

Data Exchange Framework (DxF)

Glossary of Defined Terms

This Data Exchange Framework (DxF) Glossary of Defined Terms includes the definitions used in the Data Sharing Agreement (DSA) and its Policies and Procedures (P&Ps). These definitions have been aggregated here in this Glossary as a central library of defined terms for those seeking such a reference. Each definition is presented along with a list of the document(s) in which the definition appears.

Access

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Access ” means the ability or means necessary to make Health and Social Services Information available for Exchange or Use.	<ul style="list-style-type: none"> • Information Blocking • Technical Requirements for Exchange

Admit, Discharge, Transfer (ADT) Event

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Admit, Discharge, Transfer (ADT) Event ” means, at a minimum, admission to a Hospital or Emergency Department, discharge from a Hospital or Emergency Department, or transfer from a Hospital or Emergency Department to another healthcare facility in which the admission, discharge, or transfer reflects an actual change in patient status, including cancellations of an admission, discharge, or transfer. ADT Events may include intra-facility transfers if requested by the Participant and supported by the Hospital or Emergency Department.	<ul style="list-style-type: none"> • Real-Time Exchange • Technical Requirements for Exchange

Agreement

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Agreement ” means this Data Sharing Agreement, the Policies and Procedures and the Specifications.	<ul style="list-style-type: none"> • Data Sharing Agreement

Applicable Law

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Applicable Law ” means all federal, state, local, and/or tribal laws and regulations then in effect and applicable to the subject matter herein. For the avoidance of doubt, federal government entities are only subject to federal law.	<ul style="list-style-type: none"> • Data Sharing Agreement • Breach Notification • Data Elements to Be Exchanged • Development of and Modification to P&Ps

	<ul style="list-style-type: none"> • Individual Access Services • Information Blocking • Permitted, Required and Prohibited Purposes • Privacy Standards and Security Safeguards • Requirement to Exchange HSSI • Process for Amending the DSA • Technical Requirement for Exchange
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Authorization

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Authorization” means and includes the requirements set forth at 45 CFR § 164.508 of the HIPAA Regulations and at Cal. Civ. Code §§ 56.11 and 56.21. The term shall include all requirements for obtaining consent to disclose confidential substance abuse disorder treatment records as set forth in 42 C.F.R. § 2.31, when applicable, and shall include any additional requirements under Applicable Law to disclose PHI or PII.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Permitted, Required and Prohibited Purposes • Technical Requirements for Exchange

Behavior

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Behavior” means any act or omission by a Participant.</p>	<ul style="list-style-type: none"> • Information Blocking

Breach

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Breach” means the unauthorized acquisition, Access, Disclosure or Use of Health and Social Services Information in a manner not permitted by the DSA or Applicable Law. This includes both:</p> <ol style="list-style-type: none"> 1. Unencrypted data that was, or is reasonably believed to have been, acquired by an unauthorized person, and 2. Encrypted data that was, or is reasonably believed to have been, acquired by an unauthorized person and the encryption key or security credential was, or has been reasonably believed to have been, acquired by an unauthorized person and the agency that owns or licenses the encrypted information has a reasonable belief that the encryption key or security credential could render that data readable or usable. 	<ul style="list-style-type: none"> • Data Sharing Agreement • Breach Notification

Business Associate

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Business Associate” means an organization that is defined as a “business associate” in 45 C.F.R. § 160.103 of the HIPAA Regulations.</p>	<ul style="list-style-type: none"> • Individual Access Services • Permitted, Required and Prohibited Purposes • Privacy Standards and Security Safeguards

Business Associate Agreement

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Business Associate Agreement” means a contract, agreement, or other arrangement that satisfies the requirements of 45 C.F.R. § 164.504(e), as applicable. With regard to Governmental Participants, a Business Associate Agreement may be a memorandum of understanding that satisfies the requirements of 45 C.F.R. § 164.504(e)(3).</p>	<ul style="list-style-type: none"> • Individual Access Services • Privacy Standards and Security Safeguards • Technical Requirements for Exchange

Confidential Participant Information

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Confidential Participant Information” means proprietary or confidential materials or information of a Participant in any medium or format that a Participant labels as such upon disclosure or that given the nature of the information or the circumstances surrounding its disclosure, reasonably should be considered confidential. Notwithstanding any label to the contrary, Confidential Participant Information does not include any information which is or becomes known publicly through no fault of the party to which such information is disclosed (a “Receiving Party”); is learned of by a Receiving Party from a third party entitled to disclose it; is already known to a Receiving Party before receipt from the disclosing Participant as documented by the Receiving Party’s written records; or is independently developed by a Receiving Party without reference to, reliance on, or use of the disclosing Participant’s Confidential Participant Information.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement

Covered Entity

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Covered Entity” has the meaning set forth at 45 C.F.R. § 160.103 and also includes the following as these terms are defined in California Civil Code § 56.05: “provider of health care,” “health care service plan,” and “licensed health care professional.”</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Privacy Standards and Security Safeguards

De-Identify

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“De-identify” means health information that does not identify an individual and with respect to which there is no reasonable basis to believe that the information can be used to identify an individual, as the term is used in 45 C.F.R. § 164.514.</p>	<ul style="list-style-type: none"> • Privacy Standards and Security Safeguards

Disclose or Disclosure

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Disclose” or “Disclosure” means the release, transfer, provision of access to, or divulging in any manner of Health and Social Services Information outside the entity holding Health and Social Services Information.</p>	<ul style="list-style-type: none"> • Privacy Standards and Security Safeguards • Technical Requirements for Exchange

DSA

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“DSA” means the California Health and Human Services Data Exchange Framework Data Sharing Agreement.</p>	<ul style="list-style-type: none"> • Breach Notification • Data Elements to Be Exchanged • Information Blocking • Permitted, Required, and Prohibited Purposes • Privacy Standards and Security Safeguards • Process for Amending the DSA • Real-Time Exchange • QHIO • Requirement to Exchange HSSI

Early Exchange

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Early Exchange” means sharing Health and Social Services Information using the DSA before January 31, 2024.</p>	<ul style="list-style-type: none"> • Early Exchange

Electronic Health Information

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Electronic Health Information” means electronic protected health information as defined in 45 CFR § 160.103 to the extent that it would be included in a designated record set as defined in 45 CFR § 164.501, regardless of whether the group of records are used or maintained by or for a covered entity as defined in 45 CFR § 160.103, but EHI shall not include: (1) psychotherapy notes as defined in 45 CFR § 164.501; or (2) information compiled in reasonable anticipation of, or for use in, a civil, criminal, or administrative action or proceeding.</p>	<ul style="list-style-type: none"> • Data Elements to Be Exchanged

Exchange

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Exchange” means the transmittal of Health and Social Services Information between and among different technologies, systems, platforms, or networks.</p>	<ul style="list-style-type: none"> • Information Blocking • Privacy Standards and Security Safeguards • Technical Requirements for Exchange

Federal Information Blocking Regulations

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Federal Information Blocking Regulations” means the regulations set forth in 45 C.F.R. Part 171 (Information Blocking) of the Code of Federal Regulations, as may be amended.</p>	<ul style="list-style-type: none"> • Information Blocking

Governance Entity

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Governance Entity” means the entity within the California Health and Human Services Agency established to oversee the California Data Exchange Framework, the DSA and its Policies and Procedures.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Breach Notification • Development of and Modification to P&Ps • Early Exchange

	<ul style="list-style-type: none"> • Individual Access Services • Information Blocking • Privacy Standards and Security Safeguards • Process for Amending the DSA • QHIO • Real-Time Exchange • Technical Requirements for Exchange
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Governmental Participants

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Governmental Participants” means those Participants that are local (e.g., municipalities, counties), state, tribal, or federal entities.</p>	<ul style="list-style-type: none"> • Requirement to Exchange HSSI

Health and Social Services Information

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Health and Social Services Information” means any and all individually identifiable information received, stored, processed, generated, used, transferred, disclosed, made accessible, or shared pursuant to the DSA including but not limited to: (a) data elements as set forth in the applicable Policy and Procedure; (b) information related to the provision of health care services, including but not limited to PHI; and (c) information related to the provision of social services. Health and Social Services Information may include PHI, PII, and digital identities.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Breach Notification • Data Elements to Be Exchanged • Development of and Modification to P&Ps • Early Exchange • Individual Access Services • Information Blocking • Permitted, Required, and Prohibited Purposes • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange • Requirement to Exchange HSSI • Technical Requirements for Exchange

Health Information Exchange

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Health Information Exchange” means “health information exchange” as set forth in the Federal Information Blocking Regulations (45 C.F.R. § 171.102).	<ul style="list-style-type: none">• Information Blocking

Health Information Network

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Health Information Network” means “health information network” as set forth in the Federal Information Blocking Regulations (45 C.F.R. § 171.102).	<ul style="list-style-type: none">• Information Blocking

Health IT Developer of Certified Health IT

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Health IT Developer of Certified Health IT” means “health IT developer of certified health IT” as set forth in the Federal Information Blocking Regulations (45 C.F.R. § 171.102).	<ul style="list-style-type: none">• Information Blocking

Health Care Operations

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Health Care Operations” consists of the following activities: <ol style="list-style-type: none">1. Quality Assessment and Improvement activities as described in subsection (1) of the definition of health care operations set forth at 45 C.F.R. § 164.501.2. Population-based activities relating to improving health or reducing health care costs, protocol development, case management and care coordination and contacting of health care providers and patients with information about treatment alternatives as set forth at 45 C.F.R. § 164.501.	<ul style="list-style-type: none">• Permitted, Required, and Prohibited Purposes

HIPAA Regulations

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“HIPAA Regulations” means the standards for privacy of individually identifiable health information, the security standards for the protection of electronic protected health information and the breach notification rule (45 C.F.R. Parts 160 and 164) promulgated by the U.S. Department of Health and Human Services under the Health Insurance Portability and Accountability Act (HIPAA) of 1996, as in effect and as may be amended, modified, or renumbered.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Early Exchange • Individual Access Services • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange

HIPAA Security Rule

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“HIPAA Security Rule” means the security standards for the protection of electronic protected health information (45 C.F.R. Part 164, Subpart C) promulgated by the U.S. Department of Health and Human Services under the Health Insurance Portability and Accountability Act (HIPAA) of 1996, as in effect and as may be amended, modified, or renumbered.</p>	<ul style="list-style-type: none"> • Privacy Standards and Security Safeguards

Hospital or Emergency Department

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Hospital or Emergency Department” means any emergency services or inpatient services setting, including but not limited to general acute care hospitals, acute psychiatric hospitals, and emergency departments, including standalone emergency departments and observation units.</p>	<ul style="list-style-type: none"> • Real-Time Exchange • Technical Requirements for Exchange

Hybrid Entity

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Hybrid Entity” has the same meaning as set forth in 45 C.F.R. § 164.103.</p>	<ul style="list-style-type: none"> • Privacy Standards and Security Safeguards

Individual

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Individual” means the person who is the subject of Health and Social Services Information being Accessed, Used, Disclosed or Exchanged.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Individual Access Services • Information Blocking • Permitted, Required and Prohibited Purposes • Privacy Standards & Security Safeguards • Real-Time Exchange • Requirements for Exchange of HSSI • Technical Requirements for Exchange

Individual Access Services

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Individual Access Services” means the services provided to satisfy the right of an Individual or an Individual’s Personal Representative to access and to obtain a copy of the Individual’s PHI or PII under Applicable Law or to direct that it be sent to a third party consistent with 45 C.F.R. § 164.524 or any other Applicable Law or agreement.</p>	<ul style="list-style-type: none"> • Data Elements to Be Exchanged • Individual Access Services

Information Blocking

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Information Blocking” means any practice that is likely to interfere with Access, Exchange, or Use of Health and Social Services Information for a Required Purpose set forth in the Permitted, Required and Prohibited Purposes Policy and Procedure.</p>	<ul style="list-style-type: none"> • Information Blocking

Information Delivery

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Information Delivery” means the delivery of Health and Social Services Information regarding a specific Individual to a specific Participant in conjunction with an Order or Referral.</p>	<ul style="list-style-type: none"> • Technical Requirements for Exchange

Interfere or Interference

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Interfere” or “Interference” means to prevent, materially discourage, or otherwise inhibit.</p>	<ul style="list-style-type: none"> • Information Blocking

Intermediary

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Intermediary” means a health information exchange network, health information organization, or technology vendor that assists a Participant in the Exchange of Health and Social Services Information and adheres to the standards and policies established by the DSA and its Policies and Procedures as applicable to the services provided to the Participant. Examples might include nationwide networks or frameworks, vendors that provide applicable services, health information organizations including Qualified HIOs, or community information exchanges.</p>	<ul style="list-style-type: none"> • Data Elements to Be Exchanged • Information Blocking • QHIO • Technical Requirements for Exchange

Interoperability Element

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Interoperability Element” means as defined in 45 C.F.R. § 171.102, as may be amended: hardware, software, integrated technologies or related licenses, technical information, privileges, rights, intellectual property, upgrades, or services that:</p> <p>(1) May be necessary to Access, Exchange, or Use electronic health information; and</p> <p>(2) Is/Are controlled by the actor, which includes the ability to confer all rights and authorizations necessary to use the element to enable the Access, Exchange, or Use of electronic health information.</p>	<ul style="list-style-type: none"> • Information Blocking

Maintain

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Maintain” means that the entity has access to the data, control over the data, and the authority to make the data available, as defined for payers in the CMS Interoperability and Patient Access Final Rule but applied to entities beyond payers.</p>	<ul style="list-style-type: none"> • Data Elements to Be Exchanged • Privacy Standards and Security Safeguards • Technical Requirements for Exchange

National and Federally Adopted Standards

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“National and Federally Adopted Standards” means standards specifically included by the US Department of Health and Human Services in a published version of the Standards Version Advancement Process.</p>	<ul style="list-style-type: none"> • Data Elements to be Exchanged • Technical Requirements

Nationwide Network or Framework

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Nationwide Network or Framework” means any vendor-agnostic health information network or health information exchange framework with nationwide scope, including coverage in California, available to some or all Participants for the exchange of Health and Social Services Information that may or may not have signed the DSA. Examples include, but are not limited to, eHealth Exchange, CommonWell Health Alliance, Carequality, DirectTrust, or Trusted Exchange Framework.</p>	<ul style="list-style-type: none"> • Technical Requirements for Exchange

Notification of ADT Events

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Notification of ADT Events” means the message sent from a sending Participant to a receiving Participant with details of an ADT Event, including, at a minimum, the identity of the Individual who is the subject of the event, the Hospital or Emergency Department associated with the event, the event date and time, and the diagnosis or chief complaint associated with the event.</p>	<ul style="list-style-type: none"> • Real-Time Exchange • Technical Requirements for Exchange

Order or Referral

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Order or Referral” means any request, electronic or otherwise, placed by a health professional for diagnostic services, including but not limited to requests for diagnostic clinical laboratory and radiology services, or for assessment, evaluation, or consultation services from another health or social services professional.</p>	<ul style="list-style-type: none"> • Real-Time Exchange • Technical Requirements for Exchange

Participant

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Participant(s)” means an organization that is a signatory to the Data Sharing Agreement, including any identified subordinate entities of that signatory.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Breach Notification • Data Elements to Be Exchanged • Development of and Modification to P&Ps • Early Exchange • Individual Access Services • Information Blocking • Permitted, Required and Prohibited Purposes • Privacy Standards and Security Safeguards • Process for Amending the DSA • QHIO • Real-Time Exchange • Requirement to Exchange HSSI • Technical Requirements for Exchange

Payment

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Payment” has the same meaning as set forth at 45 C.F.R. § 164.501 of the HIPAA Regulations.</p>	<ul style="list-style-type: none"> • Permitted, Required and Prohibited Purposes

Permitted Purposes

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Permitted Purposes” means the purposes for which Participants are permitted (but not required) to Exchange Health and Social Services Information as set forth in the Permitted, Required and Prohibited Purposes Policy and Procedure.</p>	<ul style="list-style-type: none"> • Data Elements to Be Exchanged

Person Matching

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Person Matching” means the process by which a Participant ensures that exchanged electronic Health and Social Services Information is appropriately linked to the correct real person.</p>	<ul style="list-style-type: none"> • Technical Requirements for Exchange

Personal Representative

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Personal Representative” means a person who, under Applicable Law, has authority to make health care decisions on behalf of an Individual as set forth in 45 C.F.R. § 164.502(g) and Health and Safety Code § 123105(e).</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Individual Access Services • Information Blocking • Privacy Standards and Security Safeguards • Requirements to Exchange HSSI

Personally Identifiable Information (PII)

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Personally Identifiable Information” or “PII” has the same meaning as “Personal Information” set forth in Civil Code § 1798.140(v), but shall be limited to PII exchanged pursuant to the DSA.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Early Exchange • Individual Access Services • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange

Policies and Procedures

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Policies and Procedures” means the policies and procedures adopted by the Governance Entity pursuant to the DSA.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement Development of and Modification to P&Ps • Early Exchange • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange • Requirement to Exchange HSSI

Professional

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Professional” means the person who makes the determination as to the potential risk of harm from releasing Health and Social Services Information. A Professional can be an employee, representative, contractor, or agent of a Participant.</p>	<ul style="list-style-type: none"> • Information Blocking

Professional Relationship

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Professional Relationship” means the Professional has either a current or prior direct working relationship with the Individual or sufficient professional knowledge and interaction with the Health and Social Services Information of the Individual maintained by the Participant to make a determination as to the potential risk of harm from releasing the information. Professional Relationship, as used in this policy, shall specifically exclude Qualified Health Information Organizations or other Intermediaries that facilitate the Exchange of Health and Social Services Information between Participants.</p>	<ul style="list-style-type: none"> • Information Blocking

Protected Health Information (PHI)

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Protected Health Information” or “PHI” refers to “protected health information” as set forth at 45 C.F.R. § 160.103 of the HIPAA Regulations and “medical information” as set forth at Civil Code § 56.05</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Early Exchange • Individual Access Services • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange

Public Health Activities

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Public Health Activities” means an access, use or disclosure permitted under the HIPAA Regulations and any other Applicable Law for public health activities and purposes, including an access, use or disclosure permitted under 45 C.F.R. § 164.512(b) and 45 C.F.R. § 164.514(e). Public Health Activities excludes the following oversight activities: audits;</p>	<ul style="list-style-type: none"> • Permitted, Required and Prohibited Purposes

civil, administrative or criminal investigations; inspections; licensure or disciplinary actions; and civil, administrative or criminal proceedings or actions other than enforcement activities by a county health officer that are authorized under Cal. Health & Safety Code § 101030.	
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Qualified Health Information Organization or Qualified HIO

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Qualified Health Information Organization” or “Qualified HIO” means a state-designated data exchange Intermediary that facilitates the exchange of Health and Social Services Information between Participants.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement • Information Blocking • Permitted, Required and Prohibited Purposes • QHIO

Qualified HIO Program

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Qualified HIO Program” means the requirements made publicly available by CDII that an Intermediary must satisfy to obtain and maintain its designation as a Qualified HIO.</p>	<ul style="list-style-type: none"> • QHIO

Receiving Party

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
<p>“Confidential Participant Information” means proprietary or confidential materials or information of a Participant in any medium or format that a Participant labels as such upon disclosure or that given the nature of the information or the circumstances surrounding its disclosure, reasonably should be considered confidential. Notwithstanding any label to the contrary, Confidential Participant Information does not include any information which is or becomes known publicly through no fault of the party to which such information is disclosed (a “Receiving Party”); is learned of by a Receiving Party from a third party entitled to disclose it; is already known to a Receiving Party before receipt from the disclosing Participant as documented by the Receiving Party’s written records; or is independently developed by a Receiving Party without reference to, reliance on, or use of the disclosing Participant’s Confidential Participant Information.</p>	<ul style="list-style-type: none"> • Data Sharing Agreement

Recipient

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Recipient” means a Participant that receives Health and Social Services Information from a Submitter. For purposes of illustration only, Recipients include, but are not limited to, Participants who receive queries, responses, subscriptions, publications or unsolicited messages.	<ul style="list-style-type: none">• Data Sharing Agreement

Request for Information

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Request for Information” means a request by a Participant for Health and Social Services Information regarding a specific Individual from one or more Participant(s) and the associated response(s) of Participant(s) to that request.	<ul style="list-style-type: none">• Technical Requirements for Exchange for Exchange

Required Purposes

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Required Purposes” means the purposes for which Participants are required to Exchange Health and Social Services Information as set forth in the Permitted, Required and Prohibited Purposes Policy and Procedure.	<ul style="list-style-type: none">• Data Elements to Be Exchanged• Information Blocking• Real-Time Exchange• Technical Requirements for Exchange

Research

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Research” means a systematic investigation, including research development, testing and evaluation, designed to develop or contribute to generalizable knowledge.	<ul style="list-style-type: none">• Permitted, Required and Prohibited Purposes

Sale of Health and Social Services Information

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“Sale of Health and Social Services Information” means the Disclosure of Health and Social Services Information in return for direct or indirect remuneration from or on behalf of the recipient of the Health and Social Services Information. Sale of Health and Social Services Information shall not include the	<ul style="list-style-type: none">• Permitted, Required and Prohibited Purposes

Disclosure of Health and Social Services Information for the activities set forth in 45 C.F.R. § 164.502(a)(5)(ii)(B)(2).	
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Securely Destroy

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Securely Destroy ” means consistent with Applicable Law and with generally accepted industry standards.	<ul style="list-style-type: none"> • Privacy Standards and Security Safeguards

Social Services

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Social Services ” means the delivery of items, resources, and/or services to address social determinants of health and social drivers of health, including but not limited to housing, foster care, nutrition, access to food, transportation, employment, and other social needs.	<ul style="list-style-type: none"> • Data Services Agreement • Early Exchange • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange

Social Services Organization

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Social Services Organization ” means a person or entity whose primary business purpose is to provide Social Services to individuals. Social Services Organizations can include but are not limited to government entities (including multi-department health and human services agencies), community-based organizations, nonprofits, and private entities.	<ul style="list-style-type: none"> • Data Sharing Agreement • Early Exchange • Information Blocking • Privacy Standards and Security Safeguards • QHIO • Real-Time Exchange • Requirement to Exchange HSSI

Specifications

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Specifications ” means the specifications adopted by the Governance Entity pursuant to this Agreement to establish (i) minimum data content required for particular data exchange use cases and (ii) technical and security requirements to enable the Participants to exchange Health and Social Services Information. Specifications may include, but are not limited to, specific network standards, services, and policies.	<ul style="list-style-type: none"> • Data Sharing Agreement • Requirements to Exchange HSSI

Submitter

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Submitter ” means a Participant that submits Health and Social Services Information to a Recipient.	<ul style="list-style-type: none">• Data Sharing Agreement

System

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ System ” means software, portal, platform, or other electronic medium controlled by a Participant through which the Participant conducts Health and Social Services Information exchange-related activities. For purposes of this definition, it shall not matter whether the Participant controls the software, portal, platform, or medium through ownership, lease, license, or otherwise.	<ul style="list-style-type: none">• Data Sharing Agreement

Treatment

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Treatment ” has the same meaning as set forth at 45 C.F.R. § 164.501 of the HIPAA Regulations and in Cal. Civ. Code § 56.10(c).	<ul style="list-style-type: none">• Data Sharing Agreement• Real-Time Exchange• Permitted, Required and Prohibited Purposes

Use

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Use ” means the ability for Health and Social Services Information, once Accessed or Exchanged, to be understood and acted upon.	<ul style="list-style-type: none">• Information Blocking• Privacy Standards & Security Safeguards• Technical Requirements for Exchange for Exchange

Voluntary Signatories

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Voluntary Signatories ” means Participants who are not required by California Health and Safety Code § 130290 to sign the DSA, but who elect to do so.	<ul style="list-style-type: none">• Requirement to Exchange Health and Social Services Information

Workforce

Definition <i>(last updated 06.23.23)</i>	DSA and P&P References
“ Workforce ” means employees, contractors, volunteers, trainees, and other persons whose conduct, in the performance of work for a Participant, is under the direct control of the Participant, whether or not they are paid by the Participant.	<ul style="list-style-type: none">• Privacy Standards and Security Safeguards

Revision History

Date	Version	Description
07.12.2023	v1.0	Final