Top Legal Risks for Providers

**DATA PRIVACY**
- Health systems must take measures to **protect all patient information**, regardless if it is HIPAA data or consumer data.
- **How and with whom data are shared** will increase risks, such as cross-institutional data sharing.
- **AI has proven it can reidentify de-identified data**, causing concerns.

**CYBERSECURITY**
- As AI capabilities enhance offensive efforts, they’ll do the same for defense; **staying on top of the latest capabilities** will be crucial.
- LLMs have **lowered the bar to entry for attackers** via ‘jailbreak’ tactics.
- **Phishing attacks are more sophisticated**, personalized and automated.

**CLINICAL LIABILITY**
- To date, **little signal from United States courts** about the question of liability for medical injuries caused by relying on AI-generated information and who is responsible.
- Health systems must **mitigate liability risks until a clearer standard** of care relating to AI systems is established.