



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: 12-16-08
Placement: Administrative
Estimated Tme:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Elliot Schulman, MD, MPH, Director and Health Officer
Director
Contact Info: Nancy Lapolla, MPH (681-5264)
Emergency Medical Services Director

SUBJECT: Continue the Maddy Emergency Medical Services Fund in Santa Barbara County

County Counsel Concurrence

As to form: [X] Yes [] No [] N/A

Auditor-Controller Concurrence

As to form: [X] Yes [] No [] N/A

Other Concurrence:

As to form: [] Yes [] No [X] N/A

Recommended Actions:

That the Board of Supervisors:

Consider recommendations regarding the Maddy Emergency Medical Services Fund as follows:

- a) Adopt a resolution to maintain the Maddy EMS Fund for Santa Barbara County by continuing to assess fines on alcohol and drug related criminal violations.
b) Adopt a resolution to provide for additional funding to the Maddy EMS Fund for Santa Barbara County by assessing fines on certain types of criminal violations.
c) Direct the Emergency Medical Services Agency staff of the Public Health Department to work with other County staff and interested parties to assess options for providing a permanent source of funding for a Maddy EMS Fund in Santa Barbara County.

Summary Text:

Adopting these resolutions will maintain and provide funds to the Maddy Emergency Medical Service (EMS) Fund to partially compensate hospitals and physicians for their uncompensated care of emergency and trauma patients and support the emergency medical services system. Assembly Bill 1900 and Senate Bill 1236 are two pieces of State legislation that provide Santa Barbara County a means to assess additional penalties, fines or forfeitures on certain types of criminal violations, as allowed under Government Code Sections 67104.1 and 76000. However both legislative bills require the County's Board of Supervisors to adopt resolutions for the purpose of providing payments for emergency medical services to providers.

Background:

The term “Maddy EMS Fund” refers to a funding mechanism that currently generates approximately \$1.9 million a year through the assessment of penalties on motor vehicle and criminal fines and forfeitures to partially compensate health care providers for otherwise uncompensated emergency medical services. The County Board of Supervisors established a Maddy EMS Fund on November 2, 2004 by adopting Resolution No. 04-307. The Maddy EMS Fund was expected to sunset on January 1, 2009. However, Assembly Bill (AB) 1900 was signed by the Governor on September 26, 2008. AB 1900 extends the sunset date to January 1, 2011, but omits many of the vehicle and parking fines that are currently included as part of the Maddy EMS Fund from being collected after January 1, 2009. Since the types of violations subject fines for the Maddy EMS Fund were amended via Assembly Bill 1900, the County Board of Supervisors must adopt a new resolution in accordance with the parameters of the revised Maddy EMS Fund.

The County may also participate in assessing additional fines (\$2 for every \$10 of fines for certain criminal offenses) and to allocate 15% of the funds collected from these fines to support pediatric trauma care via Senate Bill (SB) 1236. SB 1236 would allow fines to be assessed until January 1, 2014. Together these two legislative bills will allow the County to receive about \$1.1 million for the next several years for its Maddy EMS Fund.

AB 1900 also requires that the Santa Barbara County Board of Supervisors “report to the legislature whether, and to the extent that, actions are taken by the county to implement alternative local sources of funding.” For this reason, the recommended action before the Board of Supervisors for consideration is to direct the EMS Agency to continue to explore sources of permanent funding for the Maddy EMS Fund.

Fiscal and Facilities Impacts:

Budgeted: No.

Fiscal Analysis:

There is no General Fund impact or facility impact associated with this proposal. The Public Health Department (PHD), as the Administering Agency of the Maddy EMS Fund, may retain the actual cost for implementing the Maddy EMS Fund, up to 10% of the funds deposited with the Maddy EMS Fund. It is anticipated that this amount will be adequate to cover the administration involved in the distribution of the Maddy EMS Fund monies to hospitals and physicians.

The current Santa Barbara County Maddy EMS Fund generates approximately \$1.9 million a year for area health care providers. SB 1236 and AB 1900 are expected to generate \$540,000 and \$600,000 a year, respectively for a total of \$1.1 million to the County’s Maddy EMS Fund.

This will result in a reduction of approximately \$760,000 of funds available to area health care providers. The following graph will detail the projected effect:

	Existing Funding	New Funding			
	AB 2265	SB 1236	AB 1900	Total	Difference
Physicians/Surgeons	\$ 991,800	\$ 281,880	\$ 313,200	\$ 595,080	\$ (396,720)
Hospitals	718,200	121,500	135,000	256,500	(461,700)
EMS	-	82,620	91,800	174,420	174,420
Administration	190,000	54,000	60,000	114,000	(76,000)
Total	\$ 1,900,000	\$ 540,000	\$ 600,000	\$ 1,140,000	\$ (760,000)

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please return an original of each of the executed Resolutions to PHD Contracts Unit, 300 North San Antonio Road, Building 8, Santa Barbara, CA 93110. Please email an electronic copy of the minute order to PHDRES.ContractsUnit@sbcpd.org.

Direct the Clerk of the Board of Supervisors to transmit, on the next business day following adoption of this resolution, a copy of the resolution to the clerk of each court in the County.

Attachments:

Resolution to Assess Penalties to Maintain the Emergency Medical Services Fund Commonly Referred to as the Maddy EMS Fund

Resolution to Maintain the Emergency Medical Services Fund Commonly Referred to as the Maddy EMS Fund

Authored by:

Nancy Lapolla, EMS Agency Director