

Terms of Use Agreement

PLEASE READ THESE TERMS AND CONDITIONS OF USE CAREFULLY

South Broward Hospital District d/b/a Memorial Healthcare System is a special tax district created by the laws of the State of Florida ("Memorial Healthcare System"). It maintains its VMS Portal in connection with its operations which are based in Broward County, Florida. By using this site, you are agreeing to comply with and be bound by these terms of use. If you do not agree with these terms, do not use this site. Memorial Healthcare System reserves the right, at its discretion, to change, modify, add, or remove portions of these terms at any time. Please check these terms periodically for changes.

This VMS Portal is for the sole purpose of submitting information so that Memorial Healthcare System can consider potential negotiations or business dealings with the parties submitting information. Nothing in this VMS Portal creates any rights, duties, or obligations with respect to the sale or purchase of any products or services. These terms and conditions solely govern the submission of information via this portal. You are obligated to update your company profile in this VMS Portal and immediately report any changes in officers, ownership, new and or affiliated entities so Memorial Healthcare System can use the most current information available when considering potential negotiations or business dealings. Failure to do so may result in immediate termination of business relationship with MHS.

JURISDICTION AND APPLICABLE LAWS

Memorial Healthcare System operates its VMS Portal from its offices in Broward County, Florida. By accessing this VMS Portal both you and Memorial Healthcare System agree that the statutes and laws of the state of Florida, without regard to the conflicts of laws principles thereof, will apply to all matters relating in any way to use of the VMS Portal or information contained therein.

You and Memorial Healthcare System also agree and hereby submit to the exclusive personal jurisdiction and venue of the State and Federal courts located in Ft. Lauderdale, Broward County, Florida with respect to such matters.

PUBLIC RECORDS LAW

All information placed on this VMS Portal is subject to the Public Records Law, Florida Statute chapter 119. If any party requests access to or copies of information submitted by a Registering Vendor in connection with this VMS Portal, the following terms will apply:

Hospital District will notify Registering Vendor of any instance in which the disclosure or copies of Registering Vendor's confidential information is requested by any party to be disclosed under Florida Statute Chapter 119. If Registering Vendor wishes Hospital District to deny the request for disclosure or copies, Registering Vendor must reply to Hospital as soon as reasonably possible, but in no event later than the time required for Hospital District to comply with the requirements of Florida Statute Chapter 119, and subject to a maximum response time of ten business days in any event. Further, Registering Vendor shall advise Hospital District of the legal basis for claiming the information should be withheld, and the specific section of the Florida Statutes that exempts this material from the mandatory disclosure requirements of Florida Statute Chapter 119.

If Registering Vendor fails to respond as required under this Section, Hospital District may release the requested documents. If the party requesting the disclosure contests the legal basis for withholding any of the documents Registering Vendor contends should be held as confidential, then Registering Vendor will, at its sole cost, defend its position that the requested documents should not be released. To the extent Hospital District incurs liability for costs or attorneys fees (including, without limitation, those awarded to the party requesting the disclosure) in connection with such challenge or appeal, Registering Vendor agrees to indemnify and hold harmless Hospital District for those costs and fees.