

### **BoardEffect Product Terms:**

The following additional product terms apply when the Client purchases access to the Diligent Service identified as BoardEffect (and any references to "Diligent Service" on this page shall be understood to refer only to such Diligent Service):

1. Client may not provide Diligent with any Protected Health Information ("PHI"), as defined the Health Insurance Portability and Accountability Act of 1996 and the Health Information Technology for Economic and Clinical Health Act (commonly referred to as the "HITECH Act"), or similar data unless Client has purchased access to Diligent's HIPAA-compliant offering within the Order Form. If Client has purchased access to Diligent's HIPAA-compliant offering within the Order Form, Client shall only provide PHI to Diligent as Client Data.