SACVALLEY MEDSHARE	POLICY: *Compliance with Law and Policy*	POLICY NUMBER: *SVMS-02.002*
Compliance Requirement	Author: Elizabeth L Steffen	Origination Date: 01/15/2015
45 C.F.R. § 160.203	Revised By: Elizabeth L Steffen	Revised Date: 03/23/2016

Purpose and Principles:

The purpose of the Compliance with Law and Policy is to ensure that SacValley MedShare and its Participants shall develop internal policies that will help implement the principles of sound data management methods and accountability for such actions.

Scope and Accountability:

This policy applies to all Participants who have registered and are participating with the SacValley MedShare Health Information Exchange, regardless of electronic health record system, as well as SacValley MedShare and both parties' business associates/contractors/employees.

Policy Statement:

Laws.

Each Participant shall, at all times, comply with all applicable federal, state, and local laws and regulations, including, but not limited to, those protecting the confidentiality and security of individually identifiable health information and establishing certain individual privacy rights. Each Participant shall use reasonable efforts to stay abreast of any changes or updates to and interpretations of such laws and regulations to ensure compliance.

Federal Data Use and Reciprocal Support Agreement.

SacValley MedShare (SVMS) shall become and remain a signatory of the Federal Data Use and Reciprocal Support Agreement (DURSA). The common terms and conditions support the secure, interoperable exchange of health data between and among health information exchanges across the United States.

SacValley MedShare Policy.

Each Participant shall, at all times, comply with all applicable SVMS policies and procedures. The SVMS Policies may be revised and updated from time to time upon reasonable written notice to Participant. Each Participant is responsible for ensuring it is in compliance with the most recent version of the SVMS Policies.

Participant Policy.

Each Participant is responsible for ensuring that it has the appropriate and necessary internal policies for compliance with applicable laws and the SVMS policies.

Participant Criteria.

Each Participant shall itself be a HIPAA "covered entity" and thus is subject to both its legal duty as a regulated covered entity under HIPAA and its contractually assumed obligations under its Participation Agreement.

User Criteria.

Authorized users are individuals who have been granted access authority by a Participant and by SVMS. Each authorized user receives permission for access and use

of system data from the Participant and must maintain a relationship with the Participant for that access to continue. Such access must be outlined in the Participation agreement and be used in conjunction with Participant and SVMS Policy.

Authorization	Name	Signature	Date
Board Chair	Myron E. Machula	[signature]	2/2/2017
Compliance Officer			
Executive Director			

Reference:

Central Illinois Health Information Exchange Privacy Policies. (2011, December).

Chrisman, K. (2011, May). *Health Information Exchanges: What Your Client Needs You To Know.* The ABA Health eSource; ABA Health Law. Retrieved January 21, 2016 from: https://www.americanbar.org/newsletter/publications/aba_health_esource_home/aba_health_law_esource_1105_chrisman.html

Markel Foundation. (2015, January). *P2: Model Privacy Policies and Procedures for Health Information Exchange.* Retrieved January 15, 2015 from http://www.markle.org/health/markle-common-framework/connecting-professionals/p2?page=2

Version	Date	Author	Comment
.001	02/02/2015	E. Steffen/J. Helvey/M. Jensen/K. Dorsey-Tyler	Initial release.
.002	03/23/2015	E. Steffen/K. Dorsey-Tyler/C. Kitzman	Updated for Federal DURSA compliance.