



# Health & Human Services Agency

## COUNTY OF TULARE AGENDA ITEM

### BOARD OF SUPERVISORS

LARRY MICARI  
District One

PETE VANDER POEL  
District Two

AMY SHUKLIAN  
District Three

EDDIE VALERO  
District Four

DENNIS TOWNSEND  
District Five

**AGENDA DATE:** May 9, 2023 REVISED

Public Hearing Required	N/A
Scheduled Public Hearing w/Clerk	N/A
Published Notice Required	N/A
Advertised Published Notice	N/A
Meet & Confer Required	N/A
Budget Transfer (Aud 308) attached	N/A
Personnel Resolution attached	N/A
Agreement(s) attached	Yes

CONTACT PERSON: Robert Stewart    PHONE: 559-624-8000

**SUBJECT:** Approve a Participation Agreement with the California Department of Health Care Services

**REQUEST(S):**

That the Board of Supervisors:

1. Approve a Participation Agreement with the California Department of Health Care Services to invoice for Federal Financial Participation (FFP) for the County-Based Medi-Cal Administrative Activities program retroactive from July 1, 2020, and effective until either party terminates the Agreement. This Participation Agreement will replace and supersede County Agreement No. 29649-B and is retroactive to provide continuity of coverage, making it impracticable for the Board to take action prior to July 1, 2020. This Participation Agreement allows the CMAA program to invoice the California Department of Health Care Services for County-Based Medi-Cal Administrative Activities.
2. Find that the Board had the authority to enter into the proposed Agreement as of July 1, 2020, and it was in the County's best interest to enter into the Agreement on that date.
3. Authorize the Chair of the Board to sign one (1) copy of the Agreement.

**SUMMARY:**

The California Department of Health Care Services (DHCS) authorizes Tulare County Health and Human Services Agency (HHSA) as the local government agency for Tulare County to participate in the County-Based Medi-Cal Administrative Activities (CMAA) program. This Evergreen Participation Agreement will replace and supersede the three year Agreement No. 29649-B and will remain in effect until either party terminates the Agreement. The Participation Agreement does not place a budgeted amount on what can be invoiced by Tulare County. The purpose of the CMAA program is to assist in the

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proper and efficient administration of the Medi-Cal program by improving the availability and accessibility of Medi-Cal Services to Medi-Cal recipients and potentially Medi-Cal-eligible individuals and their families in the community. These activities include Medi-Cal Outreach, Facilitating Medi-Cal Application, Medi-Cal Non-Emergency Transportation, Contracting for Medi-Cal Services, Program Planning and Policy Development, Medi-Cal Administrative Activities Coordination, and Claims Administration and Training. Counties participating in the CMAA program are entitled to claim Federal Financial Participation for a portion of the costs of providing CMAA services.

The following terms in the Participation Agreement deviate substantively from standard County boilerplate: 1) there is no end date; 2) either party may terminate the Agreement upon 30 days prior written notice; 3) DHCS can terminate the Agreement immediately for cause; 4) the Agreement is contingent on the availability of funding, if funding is reduced or eliminated DHCS can amend or cancel the Agreement without any liability to the County; 5) the County is solely financially responsible for any and all federal audit disallowances related to the Agreement; 6) the County must defend, hold harmless, and indemnify DHCS from any claims resulting from the Agreement; and 7) the County shall sign first before submitting to the State.

**FISCAL IMPACT/FINANCING:**

HHSa will receive funds from the DHCS for the approved CMAA invoices. HHSa will retain a 6% administrative fee on all CMAA funds received and then pass the remainder to the actual claiming units as indicated by individual contracts. There is no net county cost to the General Fund.

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

The County's five-year strategic plan includes Safety and Security, Quality of Life, and Economic Well-Being initiatives. The County has a very high Medi-Cal population compared to other counties across the State. This program will improve the quality of life of many residents of Tulare since the program involves activities that are necessary to improve the delivery of Medi-Cal services to Medi-Cal beneficiaries, informing eligible individuals and families on how to apply for Medi-Cal insurance.

**ADMINISTRATIVE SIGN-OFF:**

/s/ Robert Stewart  
Robert Stewart  
Director of Fiscal Operations

Cc: County Administrative Office

Attachments: Agreement