

The Pennsylvania Breach of Personal Information Notification Act ("Act 94") was enacted to protect individuals' personal information. Notwithstanding anything in an Agreement to the contrary, if a Vendor requires an individual's Personal Information (as defined under Act 94) to be transferred from Geisinger, Vendor shall ensure its employees, agents and/or subcontractors use appropriate encryption or redaction to protect such Personal Information from being accessed and/or acquired in an unauthorized manner. Vendor further agrees to (i) immediately notify Geisinger upon the discovery of any incidents or occurrences where Personal Information has been accessed and/or acquired in an unauthorized manner; (ii) cooperate with Vendor as requested by Geisinger so that Geisinger may provide notification to those individuals whose Personal Information was accessed and/or acquired in such unauthorized manner; and (iii) cover any costs, losses or damages incurred by Geisinger due to Personal Information being accessed and/or acquired in an unauthorized manner while in the possession of Vendor or its employees, agents and/or subcontractors.

To view the full version of the Pennsylvania Breach of Personal Information Notification Act ("Act 94"), please refer to:

<http://www.legis.state.pa.us/CFDOCS/Legis/PN/Public/btCheck.cfm?txtType=PDF&sessYr=2005&sessInd=0&billBody=S&billTyp=B&billNbr=0712&pn=1410>

[1] Throughout this document the acronym "Geisinger" shall refer to the entire Health Care System comprised of the Geisinger Health System Foundation (the "Foundation") as parent and all subsidiary corporate entities comprising the Health Care System.