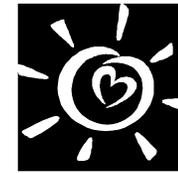


**BOARD OF GOVERNORS**  
**Executive Committee**

**Meeting Minutes – June 22, 2020**

1055 West 7<sup>th</sup> Street, Los Angeles, CA 90017



**L.A. Care**  
 HEALTH PLAN

**Members**

Hector De La Torre, *Chairperson*  
 Al Ballesteros, *Vice Chairperson*  
 Robert H. Curry, *Treasurer*  
 Layla Gonzalez, *Secretary*  
 Stephanie Booth, MD  
 Hilda Perez

**Management/Staff**

John Baackes, *Chief Executive Officer*  
 Terry Brown, *Chief Human Resources Officer*  
 Augustavia J. Haydel, Esq., *General Counsel*  
 Marie Montgomery, *Chief Financial Officer*  
 Richard Seidman, MD, MPH, *Chief Medical Officer*

*\*Absent*

**California Governor issued Executive Order No. N-29-20, which among other provisions amends the Ralph M. Brown Act. Members of the public can listen to this meeting via teleconference.**

AGENDA ITEM/PRESENTER	MOTIONS / MAJOR DISCUSSIONS	ACTION TAKEN
<b>CALL TO ORDER</b>	<p>Hector De La Torre, <i>Chairperson</i>, called the meetings to order for L.A. Care Executive Committee and L.A. Care’s Joint Powers Authority Executive Committee at 2:20 p.m. The meetings were held simultaneously. He welcomed everyone to the meetings and invited the members of the Committees, staff and guests to introduce themselves. He summarized the public comment process.</p> <ul style="list-style-type: none"> <li>• The Governor’s Executive Order temporarily set aside some provisions of the Brown Act because of the public health guidelines.</li> <li>• Board Meetings are conducted electronically so that all attendees can be safe and practice social distancing.</li> <li>• The Executive Community Advisory Committee also met virtually on June 10.</li> <li>• Comments from anyone who would like to address the Board and its committees are welcome.</li> <li>• L.A. Care members need us to continue the work of the Board, and the meetings are run so that members of the public can hear the meeting and can submit their comments by voice mail, text, or by email.</li> <li>• Staff sends comments received before the meeting to Board Members.</li> <li>• All public comment is included in the minutes of the meeting, and any comments that were not read during the meeting are added to the minutes.</li> <li>• No public comments were received for today’s meeting.</li> </ul>	

**APPROVED**

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	<ul style="list-style-type: none"> <li>At future meetings, the Chair will list the public comment received so commenters know that the Board received the comment.</li> <li>Submitters of public comment must identify the Agenda item that the comment is addressing.</li> <li>If the submitter does not identify an agenda item for the comment, the comment will be read for 3 minutes at the “Public Comment” item.</li> <li>At the appropriate item on the Agenda, staff will read for 3 minutes the public comment from each submitter. Depending on how many comments are submitted, the 3-minute time could be adjusted to allow time for more submitters to have the comments read.</li> <li>The Board will keep reviewing and improving how public comments are received and read at the meeting or distributed to the Board.</li> </ul>	
<b>APPROVE MEETING AGENDA</b>	The Agenda for today’s meeting was approved.	<b>Approved unanimously by roll call. 5 AYES (Ballesteros, Booth, Curry, De La Torre and Gonzalez)</b>
<b>PUBLIC COMMENTS</b>	There were no public comments.	
<b>APPROVE MEETING MINUTES</b>	<p>Member Booth noted a correction to her question on Proposition 56, “she asked why Proposition 56 funds were not required to support health programs as listed in the proposition people voted for”.</p> <p>The minutes of the May 26, 2020 meeting were approved as amended above.</p>	<b>Approved unanimously by roll call. 5 AYES (Ballesteros, Booth, Curry, De La Torre and Gonzalez)</b>
<b>CHAIRPERSON’S REPORT</b>	There was no report from the Chairperson.	
<b>CHIEF EXECUTIVE OFFICER REPORT</b> <ul style="list-style-type: none"> <li>Social Justice Statement</li> </ul>	<p>John Baackes, <i>Chief Executive Officer</i>, noted the international reaction to recent events.</p> <p>On June 4, L.A. Care organized a COVID-19 Health Disparity Leadership Summit so that L.A. Care and the community it works with can begin to explore to focus to address health disparities for people of color - African Americans, Latinos and Asians are experiencing a higher percentage of infections and COVID-19 deaths. With the news of</p>	

**APPROVED**

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	<p>George Floyd’s murder, the conversation in California has been on the impacts of institutional racism</p> <p>At the last board meeting, Mr. Baackes proposed drafting a statement of principles from L.A. Care management to reaffirm support for safety net providers and to address the current issues of health disparities. A draft statement was shared with L.A. Care employees and with the Executive Community Advisory Committee (ECAC) at its June 10 meeting. The statement is now being distributed to the Regional Community Advisory Committee (RCAC) for input.</p> <p>The draft proposed social justice statement will be presented at the next board meeting on July 30, as a statement of principle and in unity with employees and advisory committee members. Mr. Baackes added that he is unaware of any organization that invited employees and sample of customers to participate in drafting such a statement.</p> <p>L.A. Care’s Health Services Department has formed a Health Equity Task Force focused on social determinants and conditions of life that impact health indicators. Mr. Baackes asked Dr. James Kyle, <i>Medical Director, Quality</i>, and Marina Acosta, <i>Health Equities Program Director II</i>, to take the lead in forming and directing an Equity Council to address internal and external issues in this arena. A draft proposal for the structure will be brought to the July 30 board meeting. The Council will provide an outlet for employees to participate in decision making around addressing institutional or any other kind of racism.</p> <p>The 2020 homeless census conducted in January 2020 in Los Angeles County showed an increase in homelessness of 13%, bringing the total number to over 66,000. Probably about half of these are L.A. Care members. L.A. Care has redirected considerable Community Health Investment Fund (CHIF) funding to organizations that serve the homeless and address food insecurity issues.</p> <p><i>(Member Perez joined the meeting.)</i></p> <p>Member Curry commended Mr. Baackes for recognizing the importance of involving L.A. Care’s constituencies in support and for being thorough and sensitive to cultural issues and working to implement these initiatives.</p> <p>Member Booth asked about independent physician association (IPA) doctors. Mr. Baackes noted that an IPA performs functions that health plans should also perform. Over the years, IPAs have taken on some of the functions of health plans, along with</p>	

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	<p>some financial risk as part of utilization management. L.A. Care has delegated functions to over 60 contracted IPAs.</p> <p>Member Perez stated she received comments from Executive Community Advisory Committee (ECAC) members regarding issues encountered at the recent ECAC WebEx meeting for those accessing a Spanish interpretation teleconference option. Members noted that the simultaneous interpretation of their comments limited the time available to express their comments and it lengthened the meeting time.</p> <p>Member Perez added that RCAC members requested information about L.A. Care events and whether L.A. Care members can attend. RCAC members also want to know why the social justice statement is taking so long, although they appreciate the opportunity for input. She received input that the organizational statement should come from the CEO or the Board Chair, and asking for input from RCAC members is taking too long. Mr. Baackes stated that he accepts responsibility for the long process to request member input.</p> <p>In response to the video conferencing issues, especially the roll call voting, Mr. Baackes informed the Committee that Francisco Oaxaca, <i>Senior Director, Communications and Community Outreach</i>, will contact Tom MacDougall, <i>Chief Information and Technology Officer</i>, to explore how to improve the roll call voting in a video conference.</p> <p>Chair De La Torre noted that he and Mr. Baackes had made statements on racial equity at the last board meeting. Chair De La Torre agreed that member feedback is important. The social determinants of health that Mr. Baackes spoke of are issues that L.A. Care has advocated for years. The current situation requires a different perspective. There is incredible racial diversity in Los Angeles County and L.A. Care is sensitive to all issues on inequity, particularly in relation to access to health.</p>	
<p><b>Government Affairs Update</b></p>	<p>Cherie Compartore, Senior Director, Government Affairs, reported:</p> <p><u>State Budget</u> The Legislative Leadership has reached an agreement with the Governor on the main budget bill. Over the next week or so, the Legislature will pass the budget trailer bills that will implement the statutory provisions of the main budget bill.</p> <p><u>New Director for California Department of Health Care Services (DHCS)</u> On June 15, Governor Newsom announced the appointment of Will Lightbourne as the</p>	

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	<p>new Director of DHCS, replacing Dr. Brad Gilbert, who left the position after four months. Mr. Lightbourne was the director of the California Department of Social Services (DSS) from 2011-18. DSS oversees the In-Home Support Services (IHSS), CalWORKS, Child Welfare Services and Community Care Licensing programs. Prior to that, Mr. Lightbourne was the Director of Santa Clara County Social Services Agency (2000-2011), Executive Director of the Human Services Agency for the City and County of San Francisco (1996-2000), and the director of the Santa Cruz County Human Services Agency (1990-1996).</p> <p><u>Deferred Action for Childhood Arrivals (DACA)</u>  The U.S. Supreme Court issued a 5-4 decision that blocks the Trump Administration from ending the DACA, a program established in 2012 under the Obama Administration. DACA protects nearly 700,000 young undocumented immigrants, often referred to as the “Dreamers” from deportation. Approximately 200,000 Dreamers reside in California. Nationwide, there are approximately 1.3 million non-citizens who are eligible for DACA because they were brought to the U.S. as children, have maintained residency and meet the education or military service requirements and other criteria.</p> <p>The U.S. Supreme Court said that the Trump Administration did not resolve the issue of whether the program can be ended or not. The Supreme Court decision focused on whether the Administration followed proper procedure, and stated it failed to provide reason and justification for ending the program. The Court’s decision leaves all DACA protections in place and says that the Trump Administration must resume accepting new DACA applications. Today’s Court ruling continues the uncertainty of the future of DACA.</p> <p><u>Long Term Care at Home Program</u>  DHCS announced they are planning the Long Term Care at Home Program to be implemented no sooner than January 1, 2021. The benefit would establish long-term care as a covered Medi-Cal benefit in both managed care and fee-for-service programs. The program would be provided by an outside entity to be licensed by the California Department of Public Health.</p> <p>Legislation on scope of practice for non-physicians will be on the July 30 board meeting agenda for discussion, if the bill is still active. L.A. Care has not previously engaged in a position on legislation of this type.</p>	

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	Member Booth stated she looks forward to the blending of social services with health care and she is hopeful the integration will improve health outcomes.	
<b>Approve the Consent Agenda for June 4, 2020 Board of Governors meeting</b>	<ul style="list-style-type: none"> <li>• Minutes of May 7, 2020 Board of Governors meeting</li> <li>• NTT American Solutions Contract</li> </ul>	<b>Approved unanimously by roll call. 6 AYES (Ballesteros, Booth, Curry, De La Torre, Gonzalez, and Perez)</b>
<b>PUBLIC COMMENTS</b>	There were no public comments.	
<b>ADJOURN TO CLOSED SESSION</b>	<p>Augustavia J. Haydel, Esq., <i>General Counsel</i>, announced the items to be discussed in closed session. She announced there is no report anticipated from the closed session. The meeting adjourned to closed session at 2:59 p.m.</p> <p><b>CONTRACT RATES</b> Pursuant to Welfare and Institutions Code Section 14087.38(m)</p> <ul style="list-style-type: none"> <li>• Plan Partner Rates</li> <li>• Provider Rates</li> <li>• DHCS Rates</li> </ul> <p><b>REPORT INVOLVING TRADE SECRET</b> Pursuant to Welfare and Institutions Code Section 14087.38(n) Discussion Concerning New Service, Program, Business Plan Estimated date of public disclosure: <i>June 2022</i></p> <p><b>CONFERENCE WITH LABOR NEGOTIATOR</b> Pursuant to Section 54957.6 of the Ralph M. Brown Act Agency Designated Representative: John Baackes Unrepresented Employee: All L.A. Care Employees</p> <p><b>CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION</b> Significant exposure to litigation pursuant to Section 54956.9(d) (2) of Ralph M. Brown Act Three Potential Case</p>	
<b>RECONVENE IN OPEN SESSION</b>	The meeting reconvened in open session at 3:40 pm. No reportable actions were taken during the closed session.	

**APPROVED**

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ADJOURNMENT	The meeting adjourned at 3:40 p.m.	

Respectfully submitted by:

Linda Merkens, *Senior Manager, Board Services*  
Malou Balones, *Board Specialist III, Board Services*  
Victor Rodriguez, *Board Specialist II, Board Services*

APPROVED BY:

\_\_\_\_\_  
Hector De La Torre, *Chair*

Date: \_\_\_\_\_

**APPROVED**