

HSX Data Sharing Principles

Physical Health Current Data-Sharing Principles	Behavioral Health Supplementary Data-Sharing Principles
HealthShare Exchange envisions a trusted community of healthcare stakeholders collaborating to deliver better care to consumers in the greater Philadelphia region.	A trusted community of Physical and Behavioral Health Providers ¹ shall be established to foster data sharing on behalf of the consumers they serve.
<p>HSX and its Participants agree to share data on behalf of healthcare consumers in accordance with applicable state and federal laws.</p> <ul style="list-style-type: none"> a. HSX shall adhere to the more restrictive law when there is a difference between state and federal laws. b. Participants shall follow the laws governing data sharing from the state in which they provide clinical services to the patient. 	Same as Physical Health.
HSX Participants make a commitment to share clinically relevant general medical information to enhance the quality of treatment provided to consumers.	HSX Participants make a commitment to share clinically relevant information to enhance the quality of treatment provided to behavioral health consumers.

¹ “Behavioral Health Providers” shall mean licensed facilities providing mental health services as defined by the PA Mental Health Procedures Act, 50 P.S. 7101 et seq., and/or 42 CFR Part 2 programs.



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HSX shall host data in a HIPAA compliant database with necessary security safeguards and controls.	Same as Physical Health.
Each HSX Participant shall be responsible for ensuring that their own Authorized Users access and disclose data in accordance with their appropriate professional licensure and roles, applicable law, and applicable privacy policies.	Same as Physical Health
HSX shall maintain a mechanism for confirming successful delivery of data to and from healthcare entities. HSX will conduct audits to monitor compliance with applicable HSX Policies.	Same as Physical Health
HSX supports and facilitates patients' choice to Opt-out of data sharing through the HSX Clinical Data Repository.	The HSX Participant is responsible for ensuring any and all authorizations or consents required by Applicable Law are obtained from Participant's patients or members before any mental health or 42 C.F.R. Part 2 Data is disclosed.
HSX Participant is responsible for promoting consumer awareness about health information exchange and educating consumers about their rights to have data accessible through the exchange.	Same as Physical Health



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HSX shall comply with HIPAA’s requirement for Accounting of Disclosures for non-treatment purposes as per HSX approved policies and procedures.	HSX shall maintain policies and procedures that ensure compliance with the requirements for consent as per 42 CFR Part 2 regulations and/or licensed state drug and alcohol agencies. <ul style="list-style-type: none">• HSX shall ensure that there is a mechanism to account for and provide a “List of Disclosures” in accordance with 42 CFR Part 2 Regulations.• HSX shall include a notice regarding the prohibition of re-disclosure with disclosures of data from 42 CFR Part 2 facilities.
HSX Participants are able to access data for treatment, payment and health care operations and in accordance with approved HSX Use Cases.	Based on HSX’s role based access criteria, HSX Participants are able to access data for treatment and/or in emergency circumstances.