



**Health & Human Services  
Agency  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
EDDIE VALERO  
District Four  
DENNIS TOWNSEND  
District Five

**AGENDA DATE:** July 30, 2019

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Anita Guerrero    PHONE: 624-8000

**SUBJECT:** Approve an agreement with TransUnion, LLC.

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an agreement with TransUnion, LLC., retroactive from June 19, 2019, until terminated by either party, to provide consumer report services for Tulare County Health and Human Services Agency. There is no cost associated with this agreement. This agreement is retroactive due to inadvertent delays in the completion of negotiated changes to standard terms of the agreement and delays in receiving signatures from the vendor. It was impracticable for the Board to take action prior to June 19, 2019, due to the time needed to process, prepare, and submit the agenda item;
2. Find that the Board had authority to enter into the proposed agreement as of June 19, 2019, and that it was in the County's best interest to enter into the agreement on that date; and
3. Authorize the Chairman of the Board to sign two (2) copies of the agreement.

**SUMMARY:**

Tulare County Health and Human Services Agency (HHSA), Child Welfare Services (CWS) is proposing to contract with TransUnion, LLC. to obtain credit reports for dependent foster youth.

On September 30, 2012, California Senate Bill No. 1521 was chartered, which amends Welfare & Institutions Code section 10618.6 to comply with federal law. This bill requires county welfare departments to request credit reports on behalf of foster youth aged sixteen (16) and seventeen (17).

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As youth become more independent, it is vital for them to understand financial management and the risk of identity theft. The child welfare social worker will educate youth and assist them in resolving errors discovered on the credit reports.

The term of the agreement shall commence June 19, 2019 and shall remain in effect until terminated by any party hereto for any reason whatsoever by providing thirty (30) days prior written notification to the other party.

The following terms deviate substantively from the standard County boilerplate: 1) Contractor's liability for breach of contract arising from Contractor's negligence is limited to refund of any fees paid and correction of any defective service; 2) Either party may terminate without cause with 30 days' advanced written notice; 3) Transunion may terminate immediately if it determines the agreement does not meet the requirements of current or new laws, regulations, or judicial actions; 4) Neither party may assign without prior written consent, except that Transunion may assign to a wholly owned subsidiary, or in the event of a purchase of substantially all of Transunion's assets, or in the event of a corporate reorganization, and County may assign to any affiliate if notice is provided in writing to Transunion. Transunion may also subcontract, but will not be relieved of its obligations under the agreement; 5) Fees may change with 30 days advanced written notice; 6) If Transunion's costs increase due to federal, state or local laws or regulations, and the costs can be charged to government customers, then Transunion may implement a surcharge with 60 days' advanced written notice; 7) Agreement is evergreen; 8) The contract includes a Governing Law clause which only identifies federal laws of the United States as governing law, and does not specify California law as the governing venue; and 9) This agreement does not have insurance provisions.

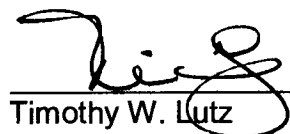
**FISCAL IMPACT/FINANCING:**

There is no cost associated with this agreement; therefore, there is no additional net cost to the County General Fund. Transunion is required by law to provide Foster Youth with no charge credit reports.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year strategic plan includes the Quality of Life Initiative that encourages innovative provision of quality supportive services for at-risk adults, youth, and children in state and federally mandated programs. This agreement increases the ability to fulfill that obligation by providing youth with the education on how to maintain a clean credit report.

**ADMINISTRATIVE SIGN-OFF:**

  
\_\_\_\_\_  
Timothy W. Lutz  
Agency Director

cc: County Administrative Office

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Attachment(s) Agreement

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

**IN THE MATTER OF APPROVE AN  
AGREEMENT WITH TRANSUNION  
LLC.**

) Resolution No. \_\_\_\_\_  
) Agreement No. \_\_\_\_\_  
)  
)

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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