



# County of Monterey

Item No.28

## Board Report

Board of Supervisors  
Chambers  
168 W. Alisal St., 1st Floor  
Salinas, CA 93901

Legistar File Number: A 24-050

February 27, 2024

**Introduced:** 2/9/2024

**Current Status:** Natividad Medical Center  
- Consent

**Version:** 1

**Matter Type:** BoS Agreement

- a. Ratify execution by the Chief Executive Officer for Natividad Medical Center (NMC) of a Term Software License Agreement (“Agreement”) with Inspirata, Inc. for e-path licensing and support to provide cancer registry reporting and data abstraction at NMC, at no cost with a transitional license term retroactive to October 7, 2023 through December 15, 2023.
- b. Ratify execution by the Chief Executive Officer for Natividad Medical Center (NMC) of a Term Software Maintenance And Version Upgrade Agreement (“Extension 1”) with Inspirata, Inc. for e-path licensing and support to provide cancer registry reporting and data abstraction, extending the transitional license term an additional one (1) year period (retroactive to December 22, 2023 through December 21, 2024) for a revised full transitional license term of October 7, 2023 through December 21, 2024, and adding \$16,000 for a total agreement amount not to exceed \$16,000.
- c. Approve the NMC’s Chief Executive Officer’s recommendation to accept no indemnification, no insurance, and no liability for consequential damages, provisions within the Agreement, as amended by Extension 1.

### **RECOMMENDATION:**

#### **It is recommended the Board of Supervisors:**

- a. Ratify execution by the Chief Executive Officer for Natividad Medical Center (NMC) of a Term Software License Agreement (“Agreement”) with Inspirata, Inc. for e-path licensing and support to provide cancer registry reporting and data abstraction at NMC, at no cost with a transitional license term retroactive to October 7, 2023 through December 15, 2023.
- b. Ratify execution by the Chief Executive Officer for Natividad Medical Center (NMC) of a Term Software Maintenance And Version Upgrade Agreement (“Extension 1”) with Inspirata, Inc. for e-path licensing and support to provide cancer registry reporting and data abstraction, extending the transitional license term an additional one (1) year period (retroactive to December 22, 2023 through December 21, 2024) for a revised full transitional license term of October 7, 2023 through December 21, 2024, and adding \$16,000 for a total agreement amount not to exceed \$16,000.
- c. Approve the NMC’s Chief Executive Officer’s recommendation to accept no indemnification, no insurance, and no liability for consequential damages, provisions within the Agreement, as amended by Extension 1.

### **SUMMARY/DISCUSSION:**

Health and Safety Code 103885, which governs cancer reporting by entities diagnosing and treating cancer, requires pathologists diagnosing cancer to provide cancer pathology reports to the California Cancer Registry (CCR) electronically. NMC has been fulfilling this regulatory requirement through a partnership with the University of California San Francisco (UCSF) and funded via a grant from the National Cancer Institute (NCI) Surveillance, Epidemiology, and End Results (SEER) program in coordination with one of the three CA SEER Registries. UCSF acted as an aggregator, gathering data from participating organizations and sending it to the SEER registry through an interface owned and operated by Inspirata.

However, as of December 15, 2023, NCI has discontinued its grant funding and UCSF will no longer act as a data aggregator. It has therefore become necessary for NMC to contract directly with Inspirata to send Pathology reports through Inspirata's interface.

Due to the short notification period (NMC received notification on October 15th and an agreement was required to be in place by December 15th in order to continue transmitting data), NMC CEO signed a temporary, year-long agreement to allow sufficient time to negotiate a long-term agreement. NMC seeks Board ratification of the temporary agreement currently in place.

**OTHER AGENCY INVOLVEMENT:**

The Office of County Counsel has reviewed and approved this Agreement and Extension 1 as to form, and the Auditor-Controller has reviewed and approved as to payment provisions. The Agreement and Extension 1 has also been reviewed and approved by NMC's Finance Committee and by its Board of Trustees on February 9, 2024.

**FINANCING:**

There is no cost associated with the original agreement. The cost for this extension 1 is \$16,000 which is included in the FY 2023-24 Adopted Budget.

**BOARD OF SUPERVISORS STRATEGIC INITIATIVES:**

This agreement allows Natividad Medical Center to remain compliant with California regulations requiring reporting of Pathology results to the cancer registry.

- Economic Development
- Administration
- Health and Human Services
- Infrastructure
- Public Safety

Prepared by: Tim Fitzgerald, IT Project Manager, 783-2716  
Approved by: Charles R. Harris, Chief Executive Officer, 783-2553

Attachments:

Inspirata, Inc. Extension 1  
Inspirata, Inc. Agreement

Attachments on file with the Clerk of the Board

Charles R. Harris  
Charles R. Harris, M.D., Chief Executive Officer

02/22/2024  
Date