

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT AMENDING SECTIONS 591-1, 591-3 and 591-5, RELATING TO MEMBERSHIP OF PARTNERSHIP HEALTHPLAN OF CALIFORNIA COMMISSION, OF TITLE V OF THE HUMBOLDT COUNTY CODE

The Board of Supervisors of the County of Humboldt ordains as follows:

SECTION 1. Sections 591-1, 591-3 and 591-5 of Chapter 1 of Division 9 of Title V of the Humboldt County Code is amended as shown on the attached page.

SECTION 2. This ordinance shall take effect and be in force thirty (30) days from the date of its passage. A summary shall be published at least five (5) days before the date set for adoption and again fifteen (15) days after passage of this ordinance. It shall be published once with the names of the Board of Supervisors voting for and against the ordinance in a newspaper of general circulation published in the County of Humboldt, State of California.

PASSED, APPROVED AND ADOPTED this day of _____, 2024.

AYES: Supervisors

NOES: Supervisors

ABSENT: Supervisors

Chair of the Board of Supervisors of the
County of Humboldt, State of California
{SEAL}

ATTEST:

Kathy Hayes, Clerk of the Board of Supervisors
County of Humboldt

CHAPTER 1

PARTNERSHIP HEALTHPLAN OF CALIFORNIA COMMISSION

Sections:

- § 591-1. Intent.
- § 591-2. Authorization to Join Commission.
- § 591-3. Membership of Commission.
- § 591-4. Term of Office.
- § 591-5. Powers and Duties of Commission.
- § 591-6. Obligations of Commission.
- § 591-7. Committees.
- § 591-8. Termination of Membership.
- § 591-9. Severability.

591-1.

Intent.

Partnership HealthPlan of California Commission ("commission") is a multi-county commission that has created a managed health care plan for Medi-Cal recipients. The purpose of this chapter is to authorize the County of Humboldt to join the existing commission. This will allow the implementation of a county organized health system in Humboldt County as authorized by Welfare and Institutions Code § [14087.54](#). (Ord. 2501, § 1, 05/14/2013)

The commission has a proven record of improving health care access to its members, who are Medi-Cal recipients, and improving Medi-Cal reimbursement rates to health care providers. The commission links each member with a primary care provider and has been successful in reducing inappropriate use of emergency rooms, providing appropriate levels of inpatient care for its members, developing innovative case management programs and arranging for the provision of an enhanced level of local health care services. (Ord. 2501, § 1, 05/14/2013)

The commission will negotiate an exclusive contract with the California Department of Health Care Services authorizing the expansion of the Partnership HealthPlan of California into Humboldt County. This expansion is expected to occur on or about June 1, 2013. (Ord. 2501, § 1, 5/14/2013)

The Commission negotiated a contract with the California Department of Health Care Services, as specified in Welfare and Institutions Code Section 14087.5, to arrange for the provision of health care services provided under Welfare and Institutions Code Chapter 7, Part 3, Division 9. The Commission is authorized to negotiate a contract with the California Department of Health Care Services to expand the Commission into additional member counties. This expansion is expected to occur on or about January 1, 2024. (Ord. , § , / /2024)

591-2.

Authorization to Join Commission.

Pursuant to Welfare and Institutions Code § [14087.54](#), the Humboldt County Board of Supervisors hereby authorizes the County of Humboldt to join the commission. (Ord. 2501, § 1, 5/14/2013)

591-3.

Membership of Commission.

~~Commission representation shall be based on the number of Medi-Cal beneficiaries enrolled in the HealthPlan in each county as follows: one (1) commissioner per zero (0) to twenty five thousand (25,000) beneficiaries; two (2) commissioners per twenty five thousand (25,000) to forty thousand (40,000) beneficiaries; three (3) commissioners per forty thousand (40,000) to fifty five thousand (55,000) beneficiaries; and four commissioners per more than fifty five thousand (55,000) beneficiaries. (Ord. 2501, § 1, 05/14/2013)~~

The Commission shall be comprised of Commissioners appointed by the Board of Supervisors of each member county. Unless and until the Commission, by formal action, establishes a different formula or system of membership, Commission representation for each member county shall be based on the number of Medi-Cal beneficiaries enrolled in the Commission's health plan in each county according to the following formula:

(1) 0-45,000 Medi-Cal beneficiaries within the county equals one Commission seat.

(2) 45,001-60,000 Medi-Cal beneficiaries within the county equals two Commission seats.

(3) 60,001+ Medi-Cal beneficiaries within the county equals three Commission seats.
(Ord. , § , / /2024)

The members appointed by the Humboldt County Board of Supervisors shall serve at the pleasure of the board and shall be selected as follows: ~~(Ord. 2501, § 1, 05/14/2013)~~

(1) One (1) member shall be the Director of Health and Human Services or Director's designee. ~~(Ord. 2501, § 1, 5/14/2013)~~

(2) Additional members will be nominated by local health care providers that serve Medi-Cal beneficiaries. ~~(Ord. 2501, § 1, 05/14/2013)~~

The Director of Health and Human Services will receive and evaluate nominations and make recommendations to the Board of Supervisors. (Ord. 2501, § 1, 5/14/2013)

~~(Ord. 2501, § 1, 5/14/2013; Ord. 2548, § 1, 4/19/2016)~~

The Humboldt County Board of Supervisors acknowledges that the Commission encourages member counties to consider selecting Commissioners from the following settings: safety net providers including providers at federally qualified health centers, behavioral health providers, regional center providers, local education authorities, dental providers, Indian Health Service facility providers, and hospital providers with special efforts to select candidates, as opportunity allows, who reflect the diversity of the community and regions including, but not limited to race, ethnicity, language, and disability status. (Ord. , § , / /2024)

591-4.

Term of Office.

The term for the commissioners shall be for four-year periods. Nothing herein shall prohibit a person from serving more than one term. Each commission member shall remain in office at the conclusion of that member's term until a successor member has been selected and installed into office. An office shall become vacant if a board member discontinues to function in the area from which appointed, or fails to attend three meetings in a row of the commission. (Ord. 2501, § 1, 5/14/2013)

591-5.

Powers and Duties of Commission.

Pursuant to the provisions of Section [14087.54](#) of the Welfare and Institutions Code as it exists on the date of adoption of this ordinance, the commission shall: (Ord. 2501, § 1, 05/14/2013)

(a) Have the power to negotiate the exclusive contract with the California State Department of Health Care Services as specified in Section [14087.5](#) of the Welfare and Institutions Code, and to arrange for the provision of health care services provided under Chapter 7, Part 3, Division 9 of the [Welfare and Institutions Code](#); (Ord. 2501, § 1, 5/14/2013)

(b) Be considered an entity separate from the county of Humboldt; (Ord. 2501, § 1, 5/14/2013)

(c) File the statement required by Section [53051](#) of the Government Code; (Ord. 2501, § 1, 5/14/2013)

(d) Have the power to acquire, possess, and dispose of real or personal property, including creating and/or acquiring affiliated or supporting entities, as may be necessary for the performance of its functions, to employ personnel including, health care providers in accordance with California law; and contract for services required to meet its obligations, and to sue or be sued; and (Ord. 2501, § 1, 5/14/2013; Ord. , § , / /2024)

(e) Have all the rights, powers, duties, privileges, and immunities conferred by Article 2.8 of Chapter 7, Part 3, Division 9 of the [Welfare and Institutions Code](#) in addition to those previously specified in this section. (Ord. 2501, § 1, 5/14/2013)

591-6.

Obligations of Commission.

Pursuant to the provisions of Section [14087.54\(d\)](#) of the Welfare and Institutions Code as it exists on the date of adoption of the ordinance codified in this chapter, any obligations of the commission, statutory, contractual, or otherwise, shall be the obligations solely of the commission and shall not be the obligations of the County of Humboldt. The commission shall do business as the Partnership HealthPlan of California. (Ord. 2501, § 1, 5/14/2013)

591-7.

Committees.

The commission may establish advisory committees from time to time for any purpose that will be beneficial in accomplishing the work of the commission. (Ord. 2501, § 1, 5/14/2013)

591-8.

Termination of Membership.

The commission shall continue to represent Humboldt County until such time as the Humboldt County Board of Supervisors terminates the representation. To terminate the representation, the Humboldt County Board of Supervisors or its designee shall provide ninety-day notice to other participating counties and the State Department of Health Care Services, as specified in Welfare and Institutions Code § [14087.54\(g\)](#). (Ord. 2501, § 1, 5/14/2013)

591-9.

Severability.

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of the ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more section, subsection, sentence, clause, or phrase be declared unconstitutional or invalid. (Ord. 2501, § 1, 5/14/2013)