

1 [Participation Agreement and Administrative Services Agreement - Retroactive - California
2 Department of Health Care Services - Medi-Cal County Inmate Program - Not to Exceed
3 \$24,443.73]

4 **Resolution retroactively authorizing the City and County of San Francisco (City), acting**
5 **by and through its Department of Public Health (DPH), to enter into the following two**
6 **related agreements with the California Department of Health Care Services (State) for**
7 **reimbursement under the State’s Medi-Cal County Inmate Program (MCIP): 1)**
8 **Participation Agreement 23-MCIPSANFRANCISCO-38; and 2) Administrative Services**
9 **Agreement No. 23-30045; in the amount not to exceed \$24,443.73 for a term period of**
10 **July 1,2023, through and including June 30, 2026, authorizing the City to assume sole**
11 **financial responsibility for any and all penalties and interest charged as a result of a**
12 **federal audit disallowance related to the rendering of services by the State under the**
13 **MCIP; and authorizing DPH to enter into modifications to the agreements that do not**
14 **materially increase the obligations or liabilities to the City and are necessary to**
15 **effectuate the purposes of the Agreements or this Resolution.**

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17 WHEREAS, The City is responsible for payment of the costs of health care services
18 provided to inmates of City jails, costs that are generally ineligible for reimbursement under
19 either the state or federal funding component of the California Medical Assistance Program
20 (Medi-Cal); and

21 WHEREAS, The State developed and administers the Medi-Cal County Inmate
22 Program (MCIP) in order to enable counties to seek reimbursement of the federal Medi-Cal
23 reimbursement component for inmate health care costs; and

24 WHEREAS, The State Medi-Cal component for inmate health care costs is not
25 reimbursable under the MCIP; and

1 WHEREAS, In order to seek reimbursement of the federal Medi-Cal funding
2 component, the City must join the State’s MCIP by entering into 1) the no-cost MCIP
3 Participation Agreement that allows the City to seek federal reimbursement, 2) the \$24,443.73
4 Administrative Services Agreement under which the State administers the MCIP, and 3)
5 obtain Board of Supervisors’ approval of these Agreements as required by the State; and

6 WHEREAS, The MCIP Participation Agreement includes a clause that obligates the
7 City to assume sole financial responsibility for any and all penalties and interest charged as a
8 result of a federal audit disallowance related to the rendering of services under the MCIP and
9 further obligates the City to agree that all penalties and interest are payable on demand to the
10 State; now, therefore, be it

11 RESOLVED, That the Board of Supervisors hereby authorizes the Director of Public
12 Health, on behalf of the City, to retroactively enter into the no-cost MCIP Participation
13 Agreement 23-MCIPSANFRANCISCO-38, for a term co-extensive with the Administrative
14 Services Agreement and that includes a clause that obligates the City to assume sole
15 financial responsibility for any and all penalties and interest charged as a result of a federal
16 audit disallowance related to the rendering of services under the MCIP and obligates the City
17 to agree that all penalties and interest are payable on demand to the State; and be it

18 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Director
19 of Public Health, on behalf of the City, to retroactively enter into the Administrative Services
20 Agreement No. 23-30045, in an amount not to exceed \$24,443.73, for a total agreement term
21 of July 1, 2023, through June 30, 2026; and, be it

22 FURTHER RESOLVED, That the Board of Supervisors authorizes the Department of
23 Public Health to enter into any amendments or modifications to the agreements that the
24 Department determines, in consultation with the City Attorney, are in the best interests of the
25 City, do not otherwise materially increase the obligations or liabilities of the City, are

1 necessary or advisable to effectuate the purposes of the agreement, and are in compliance
2 with all applicable laws; and be it

3 FURTHER RESOLVED, That within thirty (30) days of the agreements being fully
4 executed by all parties, the SFDPH shall provide the agreements to the Clerk of the Board for
5 inclusion into the official file.

6 RECOMMENDED
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8 /s/ _____

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10 Dr. Grant Colfax
11 Director of Health

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