

**Round 1 Data Questions and Answers for  
RFP Number 2013-CMFD-01**

<b>Question</b>	<b>Response</b>
<p><b>Question 1:</b> We are working with a partner who has a very good analytics tool and we plan to share the data with them for joint analysis. They will subcontract with us on this RFP. We already have partnership agreement with them and we are also putting together a BAA with them. We will share data only after it's fully executed. Please advise if that would suffice.</p>	<p>Please refer to paragraph 3 e. in the Business Associate Agreement which states the following:</p> <p>e. Applicability to Business Associate's Agents. In accordance with 45CFR 164.502(e)(1)(ii) and 164.308(b)(2), Business Associate shall ensure that any subcontractors or agents that create, receive, maintain, or transmit protected health information on behalf of the business associate agree to the same restrictions, conditions, and requirements that apply to the business associate with respect to such information. The Business Associate agrees to have HIPAA-compliant Business Associate Agreements or equivalent contractual agreements with agents to whom the Business Associate discloses Covered Entity PHI.</p> <p>Provide a copy of the agreement to the Agency.</p>