Board Agenda Item 64

DATE: December 17, 2024

TO: Board of Supervisors

SUBMITTED BY: David Luchini, RN, PHN, Director, Department of Public Health

SUBJECT: Data Use and Disclosure Agreement with the California Department of Public Health

RECOMMENDED ACTION(S):

Approve and authorize the Chairman to execute a Data Use and Disclosure Agreement with the California Department of Public Health, for disease reporting and surveillance, effective January 18, 2025 through January 17, 2028 ($0).

There is no Net County Cost associated with the recommended action. Approval of the recommended action will allow the Department of Public Health (Department) continued access to the California Reportable Disease Information Exchange (CalREDIE), a secure California Department of Public Health (CDPH) web-based disease reporting and surveillance management system. Health care providers and laboratories use the system for mandated reporting of communicable diseases and conditions to the Local Health Jurisdiction (LHJ). This item is countywide.

ALTERNATIVE ACTION(S):

There are no viable alternative actions. Should your Board not approve the recommended action, the Department's ability to conduct disease surveillance and respond timely and efficiently to communicable diseases, outbreaks, and public safety would be severely impacted.

FISCAL IMPACT:

There is no increase in Net County Cost associated with the recommended action.

DISCUSSION:

On January 18, 2022, the Board approved Agreement No. 22-032 with CDPH to execute the CalREDIE System Data Use and Disclosure Agreement for disease reporting and surveillance effective from January 18, 2022 through January 17, 2025. Approval of the recommended action will allow the Department to continue to utilize CalREDIE.

CalREDIE is a secure statewide reportable disease database supported and maintained by CDPH. Since 2010, CalREDIE is the electronic reporting system used by health care providers and laboratories for mandated reporting of communicable disease and conditions to the LHJ. The purpose of CalREDIE is to improve the efficiency of surveillance activities and the early detection of public health events through collection of complete and timely surveillance information on a statewide basis. The Department relies on CalREDIE to track trends on reportable diseases, rising trends of potential outbreaks, as well as other diseases and conditions impacting public health.

CalREDIE is an integral part of the California public health emergency preparedness and response strategy. Completion and implementation of CalREDIE allows for 24-hour/7-days a week/365-days a year reporting and the receipt of notifiable conditions. All commercial labs and hospitals submit lab results electronically and private providers are transitioning to electronic transmittal as well. By using CalREDIE, The Department has access to over 13,000 lab and/or Confidential Morbidity reports of approximately 88 diseases from health care providers and laboratories per year.

CDPH has advised that amendments may be required through the term of the proposed agreement as Federal and State laws relating to information security and privacy continue to evolve.

The agreement deviates from the standard County insurance provisions, it includes the State's mutual indemnification language and does not include insurance. The recommended agreement states either party may immediately terminate upon a material breach by the other party. At its sole discretion, either party may give the breaching party 30 days to cure the breach. Either party may terminate the agreement if a finding or stipulation that the other party has violated any security or privacy laws is made in any administrative or civil proceeding in which the other party is a party or has been joined. Either party may terminate the contract without cause upon 30 days advanced written notice.

REFERENCE MATERIAL:

BAI #26, January 18, 2022

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - Agreement with CDPH

CAO ANALYST:

Ron Alexander