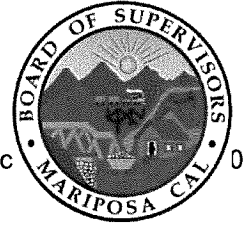


MARIPOSA COUNTY

Human Services/Behavioral Health & Recovery Services



RESOLUTION - ACTION REQUESTED 2018-47

MEETING: February 6, 2018
TO: The Board of Supervisors
FROM: Chevon Kothari, Human Services Director
RE: Heather Bernikoff HIPAA Business Associate Agreement - Whole Person Care

RECOMMENDATION AND JUSTIFICATION:

Approve a Health Insurance Portability and Accountability Act (HIPAA) Business Associate Agreement (BAA) with Heather Bernikoff to govern the exchange of Protected Health Information (PHI) in connection with a Services Agreement with the County of San Benito to act as a fiscal agent for Mariposa County Human Services; and authorize the Board of Supervisors Chair to sign the Agreement.

Heather Bernikoff has been contracted to provide third party administrative services and PHI data exchange for the Whole Person Care Small County Collaborative. Mariposa County Human Services is working in collaboration with two other small counties, Plumas County and San Benito County, through a Small County Collaborative for the purpose of implementing the Whole Person Care (WPC) Pilot grant. As the fiscal agent for WPC, San Benito County will complete the Inter-Governmental Transfer (IGT) and act as main liaison for the contracting third party administrative services. The WPC Small County Collaborative has contracted with Heather Bernikoff for third party administrative services which can include PHI data exchange. Heather Bernikoff's access to PHI data requires a separate BAA with each participating entity.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Mariposa County Board of Supervisors approved the WPC Services Agreement with County of San Benito by Resolution No. 2017-605 on September 12, 2017.

The Board approved a similar HIPAA Business Associate Agreement (BAA) with the California Institute for Behavioral Health Solutions (CIBHS) by Resolution No. 2017-713 on October 17, 2017.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If this contract is not approved, the Department will not be able to efficiently implement the Whole Person Pilot grant approved by the Board.

FINANCIAL IMPACT:

There is no cost to this Business Associate Agreement. There is no impact to the County General Fund.

Resolution - Action Requested 2018-47

ATTACHMENTS:

Heather Bernikoff HIPAA Business Associate Agreement - WPC (PDF)

WPC - Mariposa and San Benito - BOS signature (PDF)

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Menetrey