

ORDINANCE NO. _____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA ADDING CHAPTER 34 OF THE SONOMA COUNTY CODE TO JOIN AN EXISTING MULTI-COUNTY COMMISSION ENTITLED PARTNERSHIP HEALTHPLAN OF CALIFORNIA TO NEGOTIATE WITH THE CALIFORNIA MEDICAL ASSISTANCE COMMISSION FOR THE ARRANGEMENT OF PROVISION OF HEALTH CARE SERVICES.

The Board of Supervisors of the County of Sonoma, State of California, ordains as follows:

SECTION I. Chapter 34 of the Sonoma County Code is added to read:

Chapter 34: County Organized Health System

Sec. 34-1. Purpose.

Partnership HealthPlan of California Commission (“Commission”) is a multi-county commission that has created a managed health care plan for Medi-Cal recipients. The purpose of this ordinance is to authorize the County of Sonoma to join the existing Commission. This will allow the implementation of a county organized health system in Sonoma County as authorized by Welfare and Institutions Code Section 14087.54.

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.

Sec. 34-2. Designation of Commission.

Pursuant to Welfare and Institutions Code section 14087.54, the Sonoma County Board of Supervisors hereby authorizes the County of Sonoma to join the Commission in conjunction with the provisions of Chapter 2.70 of the Napa County Code, Sections 7.2-10 through 7.2-15 of the Solano County Code and Sections 2-2.3301 through 2-2.3307 of the Yolo County Code. Other counties

also are considering joining the Commission. The Commission shall continue to represent Sonoma County until the Sonoma County Board of Supervisors terminates the representation. To terminate representation, the Sonoma County Board of Supervisors or its designee shall provide 90-day notice to the other participating counties and provide notice to the State Department of Health Care Services as set forth in Welfare and Institutions Code Section 14087.54(g).

Sec. 34-3. Membership.

The Commission shall consist of two members appointed by each of the participating counties' Board of Supervisors. In addition, each county Board of Supervisors shall appoint one Commission member for every 10,000 Partnership HealthPlan of California Medi-Cal members in their county.

The Commissioners appointed by the Sonoma County Board of Supervisors shall serve at the pleasure of the Board and shall be selected as follows:

(a) One member shall be a physician representative identified by the Sonoma County Medical Association (Physician Representative).

(b) One member shall be a Community Clinic representative identified by the Redwood Community Health Coalition (Clinic Representative).

(c) One member shall be a hospital representative from a Sonoma County hospital identified by the hospitals in Sonoma County (Hospital Representative).

(d) One member shall represent Medi-Cal consumers and be identified by the Sonoma County Human Services Department (Consumer Representative).

(e) One member shall be either a member of the Sonoma County Board of Supervisors or an officer or employee of the County of Sonoma identified by the Sonoma County Department of Health Services (County Official).

(f) Two members from the community (Public Representatives). The Sonoma County Department of Health Services may make recommendations based on the following criteria:

(1) Geography;

(2) Knowledge of the healthcare needs of children, the aged, and disabled;

(3) Business experience;

(4) Political experience; and

(5) Finance experience.

Sec. 34-4. Term of Office.

Initial terms of office for the Consumer Representative and Public Representatives shall be for two years. All subsequent terms for the Consumer Representative and Public Representatives shall be for four-year periods. All other members of the Commission shall serve four-year terms of office. Nothing herein shall prohibit a person from serving more than one term. Vacancies shall be filled in accordance with the procedures set forth in Section 34-3.

Sec. 34-5. Powers and Duties of Commission.

Pursuant to the provisions of Section 14087.54 of the Welfare and Institutions Code, the Commission shall:

(a) Have the power to negotiate the exclusive contract with the California Medical Assistance Commission as specified in Section 14087.5 of the Welfare and Institutions Code, 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 Sonoma;

(c) File the statement required by Section 53051 of the Government Code;

(d) Have the power to acquire, possess, and dispose of real or personal property, as may be necessary for the performance of its functions, to employ personnel and 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.

Sec. 34-6. Obligations.

Pursuant to the provisions of Section 14087.54(d) of the Welfare and Institutions Code, 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 Sonoma.

Sec. 34-7. Committees.

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

(a) Any advisory committee established pursuant to this section shall consist of a minimum of four members, one from each county.

(b) At a minimum, two standing advisory committees shall be established:

(1) The physicians advisory committee, consisting of at least one Physician Representative from each county; and

(2) The consumers' advisory committee, consisting of at least one Consumer Representative from each county.

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 this ordinance. The 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 any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION III. This ordinance shall be and the same is hereby declared to be in full force and effect from and after thirty (30) days after the date of its passage and shall be published once before the expiration of fifteen (15) days after said passage, with the names of the Supervisors voting for or against the same, in *The Press Democrat*, a newspaper of general circulation published in the County of Sonoma, State of California.

In regular session of the Board of Supervisors of the County of Sonoma introduced on the ___th day of _____, 2009, and finally passed and adopted this ___th day of _____, 2009, on regular roll call of the members of said Board by the following vote:

SUPERVISORS:

BROWN KERNS ZANE: CARRILLO: KELLEY:

AYES NOES ABSTAIN ABSENT

WHEREUPON, the Chair declared the above and foregoing ordinance duly adopted and

SO ORDERED.

Chair, Board of Supervisors
County of Sonoma

ATTEST:

_____, Clerk of
the Board of Supervisors