



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Health
Department No.: 041
For Agenda Of: February 5, 2019
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Van Do-Reynoso, MPH, PhD, Director
Director: Public Health Department
Contact Info: Dana Gamble, Assistant Deputy Director. 681-5171
SUBJECT: First Amendment to the FQHC Co-Applicant Agreement

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management
Approved: Yes

Recommended Actions:

That the Board of Supervisors consider the following:

- A. Approve and authorize the Chair to execute the First Amendment to the Federally Qualified Health Center (FQHC) Co-Applicant Agreement between the County of Santa Barbara Board of Supervisors and the County of Santa Barbara Health Center Board to reflect recent updates to requirements by the Health Resources and Services Administration (HRSA).
- B. Determine that the above activity is not a project and is therefore exempt from California Environmental Quality Act (CEQA) review per CEQA Guideline Section 15378(b)(5), as organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

Summary Text:

This item is on the Agenda for execution of a First Amendment to the Federally Qualified Health Center (FQHC) Co-Applicant Agreement between the Board of Supervisors and the Health Center Board. (Attachment A). The Co-Applicant Agreement defines the roles and responsibilities of each Party. This First Amendment updates certain sections to reflect recent updates to Health Center program requirements released by the Health Resources and Services Administration (HRSA) in August 2018.

Background:

In 2009, the Public Health Department (PHD) established the Health Center Board to allow for the expansion of its FQHC status from only homeless patients under its Healthcare for the Homeless grantee designation to its entire patient population. By doing so, the PHD became both a *Healthcare for the*

Homeless and a Community Health Center grantee. In 2014, HRSA issued additional clarifications concerning the shared and separate responsibilities for a Health Center Board associated with a Public Entity such as Santa Barbara County. In essence, the Board of Supervisors and the Health Center Board together comprise the oversight Board for the PHD FQHC acting in a similar capacity to the Board of a 501(c)3 corporation. In 2015, the Board of Supervisors authorized the Co-Applicant Agreement that clearly delineates the roles and responsibilities of the Public Entity (County of Santa Barbara) and the Health Center Board. This First Amendment offers minor revisions to reflect programmatic changes implemented by HRSA in August 2018 that could not have been contained in the original Agreement.

In accordance with HRSA regulations, the First Amendment clarifies that the Deputy Director assigned as Executive Director of the Health Centers must be an employee of the County removing the option to contract with an Executive Director. HRSA previously allowed all Health Centers the option to either employee or contract with an Executive Director. As of August 2018, HRSA removed contracting as an option and PHD is updating the Co-Applicant Agreement to reflect this change. Also, the PHD is clarifying that Health Center Board Members who are patients of the Health Center must live in the Health Center Service area. Lastly, the PHD is adding a definition of the term “health care industry” to add clarity to how the term is applied to community members of the Health Center Board who are not health center patients. This is a clarification and not a change in current process or terms of the Agreement.

Performance Measure:

N/A

Fiscal and Facilities Impacts:

Budgeted: N/A

Fiscal Analysis:

There are no Fiscal Impacts associated with the adoption of this First Amendment to the Co-Applicant Agreement.

Key Contract Risks

N/A

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please execute two (2) original Eighth Amendments with CenCal Health and retain one (1) original Eighth Amendment and one (1) Minute Order for pick up by the department. Please email the PHD Contracts Unit at phdcu@sbcphd.org when available for pick up.

Attachments:

- A. First Amendment to the Federally Qualified Health Center (FQHC) Co-Applicant Agreement
- B. Federally Qualified Health Center (FQHC) Co-Applicant Agreement

Authored by:

Dana Gamble, Assistant Deputy Director, Public Health Department