pathfinder Programs
- Nineteen HLB Attorneys Recognized in "Best Lawyers in America 2022" and "Ones to Watch," Plus One Attorney Named "Lawyer of the Year"
- AHLA Announces New 2022 Leadership Positions
- Hooper, Lundy & Bookman Ranked in the 2020 Edition of US News/Best Lawyers in America Best Law Firms
- Hooper, Lundy & Bookman Named To American Bar Association's Health Law Top 10 List
- Hooper, Lundy & Bookman Launches Webinar Series with Focused Discussions on Post-Acute Care Partnerships
- Hooper Lundy & Bookman Recognized Among the Top Health Law Firms in the United States by Chambers USA
- HLB Attorneys Paul Smith and Andrea Frey Receive Burton Award

Insights

- The AI Landscape: California and other State Legislative Efforts to Regulate Use of AI in Health Care

- HHS's Information Blocking Disincentives for Health Care Providers Take Effect
- HHS Finalizes Amendments to HIPAA Strengthening Privacy of Reproductive Health Information Post-Dobbs
- HHS Issues Guidance Regarding Informed Consent and Patient Privacy in Medical Training Settings
- Part 2 Update: HHS Final Rule Aligning Federal Protections for Substance Use Disorder Records with HIPAA
- Key Takeaways for Health Care Providers regarding new AI Transparency Provisions, EHR Certification criteria, and Information Blocking
- HHS Releases Long-Awaited Proposed Rule Regarding Appropriate Disincentives for Health Care Providers that Engage in Information Blocking
- California Signs into Law Legislative Package Expanding Access and Protections for Reproductive and Gender-Affirming Health Care
- Scrutiny of Online Tracking Technologies Continues
- FTC Proposes Amendments to Health Breach Notification Rule, Affirming its Commitment to Privacy of Consumer Health Information
- ONC HTI-1 Proposed Rule – Key Takeaways for Health Care Providers
- HHS Proposes to Amend HIPAA to Strengthen Privacy of Reproductive Health Information Post-Dobbs
- Conflicting Federal Decisions Issued on the FDA's Approval of Medication Abortion
- Preparing an Off-Ramp for the End of the Federal PHE: What Telehealth Providers Should Know
- HLB's Digital Health Practice Co-Author's AHLA Telehealth Law Handbook
- Finalizing the Path to Independent Practice Authority for Nurse Practitioners in California
- Long-awaited Proposed Updates to Align Federal Protections for Substance Use Records with HIPAA
- California Data Exchange Framework open for providers and healthcare entities to sign data sharing agreement
- Increasing Reliance on Telebehavioral Health – Beyond COVID-19
- Telemedicine Abortion Post Dobbs
- California Enacts Legislative Package Expanding Protections and Access to Abortion Services
- Courts And Regulators Continue To Grapple With Dobbs
- Update: Justice Department Sues Idaho Over Abortion Prohibition in Medical Emergencies
- California's Health Care Quality and Affordability Act
- HLB Launches Reproductive Health Practice Group
- Vermont Passes H. 655, Establishes Out-of-State Telehealth Licensure and Registration, New Digital Health Definitions
- Update: CMS and OSHA Release Federal Vaccine Mandates
- Medicare Physician Fee Schedule Brings Sweeping Changes
- Effective Immediately: California's New Health Facility Breach Reporting Regulations
- The Evolving Legal Landscape of Late Career Practitioner Policies
- HIPAA Proposed Rule – Removing Barriers to Care Coordination
- Final Anti-Kickback and Stark Rules: Value-Based Arrangements and Beyond
- California Clarifies Electronic Signature Law Effective Jan. 1, 2021
- New Nurse Practitioner Laws Change Scope of Practice, Reporting Obligations, and Financial Restrictions
- HHS Finalizes Transitional Changes to 42 CFR Part 2 Regulations
- CMS Issues Second Interim Final Rule to Expand Provider Flexibility and Coverage During the COVID-19 Pandemic
- The CARES Act Amends Part 2 to Align with HIPAA
- Practical Tips for Implementing Telehealth During the COVID-19 Pandemic
- CMS and ONC Finalize Interoperability and Information Blocking Rules
- Section 1135 Waivers Issued Following President's Emergency Declaration
- UPDATED 3/18/20: Congress Enables HHS to Relax Telehealth Restrictions to Help Fight COVID-19

- New Law Changes Physician Assistant Supervision Requirements Effective January 1, 2020
- California Assembly Bill 5 and Health Care Workers
- California Legislative Update: Pushing for Payment Parity and Removing Barriers to Telehealth
- HHS Proposes Changes to Rules Governing the Confidentiality of Substance Use Disorder Information
- Medi-Cal Releases Updates to Telehealth Manual
- Foreign Interests and Conflicts of Interest in Research
- President Trump signs the SUPPORT for Patients and Communities Act (H.R. 6)
- Mandatory CURES Consultation Effective October 2
- Ready or Not, EU's General Data Protection Regulation (GDPR) Is Here
- California Senate Bill 798 and its Impact on Section 805.01 Reporting Requirements
- Health Law Perspectives Medical Staff Special Edition, May 2018
- HHS Updates Rules on Confidentiality of Substance Abuse Records
- Federal Agencies Issue Revised Common Rule

Events

- Andrea Frey is Speaking at CAMSS 53rd Annual Education Forum
- HLB Webinar – 2024: A Landmark Year for Digital Health Innovation
- Hospital Association of Southern California (HASC) 2023 Annual Meeting
- Webinar: Health Information Exchanges and the Data Sharing Agreement
- Emily Brinkman and Andrea Frey Present to San Diego County Bar Association
- CANP 44th Annual Educational Conference
- California Telehealth Resource Center Summit
- Legal Considerations with Implementing Sustainable Telehealth Programs During the Pandemic and Beyond
- Wolters Kluwer Health Law Webinar Series – Telehealth and COVID 19
- Webinar: CARES Act – Hot Topics for Health Care Providers
- Webinar: AB 5 and Beyond – New Rules for Contracting with California Health Care Professionals in 2020
- The First Half is In the Books — What's In Store for the Rest of 2019
- HLB 2019 Medical Staff Update Seminar