

## PLAN SPONSOR CERTIFICATION TO GROUP HEALTH PLAN

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*[Insert full name of your company's dental plan]*

\_\_\_\_\_ (Plan Sponsor) hereby certifies that the plan documents of \_\_\_\_\_ (Plan) include the following provisions, and that Plan Sponsor agrees to comply with the restrictions on use and disclosure contained in the Plan documents set forth below:

1. Not use or further disclose the information other than as permitted or required by the Plan documents or as required by law;
2. Ensure that any agents, including a subcontractor, to whom it provides protected health information received from the Plan agree to the same restrictions and conditions that apply to the Plan Sponsor with respect to such information;
3. Not use or disclose protected health information for employment-related actions and decisions or in connection with any other benefit or employee benefit plan of the Plan Sponsor;
4. Report to the Plan any use or disclosure of the information that is inconsistent with the uses or disclosures provided for of which it becomes aware;
5. Make available protected health information in accordance with 45 CFR § 164.524;
6. Make available protected health information for amendment and incorporate any amendments to protected health information in accordance with 45 CFR § 164.526;
7. Make available the protected health information required to provide an accounting of disclosures in accordance with 45 CFR § 164.528;
8. Make its internal practices, books, and records relating to the use and disclosure of protected health information received from the Plan available to the Department of Health and Human Services for purposes of determining compliance by the Plan with Subpart E of 45 CFR § 164;
9. If feasible, return or destroy all protected health information received from the Plan that the Plan Sponsor still maintains in any form and retain no copies of such information when no longer needed for the purpose for which disclosure was made, except that, if such return or destruction is not feasible, limit further uses and disclosures to those purposes that make the return or destruction of the information infeasible; and
10. Ensure the adequate separation between the Plan and Plan Sponsor that is required by 45 CFR §164.504(f)(2)(iii).

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title

\_\_\_\_\_  
Company

\_\_\_\_\_  
Date