



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: October 17, 2017
Placement: Administrative
Estimated Tme: 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: Pam Fisher, PsyD, Deputy Director
Behavioral Wellness, 681-5220
SUBJECT: **FY 17-20 PC 1000/DUI Revenue Agreements**

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

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 **Coast Valley Substance Abuse Treatment Center (Coast Valley)** (a local vendor) for the provision of PC 1000 Program Services, with projected revenue of \$3,550 per year for the period of July 1, 2017 through June 30, 2020.
- B. Approve, ratify, and authorize the Chair to execute a multi-year Revenue Agreement for Services of Independent Contractor with **Council on Alcoholism and Drug Abuse (CADA)** (a local vendor) for the provision of DUI and PC 1000 Program Services, with projected revenue of \$6,000 per year for the period of July 1, 2017 through June 30, 2020.
- C. Determine that the above actions are organizational or administrative actions of government that will not result in direct or indirect physical changes in the environment, pursuant to section 15378(b)(5) of the California Environmental Quality Act (CEQA) guidelines.

Auditor-Controller Concurrence

As to form: Yes

Summary Text:

This item is on the Board Agenda to request Board approval to renew two multi-year contracts providing Driving Under the Influence (DUI) and Penal Code (PC) 1000 Program Services, with contractors that have previously provided these services 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 listed contracts 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. Coast Valley operates a PC 1000 program. CADA operates a DUI and PC 1000 program. CADA and Coast Valley provide these services concurrently with three (3) other PC 1000/DUI providers: Zona Seca, Central Coast Headway, and Aegis.

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 his/her 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 DUI program. The annual anticipated revenue from the CADA DUI program is estimated at \$4,500.

PC 1000 Drug Diversion Programs:

PC 1000 Drug Diversion Programs allows 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 Coast Valley and CADA. Coast Valley has provided DUI services as a certified provider for Behavioral Wellness since 2014 and 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 \$3,550 from Coast Valley and \$1,500 from CADA.

The anticipated annual revenue to Behavioral Wellness from both providers and for both programs is \$9,550.

Performance Measure:

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;
- Develop and ensure the implementation of the programs in compliance with regulations.

Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

<u>Funding Sources</u>	<u>Current FY 17-18</u> <u>Revenue</u> <u>(Projected):</u>	<u>Current FY 18-19</u> <u>Revenue</u> <u>(Projected):</u>	<u>Current FY 19-20</u> <u>Revenue</u> <u>(Projected):</u>	<u>Annualized</u> <u>On-going Revenue</u> <u>(Projected):</u>
General Fund				
State				
Federal				
Fees PC 1000	\$ 5,050.00	\$ 5,050.00	\$ 5,050.00	\$ 5,050.00
Fees DUI	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00
Total	\$ 9,550.00	\$ 9,550.00	\$ 9,550.00	\$ 9,550.00

Narrative:

Revenue and expenses have been accounted for in the Department of Behavioral Wellness’s budget. No additional expenses have been made by Behavioral Wellness as part of this agreement. The anticipated revenue has been included in the FY 2017-18 Adopted Budget. Based on prior year revenue for the programs, Behavioral Wellness projects approximately \$4,500 per year from the DUI program provider; while combined annual revenue from the PC 1000 programs is projected to be \$5,050. 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

Attachments:

Attachment A: Coast Valley FY 17-20 PC 1000 Revenue Contract

Attachment B: CADA 17-20 PC 1000/DUI Revenue Contract

Authored by:

C. Foschaar