

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

DEPT: Health Services Agency *md*

BOARD AGENDA # \*B-2

Urgent  Routine  *ext*

AGENDA DATE October 1, 2013

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Appoint Attorney Allen Mitterling, David Eibling, M.D., and Debbie Lewis, R.N. to the Indigent Health Care Program (IHCP) Fair Hearing Board

STAFF RECOMMENDATIONS:

Approve the appointment of Allen Mitterling, Attorney at Law; David Eibling, M.D. and Debbie Lewis, R.N. to the Indigent Health Care Program (IHCP) Fair Hearing Board.

FISCAL IMPACT:

The Adopted Final Fiscal Year 2013-2014 Budget for the Health Services Agency Indigent Health Care Program is just under \$10 million. This Budget amount includes \$1,500 as an estimate expense to reimburse Fair Hearing Board members. The Department is anticipating an average of three fair hearings to be conducted per Fiscal Year.

BOARD ACTION AS FOLLOWS:

No. 2013-484

On motion of Supervisor Withrow, Seconded by Supervisor O'Brien

and approved by the following vote,

Ayes: Supervisors: O'Brien, Withrow, Monteith, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

*Christine Ferraro*

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

**DISCUSSION:**

In accordance with Stanislaus County Code Section 9.60.070, a three-member Fair Hearing Board, referred to operationally as the Fair Hearing Panel, is to be composed of an attorney, a physician, and a registered nurse to serve three year terms, as appointed by the Board of Supervisors. The terms will be for the Fiscal Years 2013-2014 through 2015-2016.

The Fair Hearing Panel hears formal patient appeals resulting from eligibility determinations or treatment authorization requests that denied Indigent Health Care Program eligibility or services requested. The Fair Hearing Panel considers whether the decision to deny eligibility or services was in accordance with policy, not whether the policy should be different. The terms of the previously appointed Fair Hearing Panel members have each expired. The proposed appointees are highly qualified, objective and have indicated a strong interest in serving on this panel.

**POLICY ISSUES:**

The program supports the Board of Supervisor's priorities of A Healthy Community and Efficient Delivery of Public Services as it provides community based review of internal decisions to ensure fairness and appropriate expenditures related to eligibility, medical necessity, and benefits.

**STAFFING IMPACT:**

There is no staffing impact associated with this request.

**DEPARTMENT CONTACT:**

Mary Ann Lee, Managing Director, 209-558-7163