

SAMPLING OF SERVICES

INITIAL PLANNING

- Development of ACO Governance and Legal Structure
- Formation Documents
 - Articles of Incorporation / Articles of Organization
 - Operating Agreements
 - Bylaws
 - Member Agreements
- Addressing Liability Issues
- Assessing Insurance Options (e.g., cyber risk, data breach risk, general liability, etc.)

ONGOING COMPLIANCE

- Policies and Procedures (e.g., use of social media, data sharing, HIPAA compliance, etc.)
- Regulatory Review
 - HIPAA
 - HITECH/Meaningful Use
 - State Privacy and Data Security Laws
- Review of Vendor and Business Associate Compliance (e.g., Meaningful Use, HL7, ICD-10, etc.)

CONTRACTS AND AGREEMENTS

- Vendor Licensing Agreements (including CPOE, EHR, EMR and PHR software licensing)
- Consulting Agreements (e.g., HITECH compliance consulting)
- Data Use Agreements (including DURSA's)
- Compliance Documents (e.g., disclosure authorization)
- Business Associate Agreements, Subcontractor Agreements, Outsourcing Agreements and Other Third-Party Agreements
- HIE Agreements

- Registry Agreements
- Subsidy Agreements
- Purchase Agreements
- Equipment Leasing Agreements

PRIVACY AND DATA SECURITY

- Policies and Procedures (e.g., information sharing, breach notification, confidentiality, disaster recovery, data destruction, etc.)
- Consent Management Procedures Between Partnering Organizations
- Privacy and Security Audits
- Federal and State Law Analysis/Counsel
- Vendor Policy Audits
- Breach Response and Notifications (including HHS, FTC, PCI, and state law requirements)
- Issues Surrounding Secondary Use of Data

We are ready, willing, and certainly able to assist any Dickinson Wright clients in matters concerning information technology laws, regulations, and transactions. For more information, please contact:



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