

# *The County of Yuba*

## **Probation Department**

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**TO:** Board of Supervisors

**FROM:** James L. Arnold, Chief Probation Officer

**SUBJECT:** Probation: Adopt resolution repealing and re-enacting Resolutions 2004-11 and 2021-180 HIPAA Business Associate Agreement Attachment on Behalf of the County of Yuba

**DATE:** October 25, 2022

**NUMBER:** 537/2022

### **Recommendation:**

Adopt resolution repealing and re-enacting Resolutions 2004-11 and 2021-180 HIPAA Business Associate Agreement Attachment on Behalf of the County of Yuba.

### **Background:**

The Health Insurance Portability and Accountability Act ("HIPAA") of 1996 requires covered entities who disclose protected health information to third parties that assists them with their business functions ("Business Associates") to have professional and technical service agreements ensuring that the Business Associates will adequately safeguard the information.

Resolution 2004-11 authorized the Director of Health & Human Services to execute the HIPAA Business Associate Agreement on behalf of the County of Yuba for medical and dental services provided at Yuba County facilities.

### **Discussion:**

The Jail Division of the Yuba County Sheriff's Department was identified as a covered entity and third parties with whom they contract are potential Business Associates under HIPAA.

Resolution 2021-180 retained authority by the Director of Health and Human Services to execute HIPAA Business Associate Agreements on behalf of the County of Yuba for medical and dental services provided at Yuba County facilities, and authorized the Yuba County Sheriff, or authorized signor of the Yuba County Sheriff's Department, to execute HIPAA Business Associate Agreement Attachments on behalf of the Yuba County Jail.

The Tri-County Juvenile Rehabilitation Facility, including Camp Singer and other Juvenile Facilities, have been identified as a covered entity and third parties with whom they contract are potential Business Associates under HIPAA.

**Committee Action:**

Committee was bypassed as there is no impact to individual Departments or the General Fund.

**Fiscal Impact:**

There is no fiscal impact as this item is administrative only

General Fund: None

Non-General Fund: None

Source of Funds: N/A

Attachment:

537/2022 - Resolution