IBM MarketScan® Explorys® Claims – EMR Data Set – Data Use Checklist

IBM may use and disclose HIPAA De-Identified Data generated IBM MarketScan® Explorys® Claims – EMR Data Set only upon confirmation and certification by IBM personnel of the following representations.

Confirmed (Check)	Checklist Description
☒	Internal use of data –Used for Research and Development only. No data or knowledge gained from the data will be released/published to an external client
☐	External use of data – Release of actual data or knowledge gained from the data. Can be revenue generating or non-revenue generating
☐	External use of knowledge – Data will not be released but knowledge gained from this data will be released/published to an external client e.g. building of methodologies, models, analysis based on the data, etc.
☒	The "IBM MarketScan® Explorys® Claims – EMR Data Set" only contains the data elements found in the data dictionary. Hospital identifiers are removed where required by a data contributor or supplier, and all remaining hospital identifiers are encrypted prior to release outside of Truven/IBM.
☐	If IBM intends to further disclose the IBM MarketScan® Explorys® Claims – EMR Data Set Data to a downstream user (e.g., to a counterparty in a joint development agreement), you will ensure such downstream user is not a data contributor of the individually identifiable data. This means you may not allow such downstream user to contribute data to the IBM MarketScan® Explorys® Claims – EMR Data Set. Please provide the name of downstream user/partner with whom the data is to be shared: Click to enter text. If there is no intended downstream user, please do not check the box, indicate N/A here: N /A
☐	If applicable, IBM and Truven have a signed Document of Understanding (DOU) with respect to the data. If not applicable, please do not check the box and indicate N/A here: N/A
☒	The IBM MarketScan® Explorys® Claims – EMR Data Set should not be combined or linked with any other individually identifiable data. It is your responsibility to ensure all downstream users understand this directive and the high probability of HIPAA violations if they were to do so. If you intend to combine or link the IBM MarketScan® Explorys® Claims – EMR Data Set with external data during your initial study, you must specify the external data in the Protocol Cover Sheet. Before granting access, external data must be proven to have no impact on the ability to re-identify the IBM MarketScan® Explorys® Claims – EMR Data Set data. If the identity of a person or establishment included in the provided data set(s) is discovered, this information must not be used in any way. Please directly, contact a compliance officer to handle the

	obligations around such a discovery (Witra K (Tim) Chulindra, Joe Saul, and Jon Wilkinson are in the eastern US time zone, Stewart Thompson in Ireland). No transfer or further disclosure of IBM MarketScan® Explorys® Claims – EMR Data Set is allowed unless expressly authorized in writing prior to the disclosure.
☒	You as undersigned agree to consult IBM Watson Health Legal and the Watson Health Director of Compliance before publishing any findings from analysis conducted using the data (including but not limited to any findings that identify or discuss a health care provider, drug, biologic, or device).
☐	If you expecting to generate during the analysis of the IBM MarketScan® Explorys® Claims – EMR Data Set potentially sensitive findings, (these could include findings regarding a provider's quality of care or prescribing patterns or the adverse effects associated with a drug, biologic, or device) this was disclosed in to the data use request submitted to IBM Watson Health Legal and the Watson Health Director of Compliance. If no sensitive findings expected, please do not check the box and indicate N/A here: N/A
☒	The IBM MarketScan® Explorys® Claims – EMR Data Set will remain in the IBM Cloud-hosted environment and will not be downloaded by IBM or any downstream user. You will ensure that any downstream user is prohibited by technical means and through contract terms from downloading the IBM MarketScan® Explorys® Claims – EMR Data Set –hosted data.
☒	I have reviewed the MarketScan® training presentation, MarketScan® usage guidelines and restrictions. I acknowledge the MarketScan® training extends to this IBM MarketScan® Explorys® Claims – EMR Data Set.

Completed by:

Signed: _____ Date: 31-JAN-2018

Printed Name: Yuchen Li

DO NOT WRITE BELOW THIS LINE

Completed and certified by:

Signed: _____ Date: _____