



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 7, 2019
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: Behavioral Wellness Alcohol and Drug Program - Multiyear Driving Under the Influence & Drug Diversion Penal Code 1000 Revenue Agreements FY 19-22

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 **Central Coast Headway, Inc.**, a California corporation (a local vendor), for the provision of Driving Under the Influence (DUI) program services, with a projected annual revenue of \$25,000 for the period of July 1, 2019 through June 30, 2022;
- B. Approve and authorize the Chair to execute a multiyear Revenue Agreement for Services of Independent Contractor with **Zona Seca, Inc.**, a California corporation (a local vendor), for the provision of DUI and Penal Code 1000 (PC 1000) Drug Diversion Program Services, with a projected annual revenue of \$16,500 for the period of July 1, 2019 through June 30, 2022;
- C. Approve and authorize the Director of Behavioral Wellness, or designee, to suspend the contract for convenience in accordance with Section 19 of each Agreement and to make immaterial changes to the Revenue Agreements in accordance with Section 25 of each Agreement; and
- D. 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 potentially 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:

The Department of Behavioral Wellness, Alcohol and Drug Program is the Administrative agency for the Department of Health Care Services (DHCS) Drug Diversion Programs, DUI and PC 1000 in Santa Barbara County. Approval of the above listed contracts will allow for the continued provision of these mandated program services by the Courts while providing revenue for the Department.

Background:

As the Administrative agency in Santa Barbara County for the Department of Health Care Services (DHCS) Drug Diversion Programs, DUI and PC 1000, Behavioral Wellness is responsible for certifying the programs. In Santa Barbara County the DUI and PC 1000 are provided by local community based organizations. Behavioral Wellness certifies the DUI program provider and receives revenue for DUI Program administration as the lead agency. Drug Diversion Programs have been in place in Santa Barbara County since 1995. Central Coast Headway operates a DUI program. Zona Seca operates a DUI and PC 1000 program.

DUI Programs: DUI programs provide alcohol and drug education and counseling services. 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.

PC 1000 Drug Diversion Programs: PC 1000 provides for a deferred entry of judgment (Drug Diversion Program), to provide services for clients who are formally charged with first-time alcohol/drug misdemeanor offenses and who are found eligible for deferred entry of judgment at the discretion of the local courts. 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. Providers of PC 1000 programs collect program fees from clients, as approved by the County and State Alcohol and Drug Program. Behavioral Wellness is responsible for establishment of fees and requirements of the program. Pursuant to Penal Code Section 1211, Behavioral Wellness is authorized to assess an administrative charge to offset the costs of administering these programs.

Central Coast Headway, Inc. (CCH) has provided DUI services as a certified provider for Behavioral Wellness since 2006. CCH offers the Wet Reckless Program, a program for 18-20 year olds, and 3, 6, 9, and 18-month programs. Behavioral Wellness receives a fee of \$30 per client enrolled in the DUI program. The anticipated annual revenue to Behavioral Wellness from the DUI program is estimated at \$25,000.

Zona Seca, Inc. has provided both DUI program and PC 1000 services since 2006. Behavioral Wellness receives a fee of \$50 per client enrolled in the PC 1000 program. The annual anticipated revenue to Behavioral Wellness from the DUI program is \$13,000 and \$3,350 for the PC 1000 program for an overall revenue of \$16,500.

The anticipated annual revenue to Behavioral Wellness from both providers and for both programs annually is \$41,500. Approval of the recommended actions will allow Behavioral Wellness to continue to provide needed Drug Diversion Programs through Central Coast Headway and Zona Seca.

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; and
- 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>FY 19-20 Revenue Projected</u>	<u>FY 20-21 Revenue Projected</u>	<u>FY 21-22 Revenue Projected</u>	<u>FY 19-22 Overall Projected Revenue</u>
Fees DUI	\$ 38,000	\$ 38,000	\$ 38,000	\$ 114,000
Fees PC 1000	\$ 3,500	\$ 3,500	\$ 3,500	\$ 10,500
Total	\$ 41,500	\$ 41,500	\$ 41,500	\$ 124,500

Narrative: No funds are expended by the Department of Behavioral Wellness as part of these agreements. The anticipated revenue has been included in the FY 2019-2020 Budget and will be added to subsequent budgets. The fees payable to Behavioral Wellness 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 for each of the above to Denise Morales at dmorales@co.santa-barbara.ca.us and a copy to bwellcontractsstaff@co.santa-barbara.ca.us.

Attachments:

- Attachment A: Central Coast Headway FY 19-22 DUI Revenue Contract
- Attachment B: Zona Seca FY 19-22 DUI/PC 1000 Revenue Contract

Authored by:

D. Morales