



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: February 15, 2022
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Antonette Navarro, LMFT, Director
Director(s) Department of Behavioral Wellness, (805) 681-5220
Contact Info: John R. Winckler, LMFT, Division Chief of Clinical Operations,
Department of Behavioral Wellness (805) 681-5220
**SUBJECT: Behavioral Wellness – California Department of Health Care Services County
Mental Health Plan Agreement No. 17-94613 A01 FY 17-22 First Amendment**

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 Director of the Department of Behavioral Wellness or designee to execute the First Amendment to the County Mental Health Plan Agreement No. 17-94613 A01 with the **California Department of Health Care Services** to revise the contract terms and conditions for compliance with federal regulations and the contractor name with no change to the \$0 contract amount and the contract term of July 1, 2017 to June 30, 2022 (Attachment A); and
- B. Determine that the above action is a government funding mechanism or other government fiscal activity, which does not involve any commitment to any specific project that 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 Department of Behavioral Wellness (BWell) is requesting approval by the Board of Supervisors of the recommended action authorizing the BWell Director to sign the First Amended County Mental Health Plan (MHP) Agreement No. 17-94613 A01 with the California Department of Health Care Services (DHCS). The purpose of the amendment is to revise the County MHP Agreement to comply with federal regulations as determined by the Centers for Medicare and Medicaid Services (CMS) and the contractor name. The amendment makes no changes to the contract term of July 1, 2017 to June 30, 2022 or the \$0 contract amount.

Background:

On September 11, 2018, the Board of Supervisors approved County MHP Agreement No. 17-94613 with DHCS for the contract term July 1, 2017 through June 30, 2022.

The County MHP Agreement is entered into per the Welfare and Institutions Code (Welf. & Inst. Code) § 14680 through § 14727. Welf. & Inst. Code § 14712 directs DHCS to implement and administer Managed Mental Health Care for Medi-Cal eligible residents of this state through contracts with mental health plans. Per the County MHP Agreement, the County agreed to operate the MHP for Santa Barbara County.

The County MHP Agreement specifies the terms and conditions under which counties in the state provide medically necessary Specialty Mental Health Services to Medi-Cal beneficiaries through county-operated and contracted programs (Covered Services). Covered Services include inpatient psychiatric hospital services, Therapeutic Behavioral Services, day treatment/day rehabilitation and an array of outpatient services such as crisis intervention, therapy, rehabilitation services and case management. The contract also specifies requirements of the Medi-Cal program pertaining to Quality Care Management and standards regarding electronic exchange of Protected Health Information.

Approval of the recommended action will allow for the continued provision of medically necessary Specialty Mental Health Services to Medi-Cal beneficiaries of Santa Barbara County.

Fiscal and Facilities Impacts:

Budgeted: Yes

Narrative:

Although the County MHP Agreement FY 17-22 #17-94613 is a zero- dollar contract, it is budgeted, and DHCS will process and pay claims pursuant to the agreement.

The County MHP's authority to be paid is established in accordance with Chapter 3, Part 2, Division 5 of the Welfare and Institutions Code along with Sections 5600, 5750, and 5650. DHCS explained that it is not necessary to develop and include individual county funding estimates for the five- year term of the contract.

Key Contract Risks:

As with any contract funded by State and Federal sources, there is a risk of future audit disallowances and repayments. BWell includes language requiring contractors to repay any amounts disallowed in audit findings, minimizing financial risks to the County; however, approximately 70% of annual Federal Financial Participation (FFP) is generated by services at county clinics, and 30% from contracted service providers.

Special Instructions:

Please email one (1) copy of the Minute Order to Amber Foschaar at cfoschaar@sbcbwell.org and one (1) copy to the BWell Contracts Division at bwellcontractsstaff@co.santa-barbara.ca.us.

Attachments:

Attachment A: DHCS FY 17-22 County MHP Agreement # 17-94613 A01 First Amendment

Attachment B: DHCS FY 17-22 County MHP Agreement # 17-94613 executed

Authored by:

A. Foschaar