COSMOS
Navigate the Compliance Universe

Compliance Today - August 2019
The blind spot of the business associate agreement

By Jay P. Anstine

Jay P. Anstine (Jay.anstine@bannerhealth.com) is the Area Compliance Program Director for Banner Health's Western Division Rural Hospitals.

In looking at some of the notable Department of Health and Human Services, Office for Civil Rights (OCR) settlements this past year, one trend is emerging: Covered entities failing to have a business associates agreement (BAA) in place. Three such examples are Advanced Care Hospitalists (ACH),[1] Pagosa Springs Medical Center (PSMC),[2] and Cottage Health.[3]

ACH settlement

In September of 2018, the OCR settled with this physician practice for $500,000 related to a breach involving information viewable on a contracted billing provider's website. The OCR's investigation identified that ACH never executed a BAA with the billing company.

This document is only available to members. Please log in or become a member.

Become a Member Login

Copyright © 2024 by Society of Corporate Compliance and Ethics (SCCE) & Health Care Compliance Association (HCCA). No claim to original US Government works. All rights reserved. Usage is governed under this website's Terms of Use.