

September 14, 2010

Marin County Board of Supervisors
3501 Civic Center Drive
San Rafael, CA 94903

Subject: Department of Health and Human Services, Division of Public Health requests execution of Business Associates Agreement Exhibit D with Henry Schein Practice Solutions, Inc.

Dear Board Members:

RECOMMENDATION:

1. Authorize President to execute Business Associates Agreement Exhibit D with Henry Schein Practice Solutions, Inc. and make it part of the Enterprise End User License Agreement dated June 15, 2010.

SUMMARY: On June 15, 2010 your Board executed an Enterprise End User License Agreement with Henry Schein Practice Solutions, Inc. to replace the Dental Clinic's fifteen year old scheduling and billing software system with a more technically advanced practice management system. At the time the Agreement was ready to be executed, the language of the Business Associate Agreement (BAA) was still being negotiated. It was determined by the Department in consultation with County Counsel to move forward with the Agreement approval so initial implementation steps not involving patient information could begin as the Department's Compliance Officer had been given authority by your Board to execute stand alone Business Associates Agreements. As a number of changes to the Department's BAA have been made, County Counsel recommends we return to your Board for approval and incorporation of the Business Associates Agreement Exhibit D into the Enterprise End User License Agreement.

COMMUNITY BENEFIT: The proposed Business Associates Agreement is required to meet federal and state regulations that protect patients' personal health information.

FISCAL IMPACT: The proposed action does not have a fiscal component.

Reviewed By:	Department of Finance	[]	N/A	[X]
	County Counsel	[X]	N/A	[]
	Human Resources	[]	N/A	[X]

Respectfully submitted,

Larry Meredith, PhD
Director

SAP Document Number: No SAP document required