

North Broward Hospital District Board of Commissioners
1601 South Andrews Avenue, Suite 100, Fort Lauderdale, FL 33316

COMPLIANCE AND ETHICS COMMITTEE MEETING
Immediately following the Audit Committee Meeting
Wednesday, July 31, 2024

The Compliance and Ethics Committee Meeting of the North Broward Hospital District was held at the Broward Health Sports Medicine Building, 1601 South Andrews Avenue, Suite 100, Fort Lauderdale, FL 33316.

1. **NOTICE OF MEETING**

2. **CALL TO ORDER**

There being a quorum present, the meeting was called to order by Chair Nancy W. Stamper at 2:30 p.m.

3. **COMMITTEE MEMBERS**

Present:

Commissioner Paul C. Tanner
Commissioner Jonathan K. Hage
Commissioner Stacy L. Angier
Commissioner Ray T. Berry, Vice Chair
Commissioner Nancy W. Stamper, Chair

Not Present:

Commissioner Christopher J. Pernicano

Senior Leadership

Additionally Present:

Shane Strum, President, Chief Executive Officer
Alan Whaley, EVP, Chief Operating Officer
Alisa Bert, VP, Interim Chief Financial Officer
Linda Epstein, Corporate General Counsel

4. **PUBLIC COMMENTS**

Chair Stamper opened the floor for public comments, in which there were none.

5. **APPROVAL OF MINUTES**

5.1. Approve Meeting Minutes dated April 24, 2024

Without objection, Chair Stamper approved the minutes, dated April 24, 2024

Motion *carried* without dissent.

North Broward Hospital District Board of Commissioners
1601 South Andrews Avenue, Suite 100, Fort Lauderdale, FL 33316

6. TOPIC OF DISCUSSION

6.1. FY 2024 Overview (Presenter – Christopher Martin, Regional Compliance Officer, Broward Health North)

- New Annual Compliance Training
- Compliance Screen Saver
- Privacy Screen Saver
- Working meeting with Financial Department
 - Revenue Integrity
 - Physician Billing Office
 - Central Billing Office
- OIG Work Plan and OIG Enforcement Analysis
 - Internal Staff Development
 - Responsive Risk Assessments and Reviews

FY 2025 Compliance Work Plan (Presenters: Judy Ringholz, Chief Compliance Officer)

- Compliance Leadership & Oversight
- Policies, Procedures, & Standards of Conduct
- Compliance Training and Education
- Effective Lines of Communication with Compliance / Disclosure Program
- Risk Assessment, Auditing and Monitoring
- Enforcing Standards: Consequences and Incentives
- Responding to Detected Offenses and Developing Corrective Action Initiatives

6.2. Approval of FY 25 Compliance Work Plan (Presenter – Judy Ringholz, Chief Compliance Officer)

MOTION It was *moved* by Commissioner Berry, *seconded* by Commissioner Angier, that:

The Compliance and Ethics Committee recommend that the Board of Commissioners of the North Broward Hospital District approve the FY25 Compliance Work Plan, as presented.

Motion *carried* unanimously.

6.3. Recent Enforcement Actions (Presenter – Christopher Martin, Regional Compliance Officer, Broward Health North)

Mr. Martin discussed enforcement actions related to Baptist Health System, INC., and Cape Cod Hospital, and understanding the risks moving forward.

North Broward Hospital District Board of Commissioners
1601 South Andrews Avenue, Suite 100, Fort Lauderdale, FL 33316

6.4. Privacy Report (Presenter – Gabriella Roblejo, Executive Director, Privacy Operations)

Ms. Roblejo reported on Regulatory Updates:

- HIPAA Privacy Rule to Support Reproductive Health Care Privacy
 - Prohibits the use or disclosure of PHI by a covered entity for the following activities:
 - To conduct a criminal, civil, or administrative investigation into or impose criminal, civil, or administrative liability on any person for the act of seeking, obtaining, providing, or facilitating reproductive health care, where such health care is lawful under the circumstances in which it is provided
 - The identification of any person for the purpose of conducting such investigation or imposing such liability
 - Includes a presumption that the reproductive health care provided by a person other than the covered health care provider receiving the request was lawful, unless:
 - The CE has actual knowledge that the reproductive health care was not lawful
 - The CE receives information from the person making the request that demonstrates a substantial factual basis that the reproductive health care was not lawful
 - Requires a CE, when receiving a request for PHI *potentially* related to reproductive health care, to obtain a signed attestation that the use or disclosure is not for a prohibited purpose. Attestation required when the purpose of the request is for:
 - Health oversight activities
 - Judicial and administrative proceedings
 - Law enforcement purposes
 - Disclosures to coroners and medical examiners
 - Final Rule also requires CEs to revise their Notice of Privacy Practices to address reproductive health care updates as well as updates to 42 CFR Part 2 (Confidentiality of Substance Use Disorder Patient Records)
 - Compliance Date of December 23, 2024
 - Updates to NPP required by February 16, 2026
- **42 CFR Part 2**
 - Updated to “increase alignment with HIPAA...improve workability and decrease burdens on programs, covered entities, and business associates.”
 - A patient may now provide a single consent for all future uses and disclosures for treatment, payment, and healthcare operations
 - Allows CEs and BAs that receive records under this consent to redisclose the records in accordance with HIPAA regulations

North Broward Hospital District Board of Commissioners
1601 South Andrews Avenue, Suite 100, Fort Lauderdale, FL 33316

- Other alignments with HIPAA:
 - Penalties
 - Breach notification
 - Notice of Privacy Practices
- Compliance Date of February 16, 2026

7. ADJOURNMENT

There being no further business on the agenda, the Chair adjourned the meeting at 2:48 p.m.

Respectfully submitted,
Commissioner Jonathan K. Hage, Secretary/Treasurer

APPROVED