

Business Associate Agreements

Policy: The University of Connecticut will document an agreement that defines the privacy and data security rules that apply to the relationship between its HIPAA-Covered Components and each Business Associate.

Rationale: To maintain compliance with Title 45 CFR Part 164.504e, Business Associate Agreements.

I. General Procedures:

1. The HIPAA-Covered Components of the University will ensure continued privacy and data security protections of health information are in place by entering into a written agreement with any Business Associate to which it sends PHI. The HIPAA-Covered Components will investigate complaints or other information that provide substantial and credible evidence of privacy and/or data security violations by a Business Associate. If a HIPAA-Covered Component becomes aware of a material privacy or data security breach by and/or at a Business Associate, the HIPAA-Covered Component will take reasonable steps to correct the breach or terminate the relationship with the Business Associate.
2. In situations where the University and/or one of its HIPAA-Covered Components is serving as the Covered Entity, or as a Business Associate of a third party who is further subcontracting work that requires access to the PHI of the third party covered entity, the University will initiate and enter into a Business Associate Agreement (BAA). As a State Agency, the University is required to utilize appropriate BAA language created by the Office of the Attorney General. The HIPAA-Covered Components will utilize the language mandated by the Office of the Attorney General in drafting and implementing any required BAA's with third parties who serve as their Business Associates to the University.