

**ORDINANCE NO. SCC 2023- \_\_\_\_\_**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SHASTA, STATE OF CALIFORNIA, AMENDING CHAPTER 2.70 OF THE SHASTA COUNTY CODE, CONCERNING PARTNERSHIP HEALTHPLAN OF CALIFORNIA COMMISSION**

The Board of Supervisors of the County of Shasta ordains as follows:

**SECTION I.**

Chapter 2.70 of the Shasta County Code is amended to read in its entirety as follows:

**2.70.010        Intent**

- A.     Partnership HealthPlan of California Commission ("Commission") is a multi-county Commission that has created a Medi-Cal health care plan for Medi-Cal recipients. The purpose of this chapter is to update the terms of the County of Shasta's participation in the Commission. This chapter allows the implementation of a county organized health system in Shasta County as authorized by Welfare and Institutions Code § 14087.54.
- B.     The Commission has a proven record of improving health care access to its members, who are Medi-Cal recipients, and improving Medi-Cal reimbursement rates to health care providers. The Commission links each member with a primary care provider and has been successful in reducing inappropriate use of emergency rooms, providing appropriate levels of inpatient care for its members, developing innovative case management programs, and arranging for the provision of an enhanced level of local health care services.
- C.     The Commission negotiated a contract with the California Department of Health Care Services , as specified in Welfare and Institutions Code § 14087.5, to arrange for the provision of health care services under Welfare and Institutions Code Chapter 7, Part 3, Division 9. The Commission is authorized to negotiate a contract with the California Department of Health Care Services to expand the Commission into additional member counties. This expansion is expected to occur on or about January 1, 2024.

**2.70.020        Authorization to join Commission**

Pursuant to Welfare and Institutions Code § 14087.54, the Shasta County Board of Supervisors hereby authorizes the County of Shasta to continue participation in the Commission under the terms set forth in this Ordinance No. SCC 2023-XXXX.

### **2.70.030      Membership of Commission**

- A.      The Commission shall be comprised of Commissioners appointed by the Board of Supervisors of each member county. Unless and until the Commission, by formal action, establishes a different formula or system of membership, Commission representation for each member county shall be based on the number of Medi-Cal beneficiaries enrolled in the Commission's health care plan in each county according to the following formula:
- (1) 0-45,000 Medi-Cal beneficiaries within the county equals one Commission seat.
  - (2) 45,001-60,000 Medi-Cal beneficiaries within the county equals two Commission seats.
  - (3) 60,001+ Medi-Cal beneficiaries within the county equals three Commission seats.
- B.      The persons appointed to the Commission by the Shasta County Board of Supervisors shall serve at the pleasure of the Board and shall be selected as follows:
- (1)      One Commissioner shall be the Shasta County Director of Health and Human Services and/or his/her designee.
  - (2)      Other Commissioners shall be nominated by the Shasta Health Assessment & Redesign Collaborative (SHARC) and/or local health care providers that serve Medi-Cal beneficiaries.
- C.      The Shasta County Board of Supervisors shall follow its own Commissioner selection criteria set forth in this section but also acknowledges that the Commission encourages member counties to consider selecting Commissioners from the following settings: safety net providers (including providers at federally qualified health centers), behavioral health providers, regional center providers, local education authorities, dental providers, Indian Health Service facility providers, and hospital providers with special efforts to select candidates, as opportunity allows, who reflect the diversity of the community and regions (including, but not limited to race, ethnicity, language, and disability status).

### **2.70.040      Term of Office.**

The term for the Commissioners shall be for four (4) year periods. Nothing herein shall prohibit a person from serving more than one term. Each Commission member shall remain in office at the conclusion of that member's term until a successor member has been

selected and installed into office. An office shall become vacant if a Commissioner ceases functioning in the area from which appointed, or right of appeal, fails to attend three (3) Commission meetings in a row.

#### **2.70.050 Powers and Duties of Commission**

Pursuant to the provisions of Welfare and Institutions Code § 14087.54 as it exists on the date of adoption of this ordinance, the Commission shall:

- A. Have the power to negotiate an exclusive contract with the California State Department of Health Care Services as specified in Welfare and Institutions Code § 14087.5, and to arrange for the provision of health care services provided under Chapter 7, Part 3, Division 9 of the Welfare and Institutions Code;
- B. Be considered an entity separate from the County of Shasta;
- C. File the statement required by Government Code § 53051;
- D. Have the power to acquire, possess, and dispose of real or personal property, including creating and/or acquiring affiliated or supporting entities, as may be necessary for the performance of its functions, to employ personnel including health care providers in accordance with California law; to contract for services required to meet its obligations; and to sue or be sued; and
- E. Have all the rights, powers, duties, privileges, and immunities conferred by Article 2.8 of Chapter 7, Part 3, Division 9 of the Welfare and Institutions Code in addition to those previously specified in this section.

#### **2.70.060 Obligations of Commission**

Pursuant to the provisions of Welfare and Institutions Code § 14087.54(d) as it exists on the date of adoption of the ordinance codified in this chapter, any obligations of the Commission, statutory, contractual, or otherwise, shall be the obligations solely of the Commission and shall not be the obligations of the County of Shasta. The Commission shall do business as Partnership HealthPlan of California.

**2.70.070        Committees**

The Commission may establish advisory committees from time to time for any purpose that will be beneficial in accomplishing the work of the Commission.

**2.70.080        Termination of Membership**

The Commission shall continue to represent the County of Shasta until such time as the Shasta County Board of Supervisors terminates the representation. To terminate the representation, the Shasta County Board of Supervisors or its designee shall provide ninety-(90)-days' notice to other member counties and the California Department of Health Care Services, as specified in Welfare and Institutions Code § 14087.54(g).

**SECTION II.**

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of the ordinance. The Shasta County Board of Supervisors hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more section, subsection, sentence, clause, or phrase be declared unconstitutional or invalid.

**SECTION III.**

All former ordinances and resolutions, or parts thereof, conflicting, or inconsistent with the provisions of this ordinance are hereby repealed.

**SECTION IV.**

This ordinance shall take effect thirty (30) days from the date of its passage. Before the expiration of fifteen (15) days after its passage, a summary shall be published in a local newspaper within the County of Shasta, State of California stating the names of the members voting for and against.

**DULY PASSED AND ADOPTED** this \_\_\_\_\_th/st day of \_\_\_\_\_(Month)\_\_\_\_\_, (Year), by the  
Board of Supervisors of the County of Shasta by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:  
RECUSE:

\_\_\_\_\_  
PATRICK JONES, CHAIR  
Board of Supervisors  
County of Shasta  
State of California

ATTEST:

DAVID J. RICKERT  
Clerk of the Board of Supervisors

By: \_\_\_\_\_  
Deputy