



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

**Department Name:** Behavioral Wellness  
**Department No.:** 043  
**For Agenda Of:** May 3, 2022  
**Placement:** Administrative  
**Estimated Tme:** N/A  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

**TO:** Board of Supervisors  
**FROM:** Department Antonette Navarro, LMFT, Director  
Director(s) Behavioral Wellness, (805) 681-5220  
Contact Info: John Winckler, Director of Clinical Operations  
Behavioral Wellness, (805) 681-5220  
**SUBJECT:** Behavioral Wellness Alcohol and Drug Program Driving Under the Influence & Drug Diversion Penal Code 1000 Revenue Agreement – Zona Seca Fiscal Year 2022-2025

**County Counsel Concurrence**

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Recommended Actions:**

That the Board of Supervisors:

- A. Approve and authorize the Chair to execute a multiyear Revenue Agreement for Services of Independent Contractor with **Zona Seca**, a California nonprofit corporation (a local vendor), for the provision of Driving Under the Influence (DUI) and Penal Code 1000 (PC 1000) Drug Diversion Program Services with a projected revenue of **\$57,000** with \$19,000 annually for the period of July 1, 2022 through June 30, 2025 (Attachment A);
- B. Approve and authorize the Director of Behavioral Wellness, or designee, to make immaterial changes to the Revenue Agreement in accordance with Section 25 of the Agreement, subject to the Board’s ability to rescind this delegated authority at any time; and
- C. Determine that the above actions are government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment, and is therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

**Summary Text:**

The above-referenced item is on the agenda to request Board of Supervisors (Board) approval for the Chair to execute the multiyear Agreement with Zona Seca, Inc. for the provision of Driving Under the Influence (DUI) and Penal Code 1000 (PC 1000) Drug Diversion Program Services, with a projected revenue of \$57,000 with \$19,000 annually for the period of July 1, 2022 through June 30, 2025. The Department of Behavioral Wellness (BWell) Alcohol and Drug Program (ADP) is the Administrative agency for the Department of Health Care Services (DHCS) Drug Diversion Programs, which includes DUI and PC 1000 in Santa Barbara County. Approval of the above contracts will allow for the continued provision of these mandated program services by the Courts while providing revenue for the Department.

**Background:**

BWell is responsible for certifying the programs; reviewing any new applications for licensure; providing liaison activities with the courts, county probation department, and DUI programs; and developing and ensuring the implementation of the programs in compliance with regulations. BWell certifies the DUI program provider and receives revenue for DUI program administration as the lead agency. The DUI and PC 1000 are provided by local community-based organizations established in Santa Barbara County since 1995. Zona Seca has provided both PC 1000 and DUI program services since 2006.

DUI Programs: Under Vehicle Code section 23103.5, subdivision (e) or (f), the court shall order defendants on probation for a conviction of driving under the influence to enroll in an alcohol and drug education program (DUI programs), licensed under Health & Safety Code section 11836. DUI programs serve to assist any California resident in restoring the resident's driving privileges following a conviction for driving under the influence. Clients required to enroll and complete a state-licensed DUI program are referred by the courts. Programs offered vary in level and are commensurate to the level of offense. BWell receives a fee of \$30 per client enrolled in the DUI program. The annual anticipated revenue from the Zona Seca DUI program is estimated to be \$18,000.

PC 1000 Drug Diversion Programs: PC 1000 Drug Diversion Programs allow for a deferred entry of judgment at the discretion of the local courts so that clients who are formally charged with first-time alcohol/drug misdemeanor offenses may instead receive education and counseling services. Providers of PC 1000 programs collect program fees from clients, as approved by the County and State Alcohol and Drug Program. BWell certifies PC 1000 providers and pursuant to Penal Code Section 1211, receives \$1,000 in revenue for the administration of the PC 1000 program as the lead agency from the provider.

**Performance Measure:**

Behavioral Wellness has the following administrative role for the DUI and PC 1000 programs:

- Review any new applications for licensure;
- Provide liaison activities with the courts, county probation department, and DUI programs; and
- Develop and ensure the implementation of the programs in compliance with regulations.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>FY 22-23 Revenue Projected</u></b>	<b><u>FY 23-24 Revenue Projected</u></b>	<b><u>FY24-25 Revenue Projected</u></b>	<b><u>FY 22-25 Total Projected Revenue</u></b>
Fees DUI	\$ 18,000	\$ 18,000	\$ 18,000	\$ 54,000
Fees PC 1000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 3,000
<b>Total</b>	<b>\$ 19,000</b>	<b>\$ 19,000</b>	<b>\$ 19,000</b>	<b>\$ 57,000</b>

Narrative: No funds are expended by BWell as part of these agreements. The anticipated revenue has been included in the FY 2022-2023 Proposed Budget and will be added to subsequent budgets. The fees payable to BWell depend on the number of clients required to enroll in the PC 1000 and DUI programs. Therefore, the actual revenue could be higher or lower than anticipated in any given year.

**Key Contract Risks:**

There is a risk that a provider may have fewer clients than anticipated, resulting in lower fees payable to Behavioral Wellness.

**Special Instructions:**

Please return one (1) Minute Order and one (1) executed contract to Denise Morales at [dmorales@sbcswell.org](mailto:dmorales@sbcswell.org) and [bwellcontractsstaff@sbcswell.org](mailto:bwellcontractsstaff@sbcswell.org).

**Attachments:**

Attachment A: Zona Seca FY 22-25 BC DUI PC100

**Authored by:**

D. Morales