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Vendor Guidance – Providing Mandatory Disclosure Information for 2015 Edition ONC Certified Health IT

The information in this document is intended as additional guidance for health IT developers in order to meet the ONC Program mandatory disclosure requirements for all Health IT technology seeking 2015 edition Certification, including pre-Cures and post-Cures criteria.

Per the ONC Health IT Program, all certified health IT developers are required to disclose in plain language on their website, in all marketing materials, communication statements, and other assertions related to certified health IT, the following information for EACH certified product:

Disclaimer

"This Health IT Module is or 2015 Edition compliant and has been certified by an ONC-ACB in accordance with the applicable certification criteria adopted by the Secretary of Health and Human Services. This certification does not represent an endorsement by the U.S. Department of Health and Human Services."

Certification Information

- ✓ Developer Name
- ✓ Product Name
- ✓ Version
- ✓ Certification number (prior to certification, use a placeholder for the certification number; be sure to update it upon receiving your certificate)
- ✓ Certification date (prior to certification, use a placeholder for the certification date; be sure to update it upon receiving your certificate)
- ✓ Criteria certified
- ✓ A list of the CQMs certified
- ✓ Any software listed as "Relied Upon Software" included in the scope of certification



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Additional Types of Costs

All additional types of costs or fees (whether fixed, recurring, transaction-based, or otherwise) imposed by a health IT developer (or any third-party from whom the developer purchases, licenses, or obtains any technology, products, or services in connection with its certified health IT) to purchase, license, implement, maintain, upgrade, use, or otherwise enable and support the use of capabilities to which health IT is certified; or in connection with any data generated in the course of using any capability to which health IT is certified.

Note: if there are no additional types of costs it must be disclosed as such and explicitly stated.

Limitations – No longer included

Note: Do not list any limitations. If you listed limitations in the past, please remove this information.

Publicly Accessible Hyperlink

Certified Health IT developers must submit a publicly accessible hyperlink that links to the above disclosure statements. The URL must be provided to the ONC-ACB and will be included as part of the certified product information on the ONC's certified Health IT Product List (CHPL).

Additional guidance:

- The disclosure (or hyperlink) is displayed prominently and proximate to the representations about the product or features to which it pertains. (This may mean you need to link to the disclosure from multiple web pages.)
- The disclosure (or hyperlink) is clearly labeled in a way that immediately alerts potential customers to the fact that additional types of costs exist (if applicable to the product) and to the need to carefully examine the contents of the disclosure. For example, an acceptable disclosure might state, "Additional Costs May Apply" or "Understanding the costs of [Product Name]. In contrast, labels such as "Mandatory Disclosure Information," "Meaningful Use Price Transparency," and "Regulatory Compliance Information" are neither obvious nor contextually relevant, and as such do not meet the requirements of §170.523(k)(1).



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- The disclosure is accessible to all website visitors and is not hosted behind a ‘pay-wall’ or other website user registration mechanism.
- The disclosure is treated as an intrinsic part of the developer’s product marketing activities.
- There is no attempt made to diminish the significance or importance of the disclosure information by presenting the information alongside or at the end of information that is not directly relevant.
- Developers do not use webpage names, headings or document names that do not convey the content or importance of the disclosure.
- When a disclosure statement is accessed via hyperlink, the hyperlink text plainly informs website visitors of the nature and importance of the information in question.

For all additional questions regarding Mandatory Disclosures, please refer to the following:

- ONC Health IT Certification Guidance:
<https://www.healthit.gov/topic/certification-ehrs/onc-health-it-certification-program-guidance>
- SLI ACB Contact: ACB@slicompliance.com