



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

**BOARD OF SUPERVISORS**

ALLEN ISHIDA  
District One

PETE VANDER POEL  
District Two

PHILLIP A. COX  
District Three

J. STEVEN WORTHLEY  
District Four

MIKE ENNIS  
District Five

**AGENDA DATE:** December 18, 2012

|   |   |   |
|---|---|---|
| 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: Kevin Marks    PHONE: 624-8000  |   |   |

**SUBJECT:** Approval of agreement with Tulare County Office of Education, Health Division, for Tulare County to participate in the Medi-Cal Administrative Activities Program.

**REQUEST(S):**

That the Board of Supervisors:

1. Approve an agreement with Tulare County Office of Education, Health Division, for Tulare County Health & Human Services Agency, as the Local Government Agency, to act as the claims processing agent of Medi-Cal Administrative Activities claims on behalf of their school district, retroactive to July 1, 2012 through June 30, 2015. This agreement is retroactive due to inadvertent delays in obtaining authorized signatures. It was impracticable for the Board to take action prior to July 1, 2012 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 July 1, 2012 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 three (3) copies of the agreement.

**SUMMARY:**

Under Federal Medical Law (Title 42, US Code Section 1396 et. seq., and Welfare and Institutions Code 1400 et. seq.) counties providing Medi-Cal Administrative Activities (MAA) under California's Medi-Cal Program are entitled to claim Federal

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Financial Participation, or reimbursement, for a portion of the costs of providing those services, under the MAA Program and Title XIX funding. Any entity wishing to claim MAA reimbursement must file their quarterly claims either through a Local Government Agency (LGA) or a Local Education Consortium (LEC). This agreement allows Tulare County Health & Human Services Agency (HHSA) as a participating LGA in the MAA program, to act as the MAA claims processing agent for Tulare County Office of Education, Health Division. In the capacity of claims processing agent, Tulare County HHSA receives a 4% administrative fee for filing MAA claims on behalf of Tulare County Office of Education, Health.

We would like to bring the following items to the Board's attention that deviate from County Contract Protocol: The term of this agreement is for three (3) years; however it is noted this agreement is contingent upon the availability of funds being appropriated by the U.S. Congress and this agreement will automatically terminate, at the end of the term for which the U.S. Congress appropriates funds. The agreement also calls for mutual indemnification, which also deviates from County Contract Protocol.

**FISCAL IMPACT/FINANCING:**

HHSA will receive funds from the Department of Health Services for the approved MAA invoices. HHSA will retain a 4% administrative fee on all MAA funds received and then pass the remainder on to Tulare County Office of Education, Health Division. Expenses and Revenues for each fiscal year will be included in the proposed budget for the corresponding year. No Net County Cost.

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

The County's five-year strategic plan includes the Quality of Life Initiative to encourage innovative provision of quality supportive services for at-risk adults, youth and children in the state and federally mandated system that enables and supports success.

**ADMINISTRATIVE SIGN-OFF:**

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Kevin Marks  
Director of Administration

Cc: Auditor-Controller  
County Counsel  
County Administrative Office (2)

Attachment(s) Agreement

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

IN THE MATTER OF Approval of )  
agreement with Tulare County Office of ) Resolution No. \_\_\_\_\_  
Education, Health Division, for Tulare ) Agreement No. \_\_\_\_\_  
County to participate in the Medi-Cal )  
Administrative Activities Program. )

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: JEAN M. ROUSSEAU  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

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

\* \* \* \* \*

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2. Found that the Board had authority to enter into the proposed agreement as of July 1, 2012 and that it was in the County's best interest to enter into the agreement on that date; and

3. Authorized the Chairman of the Board to sign three (3) copies of the agreement.