

RESOLUTION NO. 071602

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION :** 1) APPROVING THE GENERAL LANGUAGE OF THE TEMPLATE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES FOR THE COUNTY TO OPERATE A LOW INCOME HEALTH PROGRAM FOR THE TERM JULY 1, 2011 THROUGH DECEMBER 31, 2013; 2) AUTHORIZING THE CHIEF OF THE HEALTH SYSTEM TO EXECUTE THE FINAL AGREEMENT FOR THE SERVICES, TERM, AND MAXIMUM FISCAL OBLIGATION LISTED IN THE TEMPLATE AGREEMENT SO LONG AS THE FINAL AGREEMENT'S LANGUAGE DOES NOT IMPOSE SUBSTANTIALLY DIFFERENT OBLIGATIONS OR COSTS THAN THOSE IN THE TEMPLATE; AND 3) AUTHORIZING THE CHIEF OF THE HEALTH SYSTEM OR HER DESIGNEE TO EXECUTE CONTRACT AMENDMENTS THAT MODIFY THE CONTRACT TERM AND/OR SERVICES SO LONG AS THE MODIFIED TERM OR SERVICES IS/ARE WITHIN THE AGREEMENT'S FISCAL PROVISIONS.

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, the State and Federal governments executed a Section 1115 Medicaid waiver in November, 2010; and

**WHEREAS**, this waiver provides an opportunity for California counties to receive federal reimbursement for Low Income Health Programs (LIHPs) that provide healthcare coverage for low-income adults meeting specific eligibility criteria; and

**WHEREAS**, the County's implementation of an LIHP secures federal reimbursement for a segment of the County's already-existing indigent healthcare program while also paving the way for successful future implementation of health coverage expansion through the federal Affordable Care Act; and

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**WHEREAS**, the County has worked with the California Department of Health Care Services (DHCS) to draft a template agreement to implement the LIHP, but the final language of the agreement between the County and DHCS has not yet been approved by the federal Centers for Medicare and Medicaid Services (CMS), which may require certain changes to the final language for the agreement between DHCS and the County; and

**WHEREAS**, the County must execute an LIHP contract by September 30, 2011 in order to ensure recovery of the maximum federal reimbursement of program costs, but the final language may not be approved by CMS until after the deadline for submitting the final language to the Board of Supervisors for execution prior to September 30, 2011; and

**WHEREAS**, there has been presented to this Board for its consideration and acceptance the draft template language of the Agreement, reference to which is hereby made for further particulars, whereby the County shall provide listed services under the LIHP and the County shall receive a projected \$24.6 million per year in federal reimbursement during the contract term by directing the same amount of non-federal funding as matching funds for providing these services to qualified enrollees; and

**WHEREAS**, this Board has considered the terms of the draft template Agreement, has approved it as to both form and content, desires to enter into a final Agreement that implements the LIHP as materially described in the draft Agreement so long as the final Agreement does not impose substantially different obligations than

those in the template, and, given the time constraint for ensuring recovery of the maximum federal reimbursement of program costs, desires to authorize the Chief of the Health System to execute the final CMS-approved Agreement so long as it does not impose substantially different obligations or costs.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the Board of Supervisors approves the language of the template Agreement with the California Department of Health Care Services to operate a Low Income Health Program for the term July 1, 2011 through December 31, 2013.

**BE IT FURTHER RESOLVED** that the Board of Supervisors delegates to the Chief of the Health System authority to execute the final Agreement for the services, term, and maximum fiscal obligation listed in the template Agreement so long as the final Agreement's language does not impose substantially different obligations or costs than those in the template.

**BE IT FURTHER RESOLVED** that the Chief of the Health System or her designee is also authorized to execute contract amendments that modify the contract term and/or services so long as the modified term or services is/are within the Agreement's fiscal provisions.

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Regularly passed and adopted this 13<sup>th</sup> day of September, 2011.

*AYES and in favor of said resolution:*

*Supervisors:*

DAVE PINE

CAROLE GROOM

DON HORSLEY

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

*NOES and against said resolution:*

NONE

*Absent Supervisors:*

NONE

Carole Groom

*President, Board of Supervisors  
County of San Mateo  
State of California*

*Certificate of Delivery*

*I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.*

Ashnita Narayan  
*Ashnita Narayan, Deputy  
Clerk of the Board of Supervisors*

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