



## Legislation Details (With Board Report)

**File #:** A 21-353      **Name:** Nuance Communication, Inc. Healthcare Master Agreement

**Type:** BoS Agreement      **Status:** Passed - Natividad Medical Center

**File created:** 6/10/2021      **In control:** Board of Supervisors

**On agenda:** 7/20/2021      **Final action:** 7/20/2021

**Title:** a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Nuance Communications, Inc. for Dragon Medical, and PowerShare software license services for an amount not to exceed \$588,268 with an agreement term retroactive to July 1, 2021 through June 30, 2026.  
b. Authorize the Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$58,827) of the original cost of the agreement per each amendment.  
c. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, auto insurance, limitations on liability, and limitations on damages provisions within the agreement.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Report, 2. Nuance Healthcare Master Agreement.pdf, 3. Completed Board Order Item No. 25

| Date      | Ver. | Action By            | Action                              | Result |
|-----------|------|----------------------|-------------------------------------|--------|
| 7/20/2021 | 1    | Board of Supervisors | approved - natividad medical center | Pass   |

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c. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, auto insurance, limitations on liability, and limitations on damages provisions within the agreement.

### **RECOMMENDATION:**

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

a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Nuance Communications, Inc. for Dragon Medical, and PowerShare software license services for an amount not to exceed \$588,268 with an agreement term retroactive to July 1, 2021 through June 30, 2026.

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c. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, insurance, limitations on liability, and limitations on damages provisions within the agreement.

**SUMMARY/DISCUSSION:**

This agreement includes the Nuance PowerShare product which allows NMC to view, manage and share medical images and diagnostic reports with other hospitals, healthcare professionals, and patients.

In addition, this agreement extends NMC's use of the Dragon speech recognition dictation product and includes an upgrade to Dragon Medical One, which is a cloud-based HITRUST CSF-certified speech recognition solution that provides a consistent and personalized clinical documentation experience across solutions, platforms, and devices regardless of physical location. This allows clinicians to use their voice to securely capture the patient story more naturally and efficiently and is a secure platform for physicians and other clinicians to document complete patient care in the EHR.

**OTHER AGENCY INVOLVEMENT:**

The Office of County Counsel has reviewed and approved this agreement as to form, and the Auditor-Controller has reviewed and approved as to payment provisions. The agreement has also been reviewed and approved by NMC's Finance Committee and by its Board of Trustees on June 11, 2021.

**FINANCING:**

The cost for this agreement is \$588,268 of which \$147,614 is included in the Fiscal Year 2021-22 Recommended Budget. Amounts for remaining years of the agreement will be included in those budgets as appropriate.

**BOARD OF SUPERVISORS STRATEGIC INITIATIVES:**

Supporting the selection and renewal of these products ensures the accurate capture and documentation of patient health information and automates processes that makes clinicians available to provide the highest quality care to the citizens of Monterey County.

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

Prepared by: Charles Harris M.D., Interim Chief Executive Officer, 783-2785

Approved by: Charles Harris M.D., Interim Chief Executive Officer, 783-2785

Attachments:

Nuance Communications, Inc. Healthcare Master Agreement

Attachments on file with the Clerk of the Board