AGENDA ITEM or FINAL CONTRACT REVIEW SUBMITTAL FORM

Gunnison County Legal Instrument # _____

Date of Request: 3/26/2013 **Contractual Deadline:** **Received in Administration:** 3/27/13

Desired Agenda Date: **Amount of Discussion Time Desired:**

Action Requested: Please review & sign

Parties to the Agreement: Gunnison BOCC and Northwest Colorado Visiting Nurse Association, Steamboat Springs

Term Begins: 3/30/2013 **Term Ends:** until rescinded **Grant Contract #:**

Summary: This MOU for Deputization (formerly called Delegation of Authority) has recently become required as part of policy changes asso. with Vaccine For Children program. Federally Qualified Health Center must deputize Public Health in order to dispense public purchased vaccine. We have been meeting all required responsibilities asso. with MOU for years, without this formal agreement. Questions, contact Shannon Rossiter, J.D. at CDPHE (303-692-2358 shannon.rossiter@state.co.us)

Recommendation: Please review & sign.

Fiscal Impact: none

Submitted by: C Worrall **Return To:** C Worrall RB

Finance Department Review: ◯ Required ☒ Not Required

Comments:

OK

Signature 3/27/13 Discharge Date

County Attorney Review: ☒ Required ◯ Not Required

Comments:

RECEIVED MAR 28 2013 COUNTY ATTORNEY

Approved.

Certificate of Insurance Required Yes ___ No ✓ Initials (A)

Signature Discharge Date 3/28/2013

Returned to Administration: 3/28/13 **Original Returned:**

County Manager Approval:

Signature 4/2/13 Date 3-28-13

☒ Consent Agenda ◯ Regular Agenda Time Allotted: (9)

Revised January 2011

MEMORANDUM OF UNDERSTANDING

BETWEEN
Northwest Colorado Visiting Nurse Association,
Federally Qualified Health Center (Health Resources and Services Administration
AND

Gunnison County
Public Health Division of Dept of H&HS

AND

Colorado Department of Public Health and Environment

FOR

Deputizing and Oversight of Public Health Departments to Provide Vaccines for Children (VFC) Purchased Vaccine to Entitled Underinsured Children

The Centers for Disease Control and Prevention (CDC), the Health Resources and Services Administration (HRSA), the Centers for Medicare & Medicaid Services (CMS) and the Department of Health and Human Services have issued guidance regarding deputization by Federally Qualified Health Centers (FQHCs) and Rural Health Clinics (RHCs) of other VFC providers in their state to authorize those providers to immunize the federally vaccine-eligible children category of underinsured children.

Background:
In many states, the capacity of FQHC/RHCs to serve underinsured children is not sufficient to meet the need of underinsured children entitled to VFC vaccine. Until underinsurance among children is eliminated by full implementation of the Patient Protection and Affordable Care Act (ACA), extending VFC authority to other VFC providers serves as a bridging mechanism by which underinsured children will have increased access to VFC vaccine at additional provider sites.

In conformance with VFC Deputization Guidance dated April 30, 2012, and as may be revised,

1. The undersigned **Northwest Colorado Visiting Nurse Association, FQHC** hereby confer authority to (i.e., deputize) the VFC providers listed in Appendix A to serve as their agents in immunizing federally vaccine-eligible children who are underinsured as defined under subsection 1928(b)(2)(A)(iii) of the Social Security Act, with the understanding that –
    a. such other VFC providers have been identified by the Colorado Department of Public Health and Environment and approved by the CDC for such designation;
    b. the Colorado Department of Public Health and Environment and CDC retain their respective responsibilities for oversight of all VFC operations by such deputized VFC providers, including oversight of their roles in immunizing underinsured children;
    c. federally purchased vaccine for use by deputized VFC providers in immunizing underinsured children is provided directly by CDC's vaccine distribution system to the deputized providers;
    d. the Colorado Department of Public Health and Environment and/or CDC may remove any deputized VFC provider from Appendix A in their roles of VFC program oversight in which case such provider shall lose deputization status;
    e. each undersigned FQHC/RHC must comply with the requirements of such VFC Deputization Guidance;
    f. any undersigned FQHC/RHC may withdraw from this MOU with 90 days written notice to the undersigned Colorado Department of Public Health and Environment official; and
    g. each deputizing FQHC/RHC retains all of its authorities as a VFC provider, including the ability to immunize underinsured children.

2. Each **deputized VFC provider** listed in Appendix A shall comply with the requirements in such VFC Deputization Guidance, this deputization MOU, and with all other applicable VFC program requirements, including –
    a. agreement to vaccinate "walk-in" VFC-eligible underinsured children as defined under subsection 1928(b)(2)(A)(iii) of the Social Security Act;
    b. screening for VFC eligibility, including for underinsured status, at every visit by any child less than 19 years of age;
    c. reporting to the VFC awardee, in manner and time as decided by the awardee, all requirements set forth in the guidance; and
    d. compliance with any additional VFC requirements as the Colorado Department of Public Health and Environment or CDC may from time to time impose.

Execution in counterparts and by facsimile. This agreement may be executed in counterparts or with signatures obtained via facsimile transmission, each of which shall have full force and effect upon execution by all parties to this agreement.

We, the undersigned, have read and agree to the terms and conditions set forth in this MOU and will retain a copy of this MOU.

By: Northwest Colorado Visiting Nurse Association, FQHC or RHC

Director: _____

Date: _____

By: Gunnison County
County Manager_____

On behalf of each of the VFC providers listed in Appendix A [or those under this official's domain].

Date: _____

I hereby acknowledge the responsibilities as delineated above:

Colorado Department of Public Health and Environment

[Director, Public Health Programs]: _____

Date: _____

cc: Centers for Disease Control and Prevention, Immunization Services Division

APPENDIX A

List of Deputized VFC Providers

Gunnison County, Public Health Division, Dept of Health & Human Services