

October 3, 2002

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

NEW AGREEMENT FOR HIV/AIDS EPIDEMIOLOGY SERVICES
(All Districts) (3 Votes)

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Director of Health Services (Director), or his designee, to sign a new agreement with Kaiser Foundation Research Institute, substantially similar to Exhibit I, and new Additional Provisions, substantially similar to Exhibit II, to continue the group HIV/AIDS Adult Spectrum of HIV-Related Diseases Cohort Study (ASD) for the period retroactive to January 1, 2002 through December 31, 2002, in the amount of \$112,444, 100% offset by Federal Centers for Disease Control and Prevention (CDC) grant funds.

PURPOSE/JUSTIFICATION OF THE RECOMMENDED ACTION:

On December 18, 2001, along with other actions, the Board approved renewal agreements with Harbor-UCLA Research and Education Institute (REI), Health Research Association, Inc. (HRA), and Kaiser Foundation Research Institute on behalf of Kaiser Foundation Hospitals, Inc. (Kaiser) to continue the ASD study project from January 1, 2002 through December 31, 2002. After Board approval, the Department of Health Services (Department) forwarded the agreements to REI, HRA, and Kaiser for execution.

The agreements with REI and HRA were executed as requested and returned to the Department. Unfortunately, Kaiser's review of their contract was delayed and upon review by their legal department, Kaiser determined that they could not execute the agreement as written. This was not communicated to the Department until June 23, 2002, despite regular follow up with Kaiser. Although Kaiser was unable to execute the agreement as written, they continued to provide project services during the interim period.

Specifically, Kaiser requested changes to the agreement provisions addressing publication, termination, insurance, capital equipment, and billing and payment. In June, the requested language changes were forwarded by Kaiser to the Department for review. County Counsel reviewed the changes and determined that with some revisions the County could accept Kaiser's requested revisions. The revisions agreed upon by County Counsel and Kaiser do not change the scope-of-work for the ASD. Subsequently, Kaiser signed the agreement on September 30, 2002.

FISCAL IMPACT/FINANCING:

The project cost for the agreement commencing on January 1, 2002 through December 31, 2002 is \$112,444, 100% offset with CDC grant funds.

Funding is included in the Fiscal Year (FY) 2002-2003 Final Budget. There is no net County cost associated with this action. This project cost is the same amount that was previously approved by the Board for this agreement on December 18, 2001.

No payments have been made to Kaiser for project costs incurred during the period when the agreement was not signed.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS:

This agreement is for the continuation of HIV/AIDS project services with Kaiser for the period retroactive to January 1, 2002 through December 31, 2002.

The CDC ASD project protocol mandates continuity for established HIV/AIDS epidemiology cohort group studies of HIV/AIDS patient records and oversight. The agreement with Kaiser will keep the group ASD study intact and will maintain the continuity of services, and approval of the action will allow the continued expenditure of grant funding from the CDC for this ongoing grant-mandated ASD study project.

The County has been a collaborating ASD site since the inception of the ASD study. The study began with patients from LAC+ USC Medical Center, Beer Medical Group (Beer), REI, HRA, and Kaiser. These sites were selected for participation because they are located in different parts of the County, serve large and racially diverse populations, and report approximately 1/3 of all HIV/AIDS cases locally. The ASD is a medical records-based cohort study initiated by the CDC in 1990 to help better define the spectrum of HIV-related diseases.

Since 1990, Beer, REI, HRA, and Kaiser have been collecting data for the ASD study through agreements with the County. In 2001, Beer opted not to renew their agreement.

The new agreement (Exhibit I) and Additional Provisions (Exhibit II) have incorporated Kaiser's revisions and County's Jury Duty provision as approved by County Counsel.

The DHS System Redesign will not impact this agreement.

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Attachment A provides additional information.

County Counsel has reviewed Exhibits I and II as to form.

CONTRACTING PROCESS:

Due to the expectation of the grantor that the ASD study cohorts remain intact, a competitive solicitation process for this project is not feasible.

IMPACT ON CURRENT SERVICES (OR PROJECTS):

Approval of the agreement will provide the necessary continuity of the ASD study which will collect pertinent data on HIV-related diseases.

When approved, this Department requires three signed copies of the Board's action.

Respectfully submitted,

Thomas L. Garthwaite, M.D.
Director and Chief Medical Officer

TLG:pm

Attachments (3)

c: Chief Administrative Officer
County Counsel
Executive Officer, Board of Supervisors

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SUMMARY OF AGREEMENT1. TYPE OF SERVICES:

HIV/AIDS Adult Spectrum of HIV-Related Diseases Cohort Study

2. AGENCY NAME AND CONTACT PERSON:

Kaiser Foundation Research Institute
 1800 Harrison Street, 16th Floor
 Oakland, California 94612-3433
 Attention: Nancy King, Director
 Telephone: (510) 987-4790
 Email: Nancy.King@KP.Org

3. TERM:

January 1, 2002 through December 31, 2002

4. FINANCIAL INFORMATION - CALENDAR YEAR 2002:

Maximum County Obligation	\$112,444
Less CDC Funding	\$112,444
Net County Cost	\$ - 0 -

5. GEOGRAPHIC AREA SERVED:

Countywide

6. ACCOUNTABLE FOR MONITORING AND EVALUATION:

Paul Simon, M.D., MPH, Director, Health Assessment and Epidemiology

7. APPROVALS:

Public Health: John F. Schunhoff, Ph.D., Chief of Operations

Contracts and Grants Division: Riley J. Austin, Acting Chief

County Counsel (as to form): Kelly M. Auerbach Hassel, Deputy County Counsel