



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:** August 18, 2020  
**Placement:** Administrative  
**Estimated Tme:** N/A  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors  
**FROM:** Department: Alice Gleghorn, Ph.D., Director  
Director(s): Behavioral Wellness, (805) 681-5220  
Contact Info: Pam Fisher, PsyD, Deputy Director  
Behavioral Wellness, (805) 681-5220  
**SUBJECT:** Behavioral Wellness PC 1000/DUI CADA Revenue Agreement FY 20-23

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**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, ratify, and authorize the Chair to execute a multi-year Revenue Agreement for Services of Independent Contractor with the **Council on Alcoholism and Drug Abuse (CADA)**, a California non-profit corporation (a local vendor), for the provision of DUI and PC 1000 Program Services, with projected revenue of \$9,000 per year for the period of July 1, 2020 through June 30, 2023; and
- B. Approve and authorize the Chair to delegate to the Director of Behavioral Wellness or designee the authority to make immaterial changes to the Agreement without requiring a formal amendment to 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 fiscal activities or funding mechanisms, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and are therefore not a project under the California Environmental Quality Act (CEQA) pursuant to section 15378(b)(4) of the CEQA Guidelines.

**Summary Text:**

This item is on the Board Agenda to request Board approval to renew CADA's multi-year contract providing Driving Under the Influence (DUI) and Penal Code (PC) 1000 Program Services, which are services that have previously been provided in Santa Barbara County. The Department of Behavioral Wellness Alcohol and Drug Program is the Administrative agency for the California Department of Health Care Services (DHCS) DUI and Penal Code (PC) 1000 Drug Diversion Programs in Santa Barbara County. DUI programs provide alcohol and drug education and counseling services pursuant to Health and Safety Code (HSC) Section 11836. The PC 1000 Drug Diversion Programs are certified by Behavioral Wellness, in accordance with Penal Code 1211, and Behavioral Wellness is responsible for establishment of fees and requirements of the program. PC 1000 programs have been in place in Santa Barbara County and approved by the County Board of Supervisors since 1995.

Approval of the above-referenced contract will allow Behavioral Wellness to continue to be in compliance with the mandated statutory programs.

**Background:**

Behavioral Wellness provides state-authorized DUI program services and PC 1000 Drug Diversion Programs in Santa Barbara County through local community-based organizations. CADA operates a DUI and PC 1000 program and provides these services concurrently with four (4) other PC 1000/DUI providers: Zona Seca, Coast Valley, Central Coast Headway, and Aegis.

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

- Review any new application 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.

**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 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. Behavioral Wellness certifies the DUI program provider and receives revenue for DUI Program administration as the lead agency. Behavioral Wellness receives a fee of \$30 per client enrolled in the DUI program. The annual anticipated revenue from the CADA DUI program is estimated at \$6,000.

**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. Drug Diversion Programs have been in place in Santa Barbara County since 1995. Providers of PC 1000 programs collect program fees from clients, as approved by the County and State Alcohol and Drug Program. Behavioral Wellness certifies PC 1000 providers and pursuant to Penal Code Section 1211, receives revenue for the administration as the lead agency from the provider. Behavioral Wellness currently certifies five (5) providers of PC 1000 Drug Diversion Programs in Santa Barbara County, including CADA. CADA has provided both PC 1000 and DUI program services since 2006.

Eligible defendants for PC 1000 programs are provided education and counseling services through 6-month, 9-month, 12-month, and 18-month programs operated by community-based organizations that are certified by the Department of Behavioral Wellness. Upon successful completion of the program, the defendant’s charges are dismissed. Behavioral Wellness receives a fee of \$50 per client enrolled in the PC 1000 program. The annual anticipated revenue to Behavioral Wellness from the PC 1000 programs is estimated at \$3,000 from CADA.

**Performance Measure:**

For FY 17-20 the CADA DUI program provided a total revenue of \$11,640, and the PC 1000 program provided a total revenue of \$3,700. CADA has demonstrated success in fulfilling the programs’ intent and in providing revenue consistently for each fiscal year.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<b><u>Funding Sources</u></b>	<b><u>Current FY 20-21 Revenue (Projected):</u></b>	<b><u>Current FY 21-22 Revenue (Projected):</u></b>	<b><u>Current FY 22-23 Revenue (Projected):</u></b>
General Fund			
State			
Federal			
Fees PC 1000	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
Fees DUI	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
Total	\$ 9,000.00	\$ 9,000.00	\$ 9,000.00

Narrative:

Revenue and expenses have been accounted for in Behavioral Wellness’ budget. No additional expenses have been made by Behavioral Wellness as part of this agreement. The anticipated revenue has been included in the FY 20-21 Adopted Budget. Based on prior year revenue for the programs, Behavioral Wellness projects approximately \$6,000 per year from the DUI program provider, while combined annual revenue from the PC 1000 programs is projected to be approximately \$3,000. Because the fees payable to Behavioral Wellness depend on the number of clients required to enroll in the PC 1000 and DUI programs, 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 for each of the above to [bwellscontractsstaff@co.santa-barbara.ca.us](mailto:bwellscontractsstaff@co.santa-barbara.ca.us).

**Attachments:**

Attachment A: CADA 20-23 PC 1000/DUI Revenue Contract

**Authored by:** A. Bello