



NUECES COUNTY HOSPITAL DISTRICT

Administrative Offices

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BOARD OF MANAGERS RESOLUTION **OCTOBER 13, 2017**

A RESOLUTION RELATING TO THE UNIFORM HOSPITAL RATE INCREASE PROGRAM SPONSORED BY THE TEXAS HEALTH AND HUMAN SERVICES COMMISSION

WHEREAS, the Nueces County Hospital District ("Hospital District" or "District") is a body politic and corporate and a political subdivision of the State of Texas, established and created pursuant to the Texas Constitution, Article IX, Section 4 and the Texas Health and Safety Code (the "Health Code"), Chapter 281, and operated in accordance with the Health Code and other applicable laws of the State of Texas;

WHEREAS, the Hospital District's Board of Managers ("Board") have been duly appointed pursuant to Health Code, §281.021(a); and pursuant to the collective authorities of Health Code, §281.047 and §281.048, the Board is the District's governing body and the Board has, and at the time of adoption of this Resolution had, full power and authority to manage, control, administer, and to adopt rules governing operation of the District;

WHEREAS, the Texas Health and Human Services Commission ("HHSC") recently received approval from the federal Centers for Medicare and Medicaid Services ("CMS") to implement Medicaid Managed Care Uniform Hospital Rate Increase Program for hospital services beginning March 1, 2018 ("UHRIP") and said increases would work toward reducing certain classes of hospitals' Medicaid shortfall in the HHSC managed care service delivery areas ("SDA") in which the increases are implemented;

WHEREAS, HHSC recently adopted administrative rules governing the UHRIP at 1 Texas Administrative Code §353.1301 (General Provisions) and §353.1305 (Regional Uniform Rate Increases for Hospital Services); and §353.1301(e)(2) requires non-state sponsoring governmental entities to fund the non-federal share of the UHRIP with intergovernmental transfers ("IGT") to support UHRIP expenditures associated with certain classes of non-state hospitals;

WHEREAS, the Nueces SDA is comprised of Aransas, Bee, Brooks, Calhoun, Goliad, Karnes, Kenedy, Kleberg, Jim Wells, Live Oak, Nueces, Refugio, San Patricio, and Victoria counties; and probable UHRIP-participating hospitals are located in Bee, Calhoun, Karnes, Kleberg, Jim Wells, Nueces, Refugio, and Victoria counties;

WHEREAS, HHSC requested that a governmental entity within each SDA serve as the liaison between HHSC and the SDA's hospital providers for the purpose of assisting with coordination of the UHRIP within the SDA and the Nueces SDA hospital providers are prefer that the Hospital District serve as the Nueces SDA's liaison with HHSC;

WHEREAS, October 16, 2017 is the HHSC deadline for submitting a participation application and commitment to the HHSC-prescribed IGT amounts for the UHRIP that begins March 1, 2018; and

WHEREAS, for the UHRIP beginning March 1, 2018, the Board desires to facilitate submission of a Hospital District participation application and commitment to the HHSC-prescribed IGT amounts relating to the Nueces SDA for the benefit of certain classes of hospitals located within Nueces County on or before October 16, 2017.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MANAGERS OF THE NUECES COUNTY HOSPITAL DISTRICT, THAT:

1. For the UHRIP beginning March 1, 2018, the Board hereby authorizes the Administrator to: (a) notify HHSC that the Hospital District will serve as the liaison for the Nueces SDA; and (b) submit a Hospital District participation application to HHSC and commit the Hospital District to the HHSC-prescribed IGT amounts relating to the Nueces SDA for the benefit of certain classes of hospitals located within Nueces County on or before October 16, 2017.

2. The Administrator shall be and is expressly authorized and directed to do and perform all acts, and to execute all instruments and other related documents, whether or not herein cited, as required to carry out the intent, terms, and provisions of this Resolution, such execution to be conclusively evidenced by the performance of such acts.

3. The Administrator, in his capacity as the Secretary of the Hospital District Board, be and is hereby legally authorized and empowered to perform all acts described above and certify these resolutions and that the provisions hereof are in conformance with the laws of the State of Texas and the Governing Board Bylaws of the Hospital District.

4. This Resolution shall take effect and be in full force and effect upon and after its passage.

5. The Board retains its right to amend or repeal this Resolution.

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**NUECES COUNTY HOSPITAL DISTRICT
BOARD OF MANAGERS**

Van Huseman
Chairman

Claude C. Jennings, C.P.A.
Vice Chairman

Rodney J. Hart, P.E.
Member

Irma Caballero
Member

Robert N. Corrigan, Jr.
Member

John E. Valls
Member

Ted A. Daniel
Member

THE STATE OF TEXAS §
COUNTY OF NUECES §
NUECES COUNTY HOSPITAL DISTRICT §

1. The members of the Board of Managers (the "Board") of the Nueces County Hospital District (the "Hospital District") have been duly appointed pursuant to Texas Health and Safety Code (the "Health Code"), §281.021.

3. On the **13th day of October, 2017** the Board convened in a special meeting at the Hospital District's regular meeting place (the "Meeting"), the duly constituted members and officers of the Board being as follows:

and all of said persons were present, except the following absentees:

4. Among other business considered at the Meeting, the attached resolution entitled:

is a true copy of a resolution introduced and submitted to the Board for consideration toward passage and adoption (the "Resolution"). After presentation and discussion, it was then duly moved and seconded that the Resolution be passed and adopted. The motion to pass and adopt the Resolution prevailed and carried by the following viva voce vote:

all as shown in the official Minutes of the Board for the Meeting.

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Meeting are those persons shown above, and, according to the records of my office, each member of the Board was given actual notice of the time, place, and purpose of the Meeting and had actual notice that the Resolution would be considered; and the Meeting and deliberation of the aforesaid public business, was open to the public and written notice of said meeting, including the subject of the Resolution, was posted and given in advance thereof in compliance with the provisions of Chapter 551, Texas Government Code, as amended.

6. I am the Secretary of the Board having been duly appointed pursuant to Health Code, §281.023(b).

7. The foregoing Resolution is in full force and effect; that the same has not been rescinded, nor has it been amended or modified in any way.

IN WITNESS WHEREOF, I have hereunto signed my name officially and affixed the seal of the Hospital District on this the **13th day of October, 2017**.

Jonny F. Hipp
Secretary, Board of Managers
Nueces County Hospital District

{HOSPITAL DISTRICT SEAL}