

No. 08-16-RE

A RESOLUTION

A Resolution of Allegheny County, Pennsylvania, authorizing participation in the 2016 Nursing Home Intergovernmental Transfer Program proposed by the Pennsylvania Department of Human Services; authorizing the transfer of funds as required by the said program and further granting authorization for any and all lawful actions necessary to effectuate Allegheny County's participation in said program.

Whereas, Allegheny County owns and operates nursing facilities known as the Kane Regional Centers which provide long-term care to the citizens of Allegheny County; and

Whereas, the monies that the Kane Regional Centers receive as reimbursement for the services provided to Medical Assistance ("MA") program beneficiaries come partly from the Commonwealth and partly from the Federal Government; and

Whereas, the Pennsylvania Department of Human Services has requested that Allegheny County participate in a program known as the 2016 Nursing Home Intergovernmental Transfer (IGT) Program in order to enhance payments and financial support to County nursing facilities and maintain existing nursing facility payment rates, all of which will benefit Allegheny County and the Kane Regional Centers; and

Whereas, the IGT Program contemplates that Allegheny County will make certain intergovernmental transfers to the Commonwealth for FY 2015-2016.

Whereas, Allegheny County agrees to participate in the aforesaid 2016 Nursing Home Intergovernmental Program.

The Council of the County of Allegheny hereby resolves as follows:

SECTION 1. Incorporation of Preamble.

The provisions set forth in the preamble to this Resolution are incorporated by reference in their entirety herein.

SECTION 2. Approval of Participation in Nursing Home IGT Program.

Allegheny County is hereby authorized to participate in the Nursing Home Intergovernmental Transfer program as described and set forth in the Intergovernmental Transfer Agreement between the Pennsylvania Department of Human Services, Office of Long Term

Living and Allegheny County (the "IGT Agreement") and in furtherance thereof, the Chief Executive, the County Manager, the County Council Clerk, the County Solicitor and other appropriate officers of the County are authorized to take any and all lawful actions necessary to effectuate the County's participation in the IGT Program including the provision of County funds in such amounts as may be necessary from time to time to fund the County's percentage share of Intergovernmental Transfers, including, without limitation, by transferring otherwise unrestricted funds from the County's Pooled Cash, not to exceed \$12,000,000.00, and the proper officers of the County are authorized to execute such documents, instruments and agreements necessary to implement the foregoing.


SECTION 3. Severability. *If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.*

SECTION 4. Repealer. *Any Resolution or Ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.*

Enacted in Council, this 10th day of May, 2016

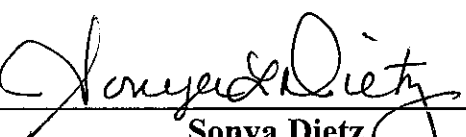
Council Agenda No. 5584-16


John DeFazio
President of Council

Attest: 
Jared Barker
Chief Clerk of Council

Chief Executive Office May 11, 2016

Approved: 
Rich Fitzgerald
County Executive

Attest: 
Sonya Dietz
Executive's Secretary

SUMMARY OF LEGISLATION
2016 NURSING HOME INTERGOVERNMENTAL TRANSFER PROGRAM
SUBMITTED FOR COUNCIL MEETING OF APRIL 19, 2016

The Pennsylvania Department of Human Services (DHS) has requested that Allegheny County participate in the 2016 Nursing Home Intergovernmental Transfer Program (IGT) along with other Pennsylvania counties operating nursing home facilities. Under this program, Allegheny County and other participating counties will transfer funds to DHS and DHS will use those funds to make payments to nursing facilities participating in the Medical Assistance program. This will allow the Medical Assistance program to obtain additional Federal funding through the federal Medicaid program.

Allegheny County has historically participated in similar IGT programs prior to 2008 when the Medical Assistance reimbursement system for County nursing facilities changed.