



## **HEALTH AND MENTAL HEALTH CLUSTER AGENDA REVIEW MEETING**

**DATE:** Wednesday, January 11, 2023  
**TIME:** 11:30 A.M.

**THIS MEETING WILL CONTINUE TO BE CONDUCTED VIRTUALLY TO ENSURE THE SAFETY OF MEMBERS OF THE PUBLIC AND EMPLOYEES AS PERMITTED UNDER STATE LAW.**

**TO PARTICIPATE IN THE MEETING, PLEASE CALL AS FOLLOWS:**

**DIAL-IN NUMBER: 1 (323) 776-6996**

**CONFERENCE ID: 322130288#**

**[MS Teams link](#) (Ctrl+Click to Follow Link)**

### **AGENDA**

Members of the Public may address the Health and Mental Health Services Meeting on any agenda item. Two (2) minutes are allowed for each item.

**THIS TELECONFERENCE WILL BE MUTED FOR ALL CALLERS. PLEASE DIAL \*6 TO UNMUTE YOUR PHONE WHEN IT IS YOUR TIME TO SPEAK.**

#### **11:45 A.M. NOTICE OF CLOSED SESSION**

##### **CS-1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Government Code Section 54956.9(a)  
Leslie Gilbert, et al. v. County of Los Angeles et al.  
United States District Court Case No. 2:19-cv-8599  
Department of Health Services  
Sheriff's Department

#### **12:15 P.M. NOTICE OF CLOSED SESSION**

##### **CS-2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Government Code Section 54956.9(a)  
Marlene Orozco, et al. v. County of Los Angeles et al.  
United States District Court Case No. 2:21-cv-5481  
Department of Health Services  
Sheriff's Department

- I. Call to order
- II. **Information Item(s) (Any Information Item is subject to discussion and/or presentation at the request of two or more Board offices):**

- a. **DHS:** Request to Accept Compromise Offers of Settlement for Patients Seen Under the Trauma Center Service Agreement
  - b. **DPH:** Request to Authorize the County of Los Angeles Department of Public Health to Re-Employ a Retired County Employee to a Full-Time Permanent Position on an Indefinite Basis as a Senior Clinical Social Worker (#06672)
- III. Items Continued from a Previous Meeting of the Board of Supervisors or from the Previous Agenda Review Meeting
  - IV. Items not on the posted agenda for matters requiring immediate action because of an emergency situation, or where the need to take immediate action came to the attention of the Department subsequent to the posting of the agenda
  - V. Public Comment
  - VI. Adjournment

## BOARD LETTER/MEMO CLUSTER FACT SHEET

 Board Letter

 Board Memo

 Other

<b>CLUSTER AGENDA REVIEW DATE</b>	01/11/2023	
<b>BOARD MEETING DATE</b>	1/24/2023	
<b>SUPERVISORIAL DISTRICT AFFECTED</b>	<input checked="" type="checkbox"/> All <input type="checkbox"/> 1 <sup>st</sup> <input type="checkbox"/> 2 <sup>nd</sup> <input type="checkbox"/> 3 <sup>rd</sup> <input type="checkbox"/> 4 <sup>th</sup> <input type="checkbox"/> 5 <sup>th</sup>	
<b>DEPARTMENT(S)</b>	Department of Health Services (DHS)	
<b>SUBJECT</b>	REQUEST TO ACCEPT COMPROMISE OFFERS OF SETTLEMENT FOR PATIENTS SEEN UNDER THE TRAUMA CENTER SERVICE AGREEMENT.	
<b>PROGRAM</b>	Health Services	
<b>AUTHORIZES DELEGATED AUTHORITY TO DEPT</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
<b>SOLE SOURCE CONTRACT</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
	If Yes, please explain why:	
<b>DEADLINES/ TIME CONSTRAINTS</b>	Not Applicable	
<b>COST &amp; FUNDING</b>	Total cost:	Funding source:
	\$0.00	Not Applicable
	TERMS (if applicable): Not Applicable	
	Explanation: There is no net cost to the County	
<b>PURPOSE OF REQUEST</b>	<p>Requesting Board approval for the acceptance of compromise offers of settlement for patient accounts that are unable to be paid in full. The payments will replenish the Los Angeles County Trauma Funds.</p> <p>The Board is being asked to authorize the Director, or designee, to accept the attached compromise offers of settlement, pursuant to Section 1473 of the Health and Safety Code. This will expedite the County's recovery of revenue totaling \$9,500.00 for medical care provided at Harbor UCLA MC and LAC+USC MC.</p>	
<b>BACKGROUND (include internal/external issues that may exist including any related motions)</b>	The acceptance of the attached compromise settlements will help maximize net revenues and will help DHS meet its' budgeted revenue amounts.	
<b>EQUITY INDEX OR LENS WAS UTILIZED</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, please explain how:	
<b>SUPPORTS ONE OF THE NINE BOARD PRIORITIES</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, please state which one(s) and explain how:	
<b>DEPARTMENTAL CONTACTS</b>	Name, Title, Phone # & Email: DHS, Virginia Perez, Associate Hospital Administrator II, (626) 525-6077 virperez@dhs.lacounty.gov County Counsel, Kelly Hassel, Deputy County Counsel, (213) 974-1803 khassel@counsel.lacounty.gov	

January 24, 2023

DRAFT  
DHS Letterhead

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST TO ACCEPT COMPROMISE OFFERS OF SETTLEMENT  
FOR PATIENTS SEEN UNDER THE  
TRAUMA CENTER SERVICE AGREEMENT  
(ALL SUPERVISORIAL DISTRICTS)  
(3 VOTES)**

**SUBJECT**

To request Board approval for the Director of Health Services (DHS), or designee, to accept compromise offers of settlement for patients who received medical care at either County facilities and/or at non-County operated facilities under the Trauma Center Service Agreement. The compromise offers of settlement referenced below are not within the Director's authority to accept.

**IT IS RECOMMENDED THAT THE BOARD:**

Authorize the Director of Health Services (Director), or designee, to accept the attached compromise offers of settlement, pursuant to Section 1473 of the Health and Safety Code, for the following individual accounts:

Patients who received medical care at County facilities:

- Harbor UCLA Medical Center – Account Number 101905917 in the amount of \$2,000.00 – (Attachment I).
- LAC+USC Medical Center – Account Number 101039717 in the amount of \$7,500.00 – (Attachment II).

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Patients who received medical care at County facilities: The compromise offer of settlement for these patient accounts is recommended because the patients are unable to pay the full amount of charges and the compromise offers represent the maximum amount the Department of Health Services (DHS) was able to negotiate or was offered.

It is in the best interest of the County to approve the acceptance of these compromise offers, as it will enable the DHS to maximize net revenue on these accounts.

### **Implementation of Strategic Plan Goals**

The recommended actions will support Strategy III.3 “Pursue for Operational Effectiveness, Fiscal Responsibility, and Accountability” of the County’s Strategic Plan.

### **FISCAL IMPACT/FINANCING**

The approval will recover revenue totaling \$9,500.00 in charges.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Under County Code Chapter Section 2.76.046, the Director, or designee, has the authority to reduce patient account liabilities by the greater of i) \$15,000, or ii) \$75,000 or 50 percent of the account balance, whichever is less. Any reduction exceeding the Director’s, or designee’s, authority requires Board approval.

On January 15, 2002, the Board adopted an ordinance granting the Director, or designee, authority to compromise or reduce patient account liabilities when it is in the best interest of the County to do so.

On November 1, 2005, the Board approved a revised ordinance granting the Director, or designee, authority to reduce, on an account specific basis, the amount of any liability owed to the County which relates to medical care provided by third parties for which the County is contractually obligated to pay and related to which the County has subrogation or reimbursement rights. The revised ordinance was adopted by the Board on December 8, 2005.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Maximizing net revenues on patients who received medical care at County facilities will help DHS meet its budgeted revenue amounts.

The Honorable Board of Supervisors  
January 24, 2022  
Page 3

Respectfully submitted,

Christina R. Ghaly, M.D.  
Director

CRG:RS:VP

Enclosures (2)

c: Chief Executive Office  
County Counsel  
Executive Office, Board of Supervisors

**DATA FOR COMPROMISE SETTLEMENT**

COUNTY OF LOS ANGELES – DEPARTMENT OF HEALTH SERVICES  
TRANSMITTAL 23-01-A

Amount of Aid	\$178,562.06	Account Number	101905917
Amount Paid	\$0.00	Name	Adult Male
Balance Due	\$178,562.06	Service Date	10/17/20 – 11/12/20
Compromise Amount Offered	\$2,000.00	Facility	Harbor UCLA Medical Center
Amount to be Written Off	\$176,562.06	Service Type	Inpatient

**JUSTIFICATION**

The patient was treated at Harbor UCLA Medical Center at a total cost of \$178,562.06. The patient has a total of \$283,056.33 in medical bills and attorney fees.

The attorney has settled the case in the amount of \$15,000.00. Due to the low recovery and the insufficient funds to fully satisfy all liens and fees the attorney proposes the following disbursement:

<b>Disbursements</b>	<b>Total Claim</b>	<b>Proposed Settlement</b>	<b>Percent of Settlement</b>
Attorney Fees	\$5,000.00	\$5,000.00	33.33%
Attorney Cost	\$513.11	\$513.11	3.42%
Other lien holders	\$98,981.16	\$6,486.89	43.25%
Los Angeles Department of Health Services (Harbor UCLA MC)	\$178,562.06	\$2,000.00	13.33%
Net to Client (Heirs)	\$0.00	\$1,000.00	6.67%
<b>Total</b>	<b>\$283,056.33</b>	<b>\$15,000.00</b>	<b>100.00%</b>

**DATA FOR COMPROMISE SETTLEMENT**

COUNTY OF LOS ANGELES – DEPARTMENT OF HEALTH SERVICES  
TRANSMITTAL 23-01-B

Amount of Aid	\$50,159.00	Account Number	101039717
Amount Paid	0.00	Name	Adult Male
Balance Due	\$50,159.00	Service Date	07/05/17 – 08/03/20
Compromise Amount Offered	\$7,500.00	Facility	LAC+USC Medical Center
Amount to be Written Off	\$42,659.00	Service Type	Inpatient

**JUSTIFICATION**

The patient was treated at LAC+USC Medical Center at a total cost of \$50,159.00. The patient has a total of \$72,006.45 in medical bills and attorney fees.

The attorney has settled the case in the amount of \$40,000.00. Due to the low recovery and the insufficient funds to fully satisfy all liens and fees the attorney proposes the following disbursement:

<b>Disbursements</b>	<b>Total Claim</b>	<b>Proposed Settlement</b>	<b>Percent of Settlement</b>
Attorney Fees	\$16,000.00	\$16,000.00	40.00%
Attorney Cost	\$2,873.20	\$2,873.20	7.18%
Other lien holders	\$2,974.25	\$826.74	2.07%
Los Angeles Department of Health Services (LAC+USC MC)	\$50,159.00	\$7,500.00	18.75%
Net to Client (Heirs)	\$0.00	\$12,800.06	32.00%
<b>Total</b>	<b>\$72,006.45</b>	<b>\$40,000.00</b>	<b>100.00%</b>



**BOARD LETTER/MEMO  
CLUSTER FACT SHEET**

**DRAFT**

Board Letter

Board Memo

Other

<b>CLUSTER AGENDA REVIEW DATE</b>	1/11/2023	
<b>BOARD MEETING DATE</b>	1/24/2023	
<b>SUPERVISORIAL DISTRICT AFFECTED</b>	<input checked="" type="checkbox"/> All <input type="checkbox"/> 1 <sup>st</sup> <input type="checkbox"/> 2 <sup>nd</sup> <input type="checkbox"/> 3 <sup>rd</sup> <input type="checkbox"/> 4 <sup>th</sup> <input type="checkbox"/> 5 <sup>th</sup>	
<b>DEPARTMENT(S)</b>	Department of Public Health (Public Health)	
<b>SUBJECT</b>	REQUEST TO AUTHORIZE THE COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC HEALTH TO RE-EMPLOY A RETIRED COUNTY EMPLOYEE TO A FULL-TIME PERMANENT POSITION ON AN INDEFINITE BASIS AS A SENIOR CLINICAL SOCIAL WORKER	
<b>PROGRAM</b>	Substance Abuse Prevention and Control	
<b>AUTHORIZES DELEGATED AUTHORITY TO DEPT</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>SOLE SOURCE CONTRACT</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, please explain why:	
<b>DEADLINES/ TIME CONSTRAINTS</b>	None	
<b>COST &amp; FUNDING</b>	Total cost: N/A	Funding source: 2011 Realignment and Drug Medi-Cal funds
	TERMS (if applicable): Indefinite	
	Explanation:	
<b>PURPOSE OF REQUEST</b>	Request approval to allow Public Health to re-employ retired Los Angeles County Employees Retirement Association (LACERA) member, Susan Frank, to full-time permanent status in compliance with the Los Angeles County Employees Retirement Law of 1937. Subject to your Board's approval and the subsequent approval of LACERA's Board of Retirement, the member's re-employment date will be retroactive to February 5, 2019, the date Ms. Frank actually returned to work.	
<b>BACKGROUND (include internal/external issues that may exist including any related motions)</b>	<p>Retired former County of Los Angeles employee, Susan Frank, employee number 116401, retired from active County service on February 2, 2018. Consistent with the Board's Policy 9.150, adopted July 6, 1993, which allows the re-employment of retired County employees on an indefinite basis, Public Health is requesting your Board's approval for the re-employment of Susan Frank into active County service as a Senior Clinical Social Worker (Item #9019A, Salary Schedule 101L) at the monthly salary of \$7,814.92 (\$93,779.04 annually).</p> <p>Upon her return to County employment, Ms. Frank's retirement allowance will be cancelled until termination of her re-employment.</p> <p>Ms. Frank's extensive experience in the Substance Abuse Prevention and Control program - Substance Use Disorder (SUD) services, performing work in the field of</p>	

	<p>social work along with her additional credentials, license, and certifications make her uniquely qualified for this key position. These positions are hard to recruit; therefore, the program would like retain her knowledge and experience. Her knowledge, skills, and abilities in conducting assessments and screenings, and working with patients and families across a spectrum of health care facilities, evidence her commitment and drive to ensure the success of the Los Angeles County's constituents. Also, Ms. Frank's loyalty to patient success is critical to overseeing the SUD treatment delivered by the network of Public Health's providers, and her clinical expertise is invaluable in providing the needed guidance to Public Health and its clients.</p> <p>Ms. Frank's recent medical evaluation states that she was found suitable for employment and is able to fully perform the job duties as a Senior Clinical Social Worker for the County.</p>
<p><b>EQUITY INDEX OR LENS WAS UTILIZED</b></p>	<p><input type="checkbox"/> Yes      <input checked="" type="checkbox"/> No  If Yes, please explain how:</p>
<p><b>SUPPORTS ONE OF THE NINE BOARD PRIORITIES</b></p>	<p><input type="checkbox"/> Yes      <input checked="" type="checkbox"/> No  If Yes, please state which one(s) and explain how:</p>
<p><b>DEPARTMENTAL CONTACTS</b></p>	<p><b>Program Contact:</b>  Joshua Bobrowsky, Public Health Director Government Affairs, (213) 288-7871  <a href="mailto:jbobrowsky@ph.lacounty.gov">jbobrowsky@ph.lacounty.gov</a></p> <p>Johanna Prieto, Public Health Director Human Resources Director, (323) 659-6572  <a href="mailto:JPrieto@ph.lacounty.gov">JPrieto@ph.lacounty.gov</a></p> <p><b>County Counsel:</b>  William Birnie, Senior Deputy County Counsel, (213) 418-5668  <a href="mailto:wbirnie@counsel.lacounty.gov">wbirnie@counsel.lacounty.gov</a></p>



DRAFT



**BARBARA FERRER, Ph.D., M.P.H., M.Ed.**  
Director

**MUNTU DAVIS, M.D., M.P.H.**  
County Health Officer

**MEGAN McCLAIRE, M.S.P.H.**  
Chief Deputy Director

[www.publichealth.lacounty.gov](http://www.publichealth.lacounty.gov)

**BOARD OF SUPERVISORS**

**Hilda L. Solis**  
First District

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**Lindsey P. Horvath**  
Third District

**Janice Hahn**  
Fourth District

**Kathryn Barger**  
Fifth District

January 24, 2023

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST TO AUTHORIZE THE COUNTY OF LOS ANGELES  
DEPARTMENT OF PUBLIC HEALTH TO RE-EMPLOY A RETIRED COUNTY  
EMPLOYEE TO A FULL-TIME PERMANENT POSITION ON AN INDEFINITE BASIS AS  
A SENIOR CLINICAL SOCIAL WORKER  
(ALL SUPERVISORIAL DISTRICTS) (3 VOTES)**

**SUBJECT**

The County of Los Angeles (County) Department of Public Health (Public Health) is requesting approval to re-employ a Los Angeles County Employees Retirement Association (LACERA) member, thereby suspending the member’s retirement benefits, and returning that member to active full-time employment.

**IT IS RECOMMENDED THAT THE BOARD:**

Authorize Public Health to re-employ retired LACERA member, Susan Frank, to full-time permanent status in compliance with the Los Angeles County Employees Retirement Law of 1937. Subject to your Board’s approval and the subsequent approval of LACERA’s Board of Retirement, the member’s re-employment date will be retroactive to February 5, 2019, the date Ms. Frank actually returned to work.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Retired former County of Los Angeles employee, Susan Frank, employee number 116401, retired from active County service on February 2, 2018. Consistent with the Board's Policy 9.150, adopted July 6, 1993, which allows the re-employment of retired County employees on an indefinite basis, Public Health is requesting your Board's approval for the re-employment of Susan Frank into active County service as a Senior Clinical Social Worker (Item #9019A, Salary Schedule 101L) at the monthly salary of \$7,814.92 (\$93,779.04 annually).

Upon her return to County employment, Ms. Frank's retirement allowance will be cancelled until termination of her re-employment. Ms. Frank's extensive experience in the Substance Abuse Prevention and Control program - Substance Use Disorder (SUD) services, performing work in the field of social work along with her additional credentials, license, and certifications make her uniquely qualified for this key position. These positions are hard to recruit; therefore, the program would like to retain her knowledge and experience. Her knowledge, skills, and abilities in conducting assessments and screening and working with patients and families across a spectrum of health care facilities evidence her commitment and drive to ensure the success of Los Angeles County's constituents. Also, Ms. Frank's loyalty to patient success is critical to overseeing the SUD treatment delivered by the network of Public Health's providers, and her clinical expertise is invaluable in providing the needed guidance to Public Health and its clients.

### **Implementation of Strategic Plan Goals**

This requested action supports Strategy I.2.3 - Make Investments that Transform Lives, Enhance Our Delivery of Comprehensive Interventions, Integrate SUD Treatment Services, of the County's Strategic Plan.

### **FISCAL IMPACT/FINANCING**

Funding for this position is from 2011 Realignment and Drug Medi-Cal funds and exists within Public Health's Adopted Budget for fiscal year (FY) 2022-23 and will be included in future FYs, as necessary.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

LACERA is governed by the County's Employees Retirement Law of 1937. This action is in compliance with Government Code Sections 31680.4 and 31680.5, pertaining to retired members returning to active membership.

Prior to 1991, retired County employees were prohibited from returning to County employment except temporarily and under limited circumstances. Government Code Section 31680.4 now permits retirees to return to work on a permanent basis. The Board's adoption of the policy on July 6, 1993, made that Government Code Section operative. Ms. Frank's recent medical evaluation states that she was found suitable for employment and is able to fully perform the job duties as a Senior Clinical Social Worker for the County.

This Board letter has been reviewed and approved as to form by County Counsel.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will have no negative impact on current services.

**CONCLUSION**

Because of her extensive clinical experience, Ms. Frank is an invaluable asset to Public Health and the County.

Respectfully submitted,

Barbara Ferrer, Ph.D., M.P.H., M.Ed.  
Director

BF:bf  
#06672

c: Chief Executive Officer  
Interim County Counsel  
Executive Officer, Board of Supervisors  
Department of Human Resources  
LACERA