

**Sierra County
Board of Supervisors'
Agenda Transmittal &
Record of Proceedings**

MEETING DATE: September 20, 2022	TYPE OF AGENDA ITEM: <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
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DEPARTMENT: Behavioral Health
APPROVING PARTY: Lea Salas, Administrative Director
PHONE NUMBER: (530) 993-6700

AGENDA ITEM: Resolution approving the Addendum to Memorandum of Understanding between the County of Sierra and Blue Cross of California Partnership Plan, Inc. (Anthem) 2020-106 and Addendum 2020-107 and authorizing the Administrative Director of Behavioral Health to sign the Addendum.

SUPPORTIVE DOCUMENTS ATTACHED: Memo Resolution Agreement Other

BACKGROUND INFORMATION: Please see attached memo.

FUNDING SOURCE:
GENERAL FUND IMPACT: No General Fund Impact
OTHER FUND:
AMOUNT: \$ N/A

ARE ADDITIONAL PERSONNEL REQUIRED?

 Yes, -- --
 No

IS THIS ITEM ALLOCATED IN THE BUDGET? Yes No

IS A BUDGET TRANSFER REQUIRED? Yes No

SPACE BELOW FOR CLERK'S USE

<p>BOARD ACTION:</p> <input type="checkbox"/> Approved <input type="checkbox"/> Approved as amended <input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as amended <input type="checkbox"/> Denied <input type="checkbox"/> Other <input type="checkbox"/> No Action Taken	<input type="checkbox"/> Set public hearing For: _____ <input type="checkbox"/> Direction to: _____ <input type="checkbox"/> Referred to: _____ <input type="checkbox"/> Continued to: _____ <input type="checkbox"/> Authorization given to: _____	Resolution 2022- _____ Agreement 2022- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
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COMMENTS:

CLERK TO THE BOARD

DATE

Memorandum

To: Sierra County Board of Supervisors

From: Lea Salas, Administrative Director

Reference: Agenda Item

Date of memo: August 30, 2022

Date of Board Meeting: September 20, 2022

Requested Action: Resolution approving the Addendum to Memorandum of Understanding between the County of Sierra and Blue Cross of California Partnership Plan, Inc. (Anthem) 2020-106 and Addendum 2020-107 and authorizing the Administrative Director of Behavioral Health to sign the Addendum.

Mandated by: N/A

Funding

Budgeted? Yes No

	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Revenue		
Expenses		
Difference		

Background Information: The Department of Health Care Services (DHCS) issued CalAIM Data Sharing Authorization Guidance dated March 2022, setting out specific guidance that supports data sharing between Managed Care Plans (MCPs) health care providers, community-based social and human service providers, local health jurisdictions, and county and other public agencies that provide services and managed care under CalAIM. The exchange of protected health information (PHI) shall be updated with new language to be consistent with the guidance of the CalAIM Data Sharing Authorization Guidance. This Amendment must be completed and returned no later than September 30 to stay in compliance with CalAIM.

Potential Issues to consider: N/A

Alternatives or Impacts of disapproval: Sierra County would not be in compliance.

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

RESOLUTION NO. _____

IN THE MATTER OF APPROVING THE ADDENDUM TO MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF SIERRA AND BLUE CROSS OF CALIFORNIA PARTNERHIP PLAN, INC. (ANTHEM) 2020-106 AND ADDENDUM 2020-107 AND AUTHORIZING THE ADMINISTRATIVE DIRECTOR OF BEHAVIORAL HEALTH TO SIGN THE ADDENDUM.

WHEREAS, the Department of Health Care Services (DHCS) issued CalAIM Data Sharing Authorization Guidance dated March 2022, setting out specific guidance that supports data sharing between Managed Care Plans (MCPs) health care providers, community-based social and human service providers, local health jurisdictions, and county and other public agencies that provide services and managed care under CalAIM.

WHEREAS, the exchange of protected health information (PHI) shall be updated with new language to be consistent with the guidance of the CalAIM Data Sharing Authorization Guidance.

NOW THEREFORE BE IT RESOLVED, the Sierra County Board of Supervisors approves the Addendum to Memorandum of Understanding between the County of Sierra and Blue Cross of California Partnership Plan, Inc. (Anthem) 2020-106 and Addendum 2020-107, and authorizes the Administrative Director of Behavioral Health to sign the Addendum.

ADOPTED by the Board of Supervisors of the County of Sierra, State of California on the 20th day of September, 2022, by the following vote:

- AYES:**
- NOES:**
- ABSTAIN:**
- ABSENT:**

PAUL ROEN
Chairman, Board of Supervisors

Date

ATTEST:

APPROVED AS TO FORM:

HEATHER FOSTER
Clerk of the Board

DAVID PRENTICE
County Counsel

**ADDENDUM 2
TO THE
MEMORANDUM OF UNDERSTANDING
BETWEEN
SIERRA COUNTY DIVISION OF BEHAVIORAL HEALTH
AND
BLUE CROSS OF CALIFORNIA PARTNERSHIP PLAN, INC.**

This Addendum is made and entered into as of this ____ day of _____ 2022, by and between Sierra County Division of Behavioral Health (“MHP”), and Blue Cross of California Partnership Plan, Inc. (“Anthem”).

WHEREAS, Anthem and MHP are parties to a Memorandum of Understanding (the “MOU”) dated September 1, 2020.

WHEREAS, the Department of Health Care Services (“DHCS”) issued CalAIM Data Sharing Authorization Guidance dated March 2022, setting out specific guidance that supports data sharing between Managed Care Plans (MCPs) health care providers, community-based social and human service providers, local health jurisdictions, and county and other public agencies that provide services and managed care under CalAIM. <https://www.dhcs.ca.gov/Documents/MCQMD/CalAIM-Data-Sharing-Authorization-Guidance.pdf>

NOW, THEREFORE, in consideration of foregoing, the MOU shall be amended as follows:

1. Section 6 (EXCHANGE OF PROTECTED HEALTH INFORMATION) shall be updated to add the following new language to be consistent with the guidance of the CalAIM Data Sharing Authorization Guidance. To the extent the language provided in Section 6 conflicts with the specific guidance contained in the CalAIM Data Sharing Authorization Guidance, CalAIM Data Sharing Authorization Guidance shall control:

CATEGORY	MHP	ANTHEM
Exchange of Protected Health Information / Data Exchange	1. Parties acknowledge PROVIDER is a HIPAA Covered Entity and that, with respect to Covered Services as outlined in original MOU, PROVIDER provides such services as a HIPAA Covered Entity, and is responsible for any data collected in that capacity. PROVIDER acknowledges it is solely responsible for its compliance with HIPAA.	1. Parties acknowledge PROVIDER is a HIPAA Covered Entity and that, with respect to Covered Services as outlined in original MOU, PROVIDER provides such services as a HIPAA Covered Entity, and is responsible for any data collected in that capacity. PROVIDER acknowledges it is solely responsible for its compliance with HIPAA.

2. Capitalized terms used in this Addendum and not otherwise defined herein shall have the same meaning in the MOU. All other terms and conditions of the MOU not inconsistent with this Addendum shall remain in effect.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum as of the date set forth beneath their respective signatures.

**Blue Cross of California Partnership Plan, Inc.
(Anthem):**

Signature: 

Print Name: Les Ybarra

Title: President

Date: 9/10/2022

County of Sierra, Department of Behavioral Health:

Lea Salas, Director
Sierra County Behavioral Health

Date

INSERT NAME

Date

Attest:

Date

Approved as to Form, County Counsel by:

Date