



**County of Santa Barbara  
BOARD OF SUPERVISORS**

**Minute Order**

**June 4, 2019**

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**Present:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

BEHAVIORAL WELLNESS

File Reference No. 19-00493

**RE:** Consider recommendations regarding a Second Amendment to a Memorandum of Understanding (MOU) and Participation agreement with California Mental Health Services Authority (CalMHSA) for State Hospital Beds, Fiscal Year (FY) 2014-2015 through 2019-2020, as follows:

- a) Approve and authorize the Director of the Department of Behavioral Wellness (BeWell) to execute the (Second) Purchase Agreement Amendment of State Hospital Beds, FY 2018-2019 through Fiscal Year 2019-2020, California Department of State Hospitals among County, the CalMHSA, and the Department of State Hospitals (DSH) to extend the MOU through June 30, 2020, for the purchase of State Hospital beds in an amount not to exceed \$225,205.00 for FY 2019-2020;
- b) Approve and authorize the Director of BeWell to execute the (Second) California Mental Health Services Authority Participation Agreement Amendment between County and CalMHSA to extend the Participation Agreement through June 30, 2020, for the CalMHSA State Hospitals Program in an amount not to exceed \$1,402.00 for FY 2019-2020; and
- c) Determine that the above-recommended actions are exempt from the California Environmental Quality Act (CEQA) per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

**A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows:**

- a) and b) **Approved and authorized; and**
- c) **Approved.**

**The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:



Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

2019 MAY 23 PM 2: 44

COUNTY OF SANTA BARBARA  
CLERK OF THE  
BOARD OF SUPERVISORS

Department Name: BOARD OF SUPERVISORS  
Department No.: 043  
For Agenda Of: June 4, 2019  
Placement: Administrative  
Estimated Time: N/A  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

**TO:** Board of Supervisors

**FROM:** Department Alice Gleghorn, PH.D., Director  
Director(s) Behavioral Wellness 681-5220

Contact Info: Dr. Ole Behrendtsen, Medical Director,  
Behavioral Wellness 681-5220

**SUBJECT:** Behavioral Wellness - California Mental Health Services Authority State  
Hospital Bed, Second Amendment to Memorandum of Understanding and  
Participation Agreement FY 2014/15 – 2019/20

**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: N/A

**Other Concurrence:**

As to form: N/A

**Recommended Actions:**

That the Board of Supervisors:

- A. Approve and authorize the Director of the Department of Behavioral Wellness (BeWell) to execute the (Second) Purchase Agreement Amendment of State Hospital Beds, Fiscal Year 2018-19 through Fiscal Year 2019-20, California Department of State Hospitals among County, the California Mental Health Services Authority (CalMHSA), and the Department of State Hospitals (DSH) to extend the Memorandum of Understanding (MOU) through June 30, 2020, for the purchase of State Hospital beds in an amount not to exceed \$225,205 for fiscal year 2019/20;
- B. Approve and authorize the Director of BeWell to execute the (Second) California Mental Health Services Authority Participation Agreement Amendment between County and CalMHSA to extend the Participation Agreement through June 30, 2020, for the CalMHSA State Hospitals Program in an amount not to exceed \$1,402.00 for fiscal year 2019/20; and
- C. Determine that the above-recommended actions are exempt from the California Environmental Quality Act per CEQA Guideline Section 15378(b)(4), since the recommended actions are government fiscal activities which do not involve commitment to any specific project which may result in a potentially significant physical impact on the environment.

**Summary Text:**

Section 4330 of the California Welfare and Institutions Code (WIC) requires counties to reimburse the Department of State Hospitals (DSH) for use of state hospital beds and services provided to their residents.

CalMHSA, a Joint Powers Authority (JPA), negotiates the State Hospital Bed MOU with DSH on behalf of city and county mental health authorities, including BeWell. Approval of this item will allow Be Well to purchase the use of State Hospital beds at a low six year rate for the term of the FY 2014/15 – 2019/20.

**Background:**

Clients referred to state hospitals by BeWell are individuals who have major mental illness, who require continuing care inpatient services, or individuals under Lanterman Petris Short Act “Murphy” Conservatorships, who were previously found incompetent to stand trial on specific felony charges. CalMHSA is an administrative agent for counties’ behavioral health departments. Through CalMHSA, behavioral health departments are able to act jointly to purchase state hospital beds. In addition, CalMHSA manages the new billing process for DSH hospital beds.

On April 1, 2014 the Board authorized BeWell to become a member of CalMHSA. As a member of CalMHSA, participating counties, including the County of Santa Barbara, are able to sign on to the negotiated agreement between CalMHSA and DSH for the County’s State Hospital bed needs. Prior to CalMHSA’s involvement in negotiating a MOU with DSH, the rates for State Hospital beds were higher and increased annually. BeWell paid a flat annual fee whether or not the beds were utilized. However, under the CalMHSA MOU, BeWell only pays for the beds that are utilized. The MOU does not financially obligate the County to any payments if BeWell does not need the beds allocated in the Participation Agreement. Nor does it preclude BeWell from utilizing additional beds.

On January 1, 2016, the Board authorized the BeWell director to execute the MOU with CalMHSA and DSH for the period July 1, 2014 – June 30, 2016. On July 18, 2017, the Board approved of a first amendment to the MOU with CalMHSA and DSH for the time period July 1, 2016 through June 30, 2019. This item is on the Board’s agenda to authorize BeWell to enter into a second amendment to the MOU for the time period July 1, 2019 through June 30, 2020. In addition to the MOU, participating counties enter into a Participation Agreement with CalMHSA. The Participation Agreement provides for an administrative fee of \$1,402 per year.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

Funding Sources	FY 19-20	
		Estimated Cost:
General Fund	\$	-
State	\$	225,205
Federal	\$	-
Fees	\$	(1,402)
Other:	\$	-
Total	\$	223,803
<b>Total for FY 14-20:</b>	<b>\$</b>	<b>223,803</b>

Narrative: The above referenced contract is funded through State Mental Health Realignment funds. This funding source was included in the recommended budget for 2019/20. Approval of this MOU and Participation Agreement does not impact the general fund contribution.

**Special Instructions:**

Please send one (1) scanned copy of the Minute Order to Denise Morales: [dmorales@co.santa-barbara.ca.us](mailto:dmorales@co.santa-barbara.ca.us) and the BWell Contracts Division at [bwelcontractsstaff@co.santa-barbara.ca.us](mailto:bwelcontractsstaff@co.santa-barbara.ca.us).

**Attachments:**

Attachment A: CalMHSA State Hospital Beds MOU & PA Second Amendment FY 14/15 - 19/20

Attachment B: CalMHSA State Hospital Beds MOU & PA First Amendment FY 14/15 – 18/19

Attachment C: CalMHSA State Hospital Beds MOU FY 14/15 – 16/17

**Authored by:**

D. Morales



**Purchase Agreement Amendment of State Hospital Beds**

**Fiscal Year 2018-19 through Fiscal Year 2019-20**

**California Department of State Hospitals**

By signing this Memorandum of Understanding (MOU) Purchase Agreement Amendment, the Department of State Hospitals, County, and CaiMHSA agree to amend the original FY 2014-15/FY 2015-16 MOU for the purchase of state hospital beds, that was extended through FY 2018-19 for one additional fiscal year through 2019-20.

Once this Amendment is signed by all parties contained in the original FY 2014-15/FY 2015-16 MOU, it shall become effective on July 1, 2019, and shall terminate on June 30, 2020.

County of Santa Barbara

\_\_\_\_\_  
Name of County

*A Fisher for A Stegeman*  
Name: \_\_\_\_\_  
County Mental Health Director or Director designee

*6-11-19*  
Date

*Dawan Utecht*  
Dawan Utecht  
CaiMHSA President or CaiMHSA designee

*6-26-19*  
Date

*Dawn DiBartolo for*  
Dawn DiBartolo  
Department of State Hospitals,  
Chief of Acquisitions and Business Services Office


*4/3/19*  
Date

**FULLY EXECUTED**

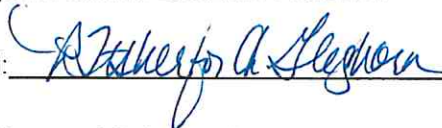
CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY  
PARTICIPATION AGREEMENT AMENDMENT  
COVER SHEET

1. Santa Barbara County ("Participant") desires to participate in the Program identified below.  
Name of Program: State Hospitals Program
2. This Participation Agreement Amendment extends the current term for one additional fiscal year, from 7/1/2019 to 6/30/2020, for a funding amount not to exceed \$1,402.00.
3. All other terms of Participation Agreement 278-2017-SHP shall remain in full force and effect.
4. Authorized Signatures:

CalMHSA

Signed:  Name (Printed): John E. Chaquica, CPA, MBA, ARM  
Title: Chief Operating Officer Date: 4/21/19

Participant: SANTA BARBARA COUNTY

Signed:  Name (Printed): Alice Gleghorn, Ph.D.  
Title: Director of Behavioral Wellness Date: \_\_\_\_\_