



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: May 19, 2020
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Van Do-Reynoso
Director(s) Public Health Department
Contact Info: Dana Gamble, Assistant Deputy Director (805) 681-5171
SUBJECT: 340B Drug Discount Program Agreement with Marian Regional Medical Center

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors consider the following recommendations:

- a) Approve and authorize the Chair to execute an Agreement with Marian Regional Medical Center (Attachment B) to participate in the drug discount program established under Section 340B of Public Health Services Act, for the period from June 1, 2020 through May 31, 2025.
- b) Find that the proposed actions do not constitute a "Project" within the meaning of California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(4) of the CEQA Guidelines, because they consist of the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant impact on the environment.

Summary Text:

This item is on the agenda to authorize the Chair to execute an Agreement with Marian Regional Medical Center in order for Marian Regional Medical Center to participate in the drug discount program established under Section 340B of Public Health Services Act (the "340B program").

Background:

In order to participate in the 340B Program, Marian Regional Medical Center must enter into an agreement with a unit of the state or local government pursuant to which Marian Regional Medical Center commits to provide health care services to low income individuals who are not entitled to benefits under Title XVIII

of the Social Security Act or eligible for assistance under the State Plan of Title XIX of the Social Security Act.

During the term of this Agreement, Marian Regional Medical Center will provide healthcare services to low income individuals who are not entitled to benefits under Title XVIII of the Social Security Act or eligible for assistance under the State Plan of Title XIX of the Social Security Act. Marian Regional Medical Center will assure that all patients will receive necessary care, as required by law, in its Emergency Departments, regardless of ability to pay.

Contract Risk Assessment

Risk to the County is minimal for this agreement. The Public Health Department has the immediate right to terminate this Agreement in the event of a threat or violation of the provisions of Section 340B and any event that jeopardizes the Public Health Department's licensure, accreditation, certification, or reimbursement which event(s) are caused by this Agreement, or if the provisions of Section 340B are materially modified or eliminated.

Performance Measure:

During the term of this Agreement, Marian Regional Medical Center agrees to timely submit all reports that are required to participate in the 340B Program to HRSA, Office of Pharmacy Affairs, with copies to the Public Health Department.

Fiscal and Facilities Impacts:

Budgeted: N/A

Fiscal Analysis:

There is no fiscal impact to the County with executing this agreement with Marian Regional Medical Center.

Staffing Impacts:

There are no staffing impacts from this action.

Special Instructions:

Please execute two (2) original Agreements with Marian Regional Medical Center and retain one (1) original of each Agreement and one (1) Minute Order for pick-up by the department. Please email phdcu@sbcphd.org when available for pickup.

Attachments:

- A. Marian Regional Medical Center Maddy Emergency Medical Services Fund Agreement

Authored by:

Dana Gamble, Assistant Deputy Director, Public Health Department