Ellen Wright Clayton, MD, JD IOM Workshop 7/22/2010

# Ethical Issues in Biospecimen and Data Sharing

**Thinking About Research Participants** 

## Many patients are comfortable with data sharing

- Survey of >4000 VU faculty and staff
- How would sending deidentified genetic information to national database affect your willingness to participate [in BioVU]?

More willing to participate	18%
Less willing to participate	12%
Would not affect willingness to participate	69%

Nonetheless, serious ethical considerations exist.

### The role of research participants' desires

- Informed consent
  - § Ethical justifications
  - § Scope of consent
    - Data and specimen sharing needs to be addressed
    - Can broad consent truly be informed?
  - § Potential concerns
    - What types of research will be conducted?
      - Different diseases, ancestry?
    - Who will do the research?
      - Academic institutions v. commercial entities

#### The identifiability issue (1)

- More complete data
  - § Is more useful scientifically
  - § Creates the opportunity to return research results
  - § Poses a greater risk to privacy

#### The identifiability issue (2)

- HIPAA de-identification does not ensure anonymity
  - § Example -- Impact of external datasets
  - § Increasing availability of tools to assess privacy risks

#### Implications for investigators

- Need to protect research participants' privacy
  - § Decide about level of identifiability of data and specimens to be shared
    - Should data collector retains a key?
    - What about returning research results?
  - § Maintenance of good privacy practices in all institutions
- Data use agreements may often be necessary, particularly when sharing identifiable data and samples

#### Conclusions

The use of data and biospecimens for research entails significant ethical obligations to the individuals from they were obtained