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4 (ITEM NO. __) From the Department of Family Care (DFC), requesting authorization to
5 execute a contract with the State of Wisconsin Department of Health Services to
6 operate a managed care organization (MCO) to provide the Family Care benefit to
7 residents of Milwaukee County for the period January 1, 2013 through December 31,
8 2013, and to accept the funding thereunder, by recommending the adoption of the
9 following:

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11 **A RESOLUTION**
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13 WHEREAS, the state authorized the long-term care program known as Family
14 Care via enactment of 1999 Wisconsin Act 9; and
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16 WHEREAS, Milwaukee County was one of five pilot counties authorized to
17 provide the Family Care benefit to eligible residents and Milwaukee County has
18 provided the Family Care benefit to residents of Milwaukee County since July 2000
19 previously through the Milwaukee County Department on Aging and currently through
20 the Milwaukee County Department of Family Care (MCDFC) ; and
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22 WHEREAS, the State of Wisconsin Department of Health Services (DHS) and
23 the legislature authorized the expansion of family care to all target groups, including all
24 adults with a developmental disability, physical disability or frailties of aging over the
25 age of 18 who reside in Milwaukee County, and the Family Care benefit has been
26 available to eligible and enrolled adult residents of Milwaukee County since November
27 2009; and
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29 WHEREAS, the process for awarding contracts to continue to provide the Family
30 Care benefit is set forth at s. 46.284 (2) of the Wisconsin Statutes as follows: "The
31 department may contract with counties, long-term care districts, the governing body of a tribe or
32 band or the Great Lakes inter-tribal council, inc., or under a joint application of any of these, or
33 with a private organization that has no significant connection to an entity that operates a resource
34 center. Proposals for contracts under this subdivision shall be solicited under a competitive
35 sealed proposal process under s. 16.75 (2m) and the department shall evaluate the proposals
36 primarily as to the quality of care that is proposed to be provided, certify those applicants that
37 meet the requirements specified in sub. (3) (a), select certified applicants for contract and
38 contract with the selected applicants."; and
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40 WHEREAS, in August 2008 the State of Wisconsin issued a Request for
41 Proposals (RFP #1645-DLTC-SM) to provide the Family Care benefit in Milwaukee
42 County consistent with the above-referenced statute; and
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44 WHEREAS, RFP #1645-DLTC-SM provided in part that "DHS will offer an initial
45 contract for the duration of the calendar year in which the contract begins, with the option for

46 annual one-year renewals, not to exceed five years in total, if the MCO continues to meet
47 performance requirements.”

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49 WHEREAS, MCDFC submitted a timely response to RFP #1645-DLTC-SM; and

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51 WHEREAS, following review of the response to the RFP submitted by MCDFC,
52 DHS on February 2, 2009 issued a Letter of Intent to pursue contract negotiations with
53 DFC for Long-Term Managed Care in Milwaukee in 2009 as described in the above-
54 referenced RFP with the option for one year contract renewals for calendar years 2010,
55 2011, 2012 and 2013, therefore,

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57 WHEREAS, in June 2011 the State of Wisconsin issued a Request for Proposals
58 (RFP #1720-DLTC-JB) to provide the family care benefit in Kenosha and Racine
59 Counties consistent with the above-referenced statute; and

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61 WHEREAS, RFP #1720-DLTC-JB provided in part that “DHS will offer an initial
62 contract for the duration of the calendar year in which the contract begins, with the option for
63 annual one-year renewals, not to exceed five years in total, if the MCO continues to meet
64 performance requirements.”

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66 WHEREAS, DFC submitted a timely response to RFP #1720DLTC-JB; and

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68 WHEREAS, following review of the response to the RFP submitted by DFC, DHS
69 on September 2, 2011 issued a Letter of Intent to pursue contract negotiations with DFC
70 for Long-Term Managed Care in Racine and Kenosha in 2012 as described in the
71 above-referenced RFP with the option for one year contract renewals for calendar years
72 2013, 2014, 2015 and 2016, and

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74 WHEREAS, an adequate capitation rate to meet the service needs of enrolled members
75 will be based upon the DHS actuarially sound rate-setting methodology applied to the
76 projected enrolled members in this geographic area, therefore,

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78 BE IT RESOLVED, The Director, Department of Family Care is hereby
79 authorized to execute a contract with the Department of Health Services enabling the
80 Milwaukee County Department of Family Care to serve as a managed care organization
81 (MCO) for the period January 1, 2013 through December 31, 2013 and to accept the
82 funding provided thereunder, and

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84 BE IT FURTHER RESOLVED, that contract performance by Milwaukee County
85 Department of Family Care shall be contingent upon continued funding from the State of
86 Wisconsin Department of Health Services for administration and delivery of the family
87 care benefit by the Department of Family Care, and

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89 BE IT FURTHER RESOLVED, further County Board authorization is required for
90 participation by the Department of Family Care as a Managed Care Organization (MCO)
91 for any additional renewal for any date of service after December 31, 2013,

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