



#26329

Date: April 16, 2012

To: Board of Acquisition and Contract

From: Ann Marie Berg
Commissioner of Finance

Re: Authority to enter into an agreement with New York State Workers' Compensation Board in order to participate in the Health Insurance Matching Program and designate POMCO Inc., as agent for the County, for the period commencing January 1, 2012 and continuing until terminated

The County of Westchester ("County") has entered into an agreement with POMCO, Inc. ("POMCO") as a Third Party Administrator for the provision of health plan administrative services and Preferred Provider Organization Network Services in connection with the County's Employee and Retiree Health Benefit Plans. The agreement with POMCO was duly authorized by your Honorable Board by resolution approved on December 15, 2011.

Pursuant to §13(d) of the Workers' Compensation Law ("WCL"), the County is entitled to reimbursement for payments it makes on behalf of injured employees after the New York State Workers' Compensation Board ("Board") determines the claim is compensable. As a means of providing information required under the WCL, the Board has set up a Health Insurance Matching Program ("HIMP") in which the County desires to participate. The Board has informed the County that to participate in HIMP, it is necessary for the County to enter into an agreement with the Board which designates a transmitting agent to act on behalf of the County. As part of the services that POMCO will be required to provide under its agreement with the County, POMCO will act as agent for the County and will submit data to, and collect data from, the Board pursuant to HIMP. The County is not required to pay any fees to the Board to participate in this program.

The agreement with the Board will commence January 1, 2012 and continue until terminated. Each party will have the ability to terminate the agreement upon thirty (30) days written notice to the other.

This agreement will satisfy the Board's requirement that the County designate an agent to participate in HIMP. Based upon the foregoing, I recommend approval of the attached resolution authorizing the County to enter into an agreement with the WCL to participate in this program.

AMB/DCK/TSA

RESOLUTION

Upon a communication from the Commissioner of Finance, be it hereby

RESOLVED, that the County of Westchester ("County") is hereby authorized to enter into an agreement with the New York State Workers' Compensation Board ("Board") to participate in a Health Insurance Matching Program ("HIMP") and designate POMCO, Inc., to act on behalf of and for the benefit of the County, as its agent, in order to submit data to, and collect data from, the Board pursuant to HIMP, for the period commencing January 1, 2012 and continuing until terminated; and be it further

RESOLVED, that either party may terminate the agreement upon thirty (30) days written notice to the other; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to implement this Resolution.

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
						N/A

Budget Funding Year(s) 2012 Start Date 1/1/12 End Date Upon Termination

Funding Source Tax Dollars _____
 State Aid _____
 \$ N/A Federal Aid _____
 (must match resolution) Other _____

APPROVED BOARD OF ACQUISITION & CONTRACTS 05/10/2012 JOMAR VERBA SECRETARY