

*CLARK COUNTY IDAHO*  
**RESOLUTION NO. 06-01**

**WHEREAS**, there are currently 20 counties participating in a multi-county, self-funded health care plan known as the GemPlan; and

**WHEREAS**, there is considerable effort being put forth by the Department of Insurance, major insurance carriers, and some Idaho legislators, to place cumbersome and costly regulatory requirements on the GemPlan, which is contrary to current Idaho law; and not consistent with requirements typically placed on governmental entities; and

**WHEREAS**, the reasoning for such efforts is their perception that GemPlan benefits unfairly from these regulatory exclusions, that GemPlan will leave providers unpaid and result in employees paying for medical claims, or leave counties who continue to participate in the plan paying for medical claims of those who exit the plan with a negative fund balance; and

**WHEREAS**, GemPlan has experienced financial challenges typical for a new health care plan and proposed regulation could further burden its' efforts, possibly forcing the GemPlan to dissolve, which could leave Idaho counties, especially small counties, with few options for employee health care coverage and the added responsibility to reconcile current debt without the opportunity to build the plan toward a stronger financial position; and

**WHEREAS**, member counties wish to convey to the legislators-and the DOI the GemPlan's willingness for some oversight and regulation, its' desire to benefit from any mentoring, advice, or reasonable structure agreed upon by the legislators, the DOI and the GemPlan which will enhance its' ability to succeed; and

**WHEREAS**, GemPlan further wishes to alleviate and neutralize fears now held by some legislators and the DOI by committing to the following;

**NOW, THEREFORE, BE IT RESOLVED**, that member counties recognize that long-term success of the plan is contingent upon a long-term commitment by each member county; and member counties are willing to make the commitment should a compromise be reached between the DOI, the legislators and the GemPlan regarding the pending legislation.


**BE IT FURTHER RESOLVED**, the Board of Clark County Commissioners, in conjunction with the counties now in GemPlan and any new members who join agree to continue participation in the plan as GemPlan negotiates with the legislators and the DOI to develop the appropriate level of regulation and explore all future options, or agree to pay all claims including run-out claims incurred by their county, therefore stemming concerns of member dropout, which could trigger adverse selection and leave a few counties to pay the medical expenses of those who exited; and

**BE IT FURTHER RESOLVED**, in the event of plan dissolution all member counties agree to exit simultaneously and pay their respective claims including run-out claims as provided in the Joint Powers Agreement again laying to rest the fears of adverse selection and assuring appropriate financial responsibility; and


**BE IT FINALLY RESOLVED**, the counties in the GemPlan ask that the Idaho legislators and the DOI, through a mentoring role be sensitive to GemPlan's challenging situation by allowing it at least a year to show improved results, and monitor it as it builds toward success of the program and the best interest of the participating counties.

**ADOPTED THIS 9<sup>TH</sup> DAY OF JANUARY, 2006**

**BOARD OF CLARK COUNTY COMMISSIONERS**


  
Gregory A. Shenton, Chairman

  
Ted Edwards, Commissioner

  
Michael Leonardson, Commissioner



**ATTEST:**

  
Conni S. Owen, Clerk

