

Amendment No. 10
To
Master Practice Management/Electronic Medical Record Agreement
By and Between
County of Monterey and Oregon Community Health Information Network, Inc.

This Amendment No. 10 is made and entered into, by and between the County of Monterey, a political subdivision of the State of California, hereinafter referred to as "Member", and Oregon Community Health Information Network, Inc., hereinafter referred to as "OCHIN".

RECITALS:

WHEREAS, Member and OCHIN have heretofore entered into an executed Practice Management Agreement, effective as of June 19, 2007, hereinafter referred to as the "Agreement"; and

WHEREAS, on or about October 28, 2008, Member and OCHIN entered into an executed Amendment No. 1 to amend language in the Agreement regarding HIPAA provisions and the inclusion of Exhibit H; and

WHEREAS, on or about December 1, 2009, Member and OCHIN entered into an executed Amendment No. 2 to add electronic medical record implementation and technical and support services; and

WHEREAS, on or about March 9, 2011, Member and OCHIN entered into an executed Amendment No. 3 to allow OCHIN to assist Member in complying with patient health data reporting requirements; and

WHEREAS, on or about November 1, 2011, Member and OCHIN entered into an executed Amendment No. 4 to add software modules to Exhibit A and to amend the Agreement for a total amount not to exceed sum of \$5,581,758; and

WHEREAS, on or about September 15, 2012, Member and OCHIN entered into an executed Amendment No. 5 to remove the requirement that OCHIN configure Care Everywhere to require a patient's authorization for the viewing of records by Care Everywhere Members.

WHEREAS, on or about June 1, 2013, Member and OCHIN entered into an executed Amendment No. 6 to amend the Agreement for a total amount not to exceed sum of \$6,135,557.

WHEREAS, on or about August 7, 2014, Member and OCHIN entered into an executed Amendment No. 7 to replace Exhibit D to include HIPAA compliance language as related to the Health Information Technology for Economic and Clinical Health Act (HITECH Act) regulations.

WHEREAS, on or about July 1, 2015, Member and OCHIN entered into an executed Amendment No. 8 to increase funding by \$529,000 for a new total amount not to exceed of \$6,664,557, for increased visit charges, mainly due to an increase in capacity at the new location of the Laurel Family Practice Clinic in building 400 on the Natividad Medical Center campus.

WHEREAS, on or about April 1, 2015, Member and OCHIN entered into an executed Amendment No. 9 to accept a Business Continuity Plan and responsibility for lab demographic errors, and policies related to personal health information and employment practices.

WHEREAS, the Member and OCHIN wish to amend the Agreement, as specified below.

NOW THEREFORE, Member and OCHIN hereby agree to amend the Agreement, as previously amended, as follows:

1. The term of this Agreement shall be extended for an additional one (1) year to June 30, 2018.
2. Member shall pay OCHIN in accordance with the payment provisions and limitations set forth in the Agreement. The total amount payable by Member to OCHIN under this Agreement shall be increased by \$800,000 for a new total not exceed of \$7,464,557.
3. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Amendment No. 10 and shall continue in full force and effect as set forth in the Agreement.
4. A Copy of this Amendment No. 10 shall be attached to the Agreement.
5. The effective date of this Amendment No. 10 is July 1, 2017.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 10 as of the date set forth below their respective signatures.

COUNTY OF MONTEREY (MEMBER)

OCHIN

By: _____
Contracts/Purchasing Officer

Date: _____

By: _____
Elsa Jimenez, Director of Health
Department of Health

Date: _____

By: _____

Name: SEAN WHITELY from

Title: CFO

Date: 5/9/17

Approved as to Legal Form:

By: _____
Stacy L. Saetta, Deputy County Counsel

Date: 5/16/17

By: _____

Name: _____

Title: _____

Date: _____

Approved as to Fiscal Provisions:

By: _____
Auditor-Controller

Date: 5/17/17