

RESOLUTION NO. 6499

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDLANDS
DESIGNATING THE CITY OF REDLANDS A "HYBRID ENTITY" UNDER
THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT
AND THE ADMINISTRATIVE REGULATIONS ISSUED BY THE
DEPARTMENT OF HEALTH AND HUMAN SERVICES

WHEREAS, the Health Insurance Portability and Accountability Act of 1996 ("HIPAA") and the regulations issued by the Department of Health and Human Services under the Administrative Simplification subtitle of HIPAA (the "Regulations") establish a regulatory scheme to protect the confidentiality of personal health care information; and

WHEREAS, the Regulations permit an entity like the City of Redlands ("City") that includes health care components and non-health care components to designate itself a "hybrid entity;" and

WHEREAS, as a hybrid entity, the City may limit the application of HIPAA and the Regulations to its designated health care components; and

WHEREAS, the purpose of this policy is to designate the health care components of the City;

NOW, THEREFORE, be it resolved by the City Council of the City of Redlands ("This City Council") as follows:

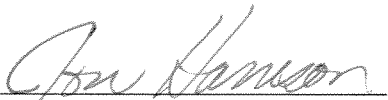
Section 1. Applicability. This policy applies to the components of the City designated as health care components of the City.

Section 2. Policy. The City shall be deemed a "hybrid entity" within the meaning of the Regulations. Certain components of the City, as set forth in Exhibit "A" to this policy, shall be designated "health care components" of the City. The health care components shall be required to comply with HIPAA and the Regulations.

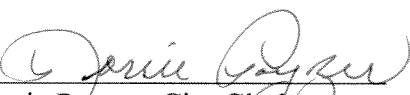
Section 3. Implementation. This City Council hereby delegates the responsibility to ensure compliance with HIPAA and the Regulations to the City Manager. The City Manager, or his or her designee, may amend Exhibit "A" of this Resolution, as appropriate, by adding or deleting health care components without further action by this City Council; provided, however, that any such amendment shall be dated and be delivered to the City Clerk of the City for subsequent attachment to this Resolution and maintenance in the Official Records of the City. Provision will be made to certify the training of City personnel in the health care components about compliance with HIPAA and the Regulations. The City Manager is also authorized to take any additional actions necessary to assure compliance of the City with HIPAA and the Regulations.

Section 4. Appointment of Privacy Officer. The City Manager shall cause a Privacy Officer to be designated for the City, as required by the Regulations, and any additional staff necessary for timely implementation and compliance with HIPAA and the Regulations.

PASSED, APPROVED and ADOPTED this 16th day of May, 2006 by the following vote:


Jon Harrison, Mayor

ATTEST:


Lorrie Poyzer, City Clerk

I, Lorrie Poyzer, City Clerk of the City of Redlands, do hereby certify that the foregoing Resolution No. 6499 was duly and regularly adopted at a regular meeting of the Redlands City Council held on 16th day of May, 2006.

AYES: Councilmembers Gilbreath, Gil, Gallagher, Aguilar; Mayor Harrison
NOES: None
ABSENT: None
ABSTAIN: None


Lorrie Poyzer, City Clerk

EXHIBIT "A"

(As Of May 16, 2006)

As a Hybrid Entity Pursuant to Regulations Promulgated Pursuant to the Health Insurance Portability & Accountability Act of 1996, As Amended

The operations of the City of Redlands ("City") as a hybrid covered entity under 42 C.F.R. Part 164.504 hereby designates the following operations as health care components for purposes of complying with the Health Care Insurance Portability and Accountability Act of 1996:

1. Administrative Services – Personnel;
2. Finance – Accounting and Administration;
3. Finance – Risk Management;
4. City Attorney and designees;
5. City Manager and designees;
6. City Treasurer and designees; and
7. Management Information Systems.