

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

DEPT: HEALTH SERVICES AGENCY *kt*

BOARD AGENDA # *B-7

Urgent _____ Routine X

AGENDA DATE October 30, 2001

CEO Concurs with Recommendation YES *pk* 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 2001-2002

STAFF RECOMMENDATIONS:

1. APPROVAL OF THE STANDARD AGREEMENT FOR THE EMSA FOR FISCAL YEAR 2001-2002.
2. AUTHORIZE THE HEALTH SERVICES AGENCY MANAGING DIRECTOR OR HER DESIGNEE TO SIGN THE STANDARD AGREEMENT.

FISCAL IMPACT:

The State has allocated \$285,589 in Assembly Bill 430 to Stanislaus County for fiscal year 2001-2002. Stanislaus County must submit the standard agreement for EMSA. The State cannot release the EMSA funds until they receive the fully executed agreement. These funds were included in the Agency's 2001-2002 final budget, which was approved by the Board of Supervisors on September 18, 2001.

BOARD ACTION AS FOLLOWS:

No. 2001-821

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

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

Noes: Supervisors: None

Excused or Absent: Supervisors: Caruso

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

MOTION:

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

By: Deputy *Christine Ferraro*

File No.

APPROVAL OF THE STANDARD AGREEMENT FOR THE EMERGENCY MEDICAL SERVICES APPROPRIATION (EMSA) FOR FISCAL YEAR 2001-2002

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 State of California approved SB2132 to appropriate funds from Proposition 99. In 2001, this funding was extended for another year by AB430. The bill would limit the use of those funds to the reimbursement for uncompensated physician emergency services.

In order to receive this 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 \$285,589 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.

DEPARTMENT OF HEALTH SERVICES

1800 3rd STREET, ROOM 100
P. O. BOX 942732
SACRAMENTO, CA 94234-7320
(916) 322-1086



December 13, 2001

Ms. Connie Asbill
IHCP Administrator
Health Services Agency
Stanislaus County
1030 Scenic Drive
P.O. Box 3007
Modesto, CA 95353-3007

BOARD OF SUPERVISORS
2001 DEC 17 A 11:58

Dear Ms. Asbill:

Thank you for your interest and participation in the Emergency Medical Services Appropriation (EMSA).

Enclosed is an "ORIGINAL" copy of the EMSA Standard Agreement for fiscal year 2001-02. The Standard Agreement has been signed by George B. (Peter) Abbott, M.D., Chief of the Office of County Health Services, California Department of Health Services, and is now considered fully executed. EMSA payments that have been held pending execution of the Standard Agreement are now being processed.

We look forward to receiving your progress reports and working with your staff. If you have any questions, please contact your County Health Services Analyst at (916) 322-1086.

Sincerely,

A handwritten signature in cursive script that reads "Terry Trinidad".

Terry Trinidad, Chief
County Health Services Unit

Enclosure

cc: Chair, Board of Supervisors (w/o enclosure)
Auditor/Controller (w/o enclosure)
County Health Officer (w/o enclosure)

RECEIVED

DEC 19 2001

"HCP"

STANDARD AGREEMENT
EMERGENCY MEDICAL SERVICES APPROPRIATION (EMSA)
FISCAL YEAR 2001-02

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 Assembly Bill (AB) 430, Chapter 171, Statutes of 2001.

As a condition of receiving EMSA monies to reimburse physicians for uncompensated emergency services rendered in fiscal year (FY) 2001-02, 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 2001-02.

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 2001-02. 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

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

VI. Recoupment

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: 12/12/01

County
 Signature: 

Name: Kathy Kohrman
(Please print or type)

Title: Interim Managing Director

Date: 11-30-01