

D.1 MEMORANDUM FOR RECORD

SUBJECT: Exceptions to the Business Associate Standard

1. Description of Acquisition

a. Solicitation No. VA256-15-RP-0027

b. Description of Services: Mobile Lithotripsy Services

2. In accordance with 45 CFR 164.502(e), the Privacy Rule includes exceptions to the Business Associate standard. This requirement meets the following exception and does not require a Business Associate agreement in order for Covered Entity to disclose Protected Health Information to:

A health care provider for treatment;

A health plan sponsor that provides the health insurance benefits or coverage for the group health plan;

A health plan that is a public benefits program, such as Medicare or Social Security Administration;

A health plan or health care provider for payment purposes;

An organization (janitorial service or electrician) whose access to Protected Health Information would be incidental, if at all;

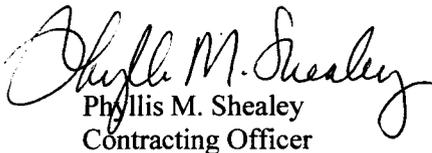
US Postal Service, or their private or electronic equivalents, such as Fed Ex or the phone company;

Organized Health Care Arrangement (OHCA) relating to joint health care activities of the OHCA;

A person or entity for research purposes;

Other. Explain

3. Based on the above exception, a Business Associate agreement is not required for this requirement.


Phyllis M. Shealey
Contracting Officer