

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: HEALTH SERVICES AGENCY *bx*

BOARD AGENDA # \*B-2

Urgent        Routine *X*

AGENDA DATE February 6, 2001

CEO Concurs with Recommendation YES *prt* NO         
(Information Attached)

4/5 Vote Required YES        NO *X*

SUBJECT: APPROVAL OF THE STANDARD AGREEMENT FOR THE EMERGENCY  
MEDICAL SERVICES APPROPRIATION (EMSA) FOR FISCAL YEAR 2000-2001

STAFF  
RECOMMEN-  
DATIONS:

1. APPROVAL OF THE STANDARD AGREEMENT FOR THE EMSA FOR FISCAL YEAR 2000-2001.
2. AUTHORIZATION FOR THE HEALTH SERVICES AGENCY MANAGING DIRECTOR OR HER DESIGNEE TO SIGN THE STANDARD AGREEMENT.

FISCAL  
IMPACT:

The State allocated \$285,591 in Senate Bill 2132 revenue to Stanislaus County for Fiscal Year 2000/2001. Stanislaus County must submit the standard agreement for EMSA. The State cannot release the one-time EMSA funds until they receive the fully executed agreement.

BOARD ACTION

No. 2001-81

On motion of Supervisor Caruso, Seconded by Supervisor Blom,  
and approved by the following vote,

Ayes: Supervisors: Blom, Simon, Caruso, and Chair Paul

Noes: Supervisors: None

Excused or Absent: Supervisors: Mayfield

Abstaining: Supervisor: None

1) *X* Approved as recommended

2)        Denied

3)        Approved as amended

Motion:

*Christine Ferraro*

File No.

APPROVAL OF THE STANDARD AGREEMENT FOR THE EMERGENCY MEDICAL SERVICES APPROPRIATION (EMSA) FOR FISCAL YEAR 2000-2001

PAGE: 2

**DISCUSSION:** In November 1988, the voters approved a tax on tobacco products (Proposition 99) to be allocated to health care programs. In September 2000, the Senate approved SB2132 to appropriate funds from Proposition 99. The bill would limit the use of those funds to the reimbursement for uncompensated physician emergency services.

In order to receive this one-time funding, the Board must approve this agreement authorizing Stanislaus County to participate in this program. Two original standard agreements are required, each bearing an original signature by the Board or the Board's designee.

**POLICY ISSUES:** The program promotes the Board of Supervisors' goal of economic development and efficient government operations. Approving the Standard Agreement for EMSA will facilitate the flow of \$285,591 in State-allocated Tobacco Tax funds into Stanislaus County for uncompensated emergency services rendered by community providers.

**STAFFING IMPACTS:** There is no staffing impact associated with the approval of this agreement.

**STANDARD AGREEMENT**

**ORIGINAL**

**EMERGENCY MEDICAL SERVICES APPROPRIATION (EMSA)**

**FISCAL YEAR 2000-01**

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**COUNTY OF STANISLAUS**

The State of California, by and through the Department of Health Services (hereinafter called the "Department"), and the County of Stanislaus (hereinafter called "County"), do hereby agree as follows:

This Standard Agreement is entered into pursuant to the provisions set forth in Senate Bill (SB) 2132, Chapter 826, Statutes of 2000.

As a condition of receiving EMSA monies to reimburse physicians for uncompensated emergency services rendered in fiscal year (FY) 2000-01, the County agrees to all the following provisions:

**I. Expenditure Requirements**

- A. Use the Hospital Services Account (HSA), Physician Services Account (PSA) and Unallocated Account (UA) monies only for reimbursement of uncompensated emergency services as defined in Welfare and Institutions (W&I) Code Section 16953.
- B. HSA funds may be deposited into an existing or new account at the discretion of the county, to reimburse physicians for uncompensated emergency services consistent with the provisions of W&I Code Section 16952.
- C. Transfer PSA and UA monies to the PSA in the County's Emergency Medical Services (EMS) fund, to reimburse physicians for uncompensated emergency services consistent with the provisions of W&I Code Sections 16951 and 16952.
- D. Reimburse physicians for emergency services rendered during FY 2000-01.

**II. Reporting Requirements**

- A. Submit one progress report and one final report of expenditures and physicians data in accordance with the instructions provided by the Department. In addition, counties that submit a Report of Actual Financial Data must report the EMSA monies as an expenditure and revenue in the Actual, and report indigent data in their Medically Indigent Care Reporting System (MICRS).

- B. Maintain financial records of the expenditures and physicians data for at least three years after the end of FY 2000-01. These records will be subject to possible review and audit by the State.

**III. General Requirements**

- A. These monies are only for emergency services to patients who cannot afford to pay for those services, and for whom payment will not be made through any private coverage or by any program funded in whole or in part by the federal government. No physician shall be reimbursed more than 50 percent of losses.
- B. The monies shall not be used to reimburse physicians employed by county hospitals and physicians who provide services in a primary care clinic that receives funds from the Tobacco Tax and Health Protection Act of 1988 (Proposition 99).

**IV. EMSA Contract Back Program (Rural Health Services (RHS) Counties only)**

RHS counties may have the Department administer their EMSA HSA and/or PSA/UA on their behalf.

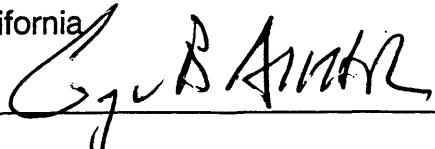
**V. Administrative Cost**

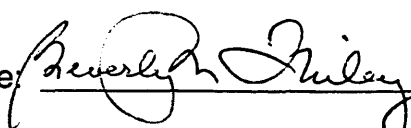
- A. Cost of administering HSA, PSA and UA funds shall not exceed ten percent (10%) of the total EMSA monies.

**VI. Recoupment**

- A. EMSA monies and interest earned shall be returned to the Department if they are not encumbered or expended within the fiscal year according to this Standard Agreement, and the requirements of Chapter 5 (commencing with Sections 16930 and 16940) of Part 4.7 of Division 9 of the W&I Code. (W&I Code Sections 16930 and 16940).

**THIS AGREEMENT FOR FUNDING HAS BEEN APPROVED BY THE BOARD OF SUPERVISORS AND IS HEREBY EXECUTED.**

State of California  
 Signature:   
 Name: George B. (Peter) Abbott, M.D., M.P.H.  
 Title: Chief, Office of County Health Services  
 Date: 2/26/01

County  
 Signature:   
 Name: Beverly M. Finley  
 (Please print or type)  
 Title: Managing Director - HSA  
 Date: February 12, 2001