

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: March 8, 2022 Consent Regular
 Ordinance Public Hearing

Department
Submitted By: Youth Services Department
Submitted For: Residential Treatment & Family Counseling Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: a First Amendment to Agency Affiliation Agreement (Amendment) (R2019-1405) with Nova Southeastern University, Inc. (University) to further protect patient/client information and increase HIPAA compliance.

Summary: In 2019, the Board of County Commissioners (Board) received and filed the Agency Affiliation Agreement for the Youth Services Department’s Residential Treatment and Family Counseling Division (RTFC) to continue to be an authorized counselor training facility. The University has updated its procedures related to ensuring and maintaining confidentiality and HIPAA compliance during the process of sharing electronic recordings. Students will now use only University approved devices. This Amendment does not change RTFC’s current procedures, nor are there any costs associated with this Amendment. On September 22, 2015, Agenda Item 3BB-2 authorized the County Administrator, or designee, to execute future Agreements, or amendments with the University, for clinical experiences on behalf of the Board of County Commissioners. Countywide (HH)

Background and Justification: On September 10, 2019, the Board received and filed an Agency Affiliation Agreement with the University for its students to complete planned and supervised clinical experiences required for a Master’s or Doctoral degree at various Youth Services Department facilities. The County has had an agreement with the University for approximately 8 years. Since approximately 2001, the County has provided training oversight for psychology trainees, social work interns or students from other related fields. The current Agency Affiliation Agreement, as amended, expires August 23, 2023.

Attachment:

1. First Amendment to Agency Affiliation Agreement

Recommended by: [Signature] 1/19/22
 Department Director **Date**

Approved by: [Signature] 1/27/2022
 Assistant County Administrator **Date**

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures					
Operating Costs					
External Revenue					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	\$0*				
No. ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No _____
 Does this item include the use of federal funds? Yes _____ No

Budget Account Exp No:
 Fund _____ Dept _____ Unit _____ Obj _____
Rev No:
 Fund _____ Dept _____ Unit _____ Obj _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

*There is no fiscal impact associated with this item.

Departmental Fiscal Review: *Uminee Jones*
H

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

 Raley Shaw 1/24/22
 OFMB

 Judy Miller & Iwan Jacobowitz
 Contract Development & Control
 1-27-22 TW

for review
1/24/22

B. Legal Sufficiency:

 Jean-Adel Williams
 Assistant County Attorney

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

FIRST AMENDMENT TO AGENCY AFFILIATION AGREEMENT

THIS FIRST AMENDMENT TO AGENCY AFFILIATION AGREEMENT (the “Amendment”) is made this _____ day of 12/22/2021, 20__ by and between **Nova Southeastern University, Inc., a Florida not-for-profit corporation, on behalf of its College of Psychology (the “University/NSU”)** and **Palm Beach County, a Political Subdivision of the State of Florida, by and through its Board of Commissioners (the “Facility/County”)**.

RECITALS:

WHEREAS, University and Facility entered into an Agency Affiliation Agreement dated August 2, 2019 (R2019-1405) (the “Agreement”); and

WHEREAS, University and Facility wish to amend the Agreement to enable University’s students to audio and/or videotape Facility patient/client encounters in accordance with the below terms.

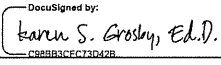
NOW, THEREFORE, in consideration of the mutual covenants contained herein, and for other good and valuable consideration the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The foregoing recitals are true and correct and are hereby incorporated by reference.
2. Section 2 (University Responsibilities) Paragraph A is hereby deleted in its entirety and replaced with the following:
 - A. Provide to the Facility the clinical and training objectives of the practicum experience which may include audio and/or videotaping some of the student-patient/client encounters with prior written consent of the patient and performed using registered and University approved devices and the University’s HIPAA Compliant Zoom platform. Facility acknowledges and agrees that such recordings may be shared with NSU faculty and/or intensive supervisors to students for educational purposes.
3. The Agreement, as modified herein, remains in full force and effect.

(remainder of page left blank)

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

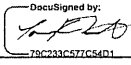
Nova Southeastern University, Inc.:

By:  _____
DocuSigned by:
Karen S. Grosby, Ed.D.
C9E8B3CE73D42E

Print Name: Karen S. Grosby, Ed.D.
Title: Dean, College of Psychology

Date: 12/21/2021


Facility:

By:  _____
DocuSigned by:
Tammy K. Fields
79C233C577C54D1

Print Name: Tammy K. Fields
Title: Director, Youth Services Department

Date: 12/22/2021

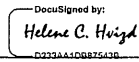
Approved as to Terms and Conditions

 _____
DocuSigned by:
Twila D. Taylor, PsyD
9AFC1CE08110870A

Signature

Twila D. Taylor, PsyD
Print Name (type or print)

Approved as to Form and Legal Sufficiency

 _____
DocuSigned by:
Helene C. Hoig
E2323AA1D0875A3D

County Attorney Signature