

## QUALIFIED SERVICE ORGANIZATION AGREEMENT

To the extent that this Qualified Service Organization Agreement (“Agreement”) is incorporated into the Contract by reference, the Vendor acknowledges and agrees to the following:

1. *Definition.* “Qualified Service Organization” as used in the Agreement has the same meaning as the definition set forth in 42 CFR § 2.11.
2. The Vendor will be receiving, storing, processing, or otherwise dealing with confidential patient records from programs covered by 42 CFR part 2, and the Vendor acknowledges that to the extent it does receive such information, it is fully bound by those regulations.
3. The Vendor will resist in judicial proceedings any efforts to obtain access to patient records except as permitted by 42 CFR part 2.
4. In the event of any conflict between the terms of this Agreement and the terms of the Contract, the terms of this Agreement will prevail.
5. *Amendment.* This Agreement may be amended from time to time by the posting of an updated version on the OCIO website at: <https://ocio.iowa.gov/information-technology-procurement>.