



COUNTY OF HUMBOLDT

AGENDA ITEM NO.

H-2

For the meeting of: March 22, 2016

Date: March 1, 2016

To: Board of Supervisors

From: <sup>CB</sup> Connie Beck, Director, Department of Health and Human Services

Subject: Amendment to section 591-3 of the Humboldt County code relating to the Partnership HealthPlan of California Commission

RECOMMENDATION(S):

That the Board of Supervisors:

1. Introduce the attached ordinance by title and waive the first reading;
2. Direct that the ordinance be set for adoption at least one week away;
3. Direct the Clerk of the Board to publish the pre-adoption summary of the ordinance, and that the clerk shall post a certified copy of the full text of the proposed ordinance in the office of the Clerk of the Board of Supervisors, both publication and posting to be done at least five (5) days prior to the board meeting at which the ordinance will be adopted. (Government Code section 25124(b)(1)); and
4. Direct the Clerk of the Board, within fifteen (15) days after the adoption of the ordinance, to publish a post-adoption summary of the ordinance with the names of the Supervisors voting for and against the ordinance and the clerk shall post in the office of the Clerk of the Board a certified copy of the full text of those adopted ordinances and amendments along with the names of those Supervisors voting for and against the ordinance. (Government Code section 25124(b)(1)).

SOURCE OF FUNDING: Federal and State Medi-Cal dollars

DISCUSSION: As part of the 2012/13 state budget, the State of California authorized expansion of Medi-Cal managed care into the twenty-eight rural counties that had provided Medi-Cal benefits on a fee-for-

Prepared by Nancy Starck, Legislative and Policy Manager 441-5411

CAO Approval

*E. Shina Hayes*

REVIEW:

Auditor \_\_\_\_\_ County Counsel CB Personnel \_\_\_\_\_ Risk Manager \_\_\_\_\_ Other \_\_\_\_\_

TYPE OF ITEM:

- Consent
- Departmental
- Public Hearing
- Other \_\_\_\_\_

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Sundberg Seconded by Supervisor Fennell

Ayes Sundberg, Fennell, Lovelace, Bohn

Nays \_\_\_\_\_

Abstain \_\_\_\_\_

Absent Bass

PREVIOUS ACTION/REFERRAL:

Board Order No. \_\_\_\_\_

Meeting of: 5-14-13 C-8

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: March 22, 2016

By: Kathy Hayes  
Kathy Hayes, Clerk of the Board

service basis only. On February 27, 2013, the California Department of Health Care Services announced that Medi-Cal benefits in Humboldt County would be provided by Partnership HealthPlan of California (PHC), an existing county organized health system model of Medi-Cal managed care.

On May 14, 2013 the Board of Supervisors adopted Ordinance No. 2501 adding Chapter 1 (Partnership HealthPlan of California Commission), Title V (Health and Safety), Division 9 (Health Care), to the Humboldt County Code (Attachment 1). Ordinance 2501 authorizes the County of Humboldt to implement a county organized health system and join the Partnership HealthPlan Commission. Section 591-3 of the ordinance states that the Partnership HealthPlan Commission representation shall be based on the number of Medi-Cal beneficiaries enrolled in the HealthPlan in each county as follows:

0-10,000 beneficiaries = 1 seat; 10,000-25,000 = 2 seats; 25,000-40,000 = 3 seats; 40,000+ = 4 seats.

With the large increase in Medi-Cal enrollment under the Affordable Care Act, the formula described in the existing ordinance would result in a PHC Board of Commissioners with 39 Members. On April 22, 2015, the PHC Board of Commissioners approved a resolution (Attachment 2) modifying the commission configuration to account for the increase in patient enrollment and limit the number of commissioners to 31, as follows:

0-25,000 = 1 seat; 25,000-40,000 = 2 seats; 40,000-55,000 = 3 seats; 55,000+ = 4 seats

The item before the board requests to amend Section 591-3 of the Humboldt County code to reflect the PHC Board of Commissioners action. This change does not affect the number of commissioners currently allocated to Humboldt County; the county will retain three seats on the PHC Board of Commissioners.

FINANCIAL IMPACT: There is no additional financial impact to the county's General Fund associated with the recommendation before your board. This action supports the board's strategic framework by protecting vulnerable populations and creating opportunities for improved safety and health.

OTHER AGENCY INVOLVEMENT: Partnership HealthPlan of California

ALTERNATIVES TO STAFF RECOMMENDATIONS: The board could elect not to approve this action. This is not recommended as continued representation on the Partnership HealthPlan Commission is necessary to ensure participation in the county organized health system.

ATTACHMENTS:

Attachment 1: An Ordinance of the Board of Supervisors of the County of Humboldt amending section 591-3 relating to the membership of Partnership HealthPlan of California Commission to Title V of the Humboldt County code; Summary for Publication prior to adoption of ordinance; Summary for Publication after adoption of the ordinance; Title V (Health and Safety), Division 9 (Health Care), Chapter 1 (Partnership HealthPlan of California Commission).

Attachment 2: Partnership HealthPlan Board of Commissioners agenda item approving modification of the board configuration.

# ATTACHMENT 1

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF HUMBOLDT AMENDING SECTION 591-3 RELATING TO  
MEMBERSHIP OF PARTNERSHIP HEALTH PLAN OF CALIFORNIA  
COMMISSION  
TO TITLE V OF THE HUMBOLDT COUNTY CODE**

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

SECTION 1. Section 591-3 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 \_\_\_\_\_,  
2015.

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

\_\_\_\_\_

## **SUMMARY FOR PUBLICATION PRIOR TO ADOPTION OF ORDINANCE**

(The summary shall be published and a certified copy of the full text of the proposed ordinance shall be posted in the office of the Clerk of the Board of Supervisors at least five (5) days prior to the Board of Supervisors meeting at which the proposed ordinance is to be adopted.)

### **SUMMARY**

On \_\_\_\_\_, 2016, at its regularly scheduled Board meeting, the Humboldt County Board of Supervisors will consider for adoption a proposed ordinance amending Section 591-3 relating to Membership of Partnership Health Plan of California Commission to Title V of the Humboldt County Code.

The text of the proposed ordinance is available from the Clerk of the Board, Room 111, 825 Fifth Street, Eureka, CA.

**SUMMARY FOR PUBLICATION AFTER ADOPTION OF ORDINANCE**

(The summary shall be published within fifteen (15) days after the adoption of the ordinance.)

SUMMARY

On \_\_\_\_\_, 2016, the Humboldt County Board of Supervisors adopted Ordinance No. \_\_\_\_\_, amending Section 591-3 relating to Membership of Partnership Health Plan of California Commission to Title V of the Humboldt County Code.

A copy of the ordinance is posted in the office of the Clerk of the Board of Supervisors.

The votes were:

- AYES:
- NOES:
- ABSENT:

## TITLE V - HEALTH &amp; SAFETY

## DIVISION 9

## PARTNERSHIP HEALTHPLAN OF CALIFORNIA COMMISSION

## CHAPTER 1

## 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, 05/14/2013)

## 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, 05/14/2013)

## 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 commissioner per zero to ~~ten~~ twenty-five thousand beneficiaries; two commissioners per ~~ten~~ twenty-five thousand to ~~twenty-five~~ forty thousand beneficiaries; three commissioners per ~~twenty-five~~ forty thousand to ~~forty~~ fifty-five thousand beneficiaries; and four commissioners per more than ~~forty~~ fifty-five thousand beneficiaries. (Ord. 2501, § 1, 05/14/2013; Ord. \_\_, § \_\_, \_\_/\_\_/2016)

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 member shall be the Director of Health and Human Services or Director's designee. (Ord. 2501, § 1, 05/14/2013)

(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, 05/14/2013)

**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, 05/14/2013)

**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, 05/14/2013)

B. Be considered an entity separate from the county of Humboldt; (Ord. 2501, § 1, 05/14/2013)

C. File the statement required by Section 53051 of the Government Code; (Ord. 2501, § 1, 05/14/2013)

D. Have the power to acquire, possess, and dispose of real or personal property, as may be necessary for the performance of its functions, to employ personnel and contract for services required to meet its obligations, and to sue or be sued; and (Ord. 2501, § 1, 05/14/2013)

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, 05/14/2013)

**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, 05/14/2013)



# ATTACHMENT 2

**REGULAR AGENDA REQUEST**  
for  
**PARTNERSHIP HEALTHPLAN OF CALIFORNIA**

**Board Meeting Date:**  
April 22, 2015

**Agenda Item Number:**  
11.10

**Resolution Sponsor:**  
Jack Horn, CEO, Partnership HealthPlan of CA

**Resolution Number:**  
15-1608

**IN THE MATTER OF: APPROVING THE GOVERNANCE COMMITTEE MINUTES AND RECOMMENDATIONS**

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**Recital: Whereas,**

- A. The Board must review and approve all changes to the governance structure.
- B. The Board has responsibility for the direction of the HealthPlan.

**Now, Therefore, It Is Hereby Resolved As Follows:**

- 1. To approve the Governance Committee minutes and recommendations.

**PASSED, APPROVED, AND ADOPTED** by the Partnership HealthPlan of California this 22<sup>nd</sup> day of April 2015 by motion of Commissioner Himes, seconded by Commissioner Huber, and by the following votes:

**AYES:** Commissioners: Darcie Antle, Lewis Broschard, M.D., Roger Clarkson, Jill Cook, Stacey Cryer, Greta Elliott, Steve Engle, Donnell Ewert, Richard Fogg, Jeff Gaborko, M.D., Randall Hempling, Dave Jones, Craig Lindquist, M.D., Viola Lujan, Kirk Pappas, M.D., Mitesh Patel, M.D., Barbara Pierson, Rita Scardaci, Nancy Starck, Karen Tait, M.D., Allan Yamashiro, and Christine Zoppi

**NOES:** None


**ABSTAINED:** None

**ABSENT:** Commissioner: Joan Reynolds

**EXCUSED:** Commissioners: James DeSoto, M.D, Edward McDonald, Phillip Nowak, Thomas Paukert, M.D., Kenneth Platou, Kathryn Powell, Mich Riccioni, and Herrmann Spetzler

  
Richard Fogg, Chair

5/20/15  
Date

**BY:**   
Cynthia McCamey, Clerk

**REGULAR AGENDA REQUEST**  
**for**  
**PARTNERSHIP HEALTHPLAN OF CALIFORNIA**

**Board Meeting Date:**  
April 22, 2015

**Agenda Item Number:**  
11.10

**Resolution Sponsor:**  
Jack Horn, CEO, Partnership HealthPlan of CA

**Recommendation by:**  
Governance Committee and PHC Staff

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**Topic Description:**

On April, 16, 2015, the Governance Committee met to discuss current board configuration and a consumer at large position.

The committee's recommendations are highlighted below.

Board Configuration: with PHC membership projected to be approximately 550,000 by the end of 2015. Without modifying the board configuration with membership growth the Board would expand to 39 seats, so the committee approved Rule D below.

**Rule D Board Configuration:**

**0 - 25,000 = 1 seat; 25,000 – 40,000 = 2 seats; 40,000 – 55,000 = 3 seats; 55,000+ = 4**

Consumer Representation on the Board: many COHS plans have consumer or at-large positions on their boards. In past years, PHC has had consumer representation on the board. Staff feel it is importation to add back the consumer seat to capture the voice of members. Committee members agreed and felt the term should be for one year.

Bi-annual Board Training: while we have had training in the past, committee members felt it would be good to include them on the regular schedule. Staff will develop an official policy that includes new board member requirements and schedule a bi-annual board training to be done in the fall; beginning in 2015. Staff will also survey board members for topics of interest.

Note: Refer to the attached minutes for more information on each item discussed above.

**Reason for Resolution:**

The attached minutes contain the committee's recommendations:

1. New Rule D Board Configuration (attached).
2. Adding two at-large consumer members to the Board (One from the Northern Region and one from the Southern Region).
3. Establish a bi-annual Board Training to be done during the education session portion of the Board meeting.

**Financial Impact:**

There is no quantifiable impact to the HealthPlan.

**Requested Action of the Board:**

The Board is asked to approve the attached Governance Committee minutes and committee recommendations stated above.