



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: May 17, 2016

Title: Proposed Settlement of Pima Health System Liens Subsequent to Third Party Settlement

Introduction/Background:

Prior to January 2012, Pima Health System placed two liens against any future judgments awarded to the estate of Byron Van Tassell, Jr., in the amounts of \$66,699.29 and \$7,268.22 (total \$73,967.51) for benefits paid on behalf of Byron Van Tassell, Jr. by Pima Health Systems.

Discussion:

The deceased was a member of Pima Health Systems (PHS), on whose behalf PHS paid \$73,967.51 in medical costs resulting from injury the deceased sustained allegedly in part from the actions of other healthcare providers. State law (ARS 36-2915) gives PHS the right of recovery in cases in which a third party is ultimately judged to be liable and damages are awarded to the injured party. Settlement with the other parties involved has been completed, and a formula based on case law (*Arkansas DHS v Ahlborn*) for computing the reimbursement to which Pima County is entitled brings the reimbursable amount to \$45,667.74.

Conclusion:

These matters had historically been settled by delegated authority of Pima Health Systems, and now, due to the dollar amount of the settlement, this matter is being brought to the Board of Supervisors for approval.

Recommendation:

Staff recommends acceptance of the settlement offer in the amount of \$45,667.74.

Fiscal Impact:

This action will provide to Pima County \$45,667.74 in reimbursement of funds previously paid out by Pima Health Systems to a Pima Health Systems member pending anticipated legal action and resolution.

Board of Supervisor District:

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Department: Health

Telephone: 520-724-7833

Department Director Signature/Date: _____

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: _____

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