



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: ADMHS  
Department No.: 043  
For Agenda Of: 4-15-08  
Placement: Departmental  
Estimated Tme: 5 minutes  
Continued Item: Yes  
If Yes, date from: 3-25-08  
Vote Required: Majority

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**TO:** Board of Supervisors

**FROM:** Department Ann Detrick, Ph.D., Director  
Director(s) Alcohol, Drug, and Mental Health Services, 681-5220  
Contact Info: Marianne Garrity, R.N., Deputy Director Administration, 681-5220

**SUBJECT: Aileen Kroll, Contractor On Payroll Amendment**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** Risk Management

As to form: Yes

**Recommended Actions:**

Consider recommendations regarding an amendment to a Contractor on Payroll (COP) agreement with Aileen Kroll, as follows:

- A. To fulfill the Welfare and Institutions Code requirements regarding Patients Rights advocacy, approve and authorize the Chair to execute an amendment in the amount of \$13,820 to the COP agreement with Aileen Kroll to provide services to the Patient Rights Office for the period of July 1, 2007 through June 30, 2008 for a contract amount not to exceed \$78,500.
- B. Authorize the Director of ADMHS to approve amendments to the proposed contract, provided that any such amendments do not exceed ten percent (10%) of the contract's dollar amount.

**Summary Text:**

In 1969 the Lanterman-Petris-Short Act afforded due process rights to individuals with mental illness, and subsequent case law and legislation has resulted in the Patients Rights Advocate role. Additional Federal patient's rights were established by Congress in 1986 with the passage of Chapter 114 of The Public Health and Welfare Code (Title 42). The Welfare and Institutions Code (Section 5500, et seq.) requires each County provide a Patients Rights Advocate to fulfill the following duties: represent clients at hearings, advocate for clients at involuntary detainment or medication hearings, and investigate and resolve client complaints. Additionally, the Patients Rights Advocate is responsible for monitoring mental health facilities, services, and programs for compliance with patients' rights provisions. Funding for this function is included in the Adopted FY 07-08 Budget, Federal and State Revenues - State Realignment.

The mandated services of the Patients Rights Office are currently performed by one part-time COP. One full-time position was vacated in FY 2007-08. As available mental health services are reduced, client complaints are anticipated to increase, placing additional workload demands on the office. ADMHS will examine the vacancy and staffing for the Patients Rights Office in the near future.

**Background:**

Ms. Kroll has a current contract for FY 07-08 in the amount of \$64,680 to provide services to the Mental Health Patients Rights Office on a part-time basis. She is responsible for research and investigation of consumer complaints, participating in client hearings such as involuntary detentions and conservatorships. Ms. Kroll has been performing the duties of the full-time position and working more hours than anticipated by the original contract. Consequently, the recommended action adds \$13,820 and changes Ms. Kroll’s contract from 0.75 to 0.9 FTE in order to continue the services at their current level.

**Performance Measure:**

Recurring Performance Measure 0213 for the Patients Rights Office is to ensure that 100% of patients’ rights concerns are acted upon within two business days. In FY 06-07 the Patient Rights Office processed an average 653 phone contacts per month.

**Fiscal and Facilities Impacts:**

Budgeted: Yes **Fiscal Analysis:**

<u>Funding Sources</u>	<u>Current FY Added Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund			
State	\$ 13,820.00	\$ 78,500.00	
Federal			
Fees			
Other:			
Total	\$ 13,820.00	\$ 78,500.00	\$ -

Narrative: The Patients Rights Advocate COP is funded by Realignment revenue. This funding source is identified in the Adopted FY 07-08 Budget, Federal and State Revenues - State Realignment - line item 4102. The proposed expenditures are included in Salaries and Employee Benefits, Expenditure Line Item Account 6100 and 6177 in the Adult Services Division, in the County Budget Book, page D-150. Execution of this amendment will not increase the use of general fund dollars by the ADMHS Department.

**Special Instructions:**

Please send one (1) fully executed copy of the contract amendment and minute order to:

Alcohol, Drug, and Mental Health Services  
 ATTN: Contracts  
 300 North San Antonio Rd. Bldg 3  
 Santa Barbara, CA 93110

**Attachments:**

Aileen Kroll, Contractor on Payroll Second Amendment

**Authored by:**

Erin Jeffery

**cc:**