



# County of El Dorado

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## Legislation Details (With Text)

<b>File #:</b>	21-0597	<b>Version:</b>	1
<b>Type:</b>	Agenda Item	<b>Status:</b>	Approved
<b>File created:</b>	4/6/2021	<b>In control:</b>	Board of Supervisors
<b>On agenda:</b>	5/11/2021	<b>Final action:</b>	5/11/2021
<b>Title:</b>	<p>Health and Human Services Agency recommending the Board:</p> <p>1) Approve and authorize the Chair to sign Amendment 2 to Agreement 4282 with the California Mental Health Services Authority Joint Powers Authority (CalMHSA) to extend the termination date to June 30, 2022, thereby continuing authorization for CalMHSA to negotiate and contract with the California Department of State Hospitals for State hospital beds on behalf of the County;</p> <p>2) Authorize the Director of Health and Human Services, or designee, to execute any other required documents relating to Agreement 4282, including future amendments that do not increase the Not-to-Exceed amount, contingent upon approval by County Counsel and Risk Management; and</p> <p>3) Make findings in accordance with County Ordinance 3.13.030 (B) that the County has neither the facilities nor specialty skills required to provide acute inpatient mental health treatment; therefore, it is feasible to contract with CalMHSA for this State hospital bed participation agreement.</p>		
	<p>FUNDING: Participation is funded by MHSA, Medi-Cal, and Realignment.</p>		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. A - Approved CRS CalMHSA 4282 A2, 2. B - CalMHSA 4282 A2, 3. C - CalMHSA 4282 & 4282 A1 + Approved CRSs, 4. Executed CALMHSA		

Date	Ver.	Action By	Action	Result
5/11/2021	1	Board of Supervisors	Approved	Pass

Health and Human Services Agency recommending the Board:

1) Approve and authorize the Chair to sign Amendment 2 to Agreement 4282 with the California Mental Health Services Authority Joint Powers Authority (CalMHSA) to extend the termination date to June 30, 2022, thereby continuing authorization for CalMHSA to negotiate and contract with the California Department of State Hospitals for State hospital beds on behalf of the County;

2) Authorize the Director of Health and Human Services, or designee, to execute any other required documents relating to Agreement 4282, including future amendments that do not increase the Not-to-Exceed amount, contingent upon approval by County Counsel and Risk Management; and

3) Make findings in accordance with County Ordinance 3.13.030 (B) that the County has neither the facilities nor specialty skills required to provide acute inpatient mental health treatment; therefore, it is feasible to contract with CalMHSA for this State hospital bed participation agreement.

**FUNDING:** Participation is funded by MHSA, Medi-Cal, and Realignment.

### DISCUSSION / BACKGROUND:

The California Mental Health Services Authority (CalMHSA) is a Joint Powers Authority that was formed in 2009. The purpose of this public entity is to provide administrative and fiscal services to support County and City members to effectively meet their local mental health services' needs. Some examples of CalMHSA's services include but are not limited to: the administration of prevention and early intervention services under the Mental Health Services Act; contracting and/or negotiating with

the State or Federal government for administration of mental health services, programs or activities; and contracting and/or negotiating with the State or other providers of mental health hospital beds and services through the "CalMHSA State Hospital Bed Program." On February 15, 2011, the Board authorized the County to become a participating member in CalMHSA via Resolution 024-2011 and participation agreement 373-162-M-E2010 (EDC #142-O1111). In 2019, the Board approved Agreement 4282, authorizing CalMHSA to contract for State Hospital beds on behalf of the County of El Dorado (Item #19-1297). Amendment 1 to Agreement 4282 was approved in 2020 by the Board to confirm the County's continued participation in the CalMHSA State Hospital Bed Program through June 30, 2021 (Item #20-0831). The purpose of this Board Item is to request the Board's approval and authorization for the Board Chair to sign Amendment 2, thereby confirming the County's continued participation in the program for an additional year through June 30, 2022.

In accordance with Welfare and Institutions Code Section 4100 et seq., the California Department of State Hospitals (DSH) has jurisdiction over State hospitals for the provision of services to persons with severe mental disorders that have not responded to treatment at lower levels of mental health care. These services include inpatient psychiatric health care, treatment, and support services. County residents who have mental, emotional, or behavioral disorders that cannot be treated at a lower level are referred to the State hospitals for treatment. As per Agreement 4282, El Dorado County relies upon the CalMHSA State Hospital Bed Program as the means to ensure compliance by DSH with all applicable requirements, create efficiency and contain costs, establish consistency in quality of care, and work collectively to identify and/or develop alternative resources for special populations requiring secure 24 hour treatment services. The administration of these goals is funded by a \$1,402 per bed per fiscal year fee. Currently the County is committed to one (1) bed.

In support of this request, HHSA is additionally recommending that the Board find that in accordance with Chapter 3.13, Section 3.13.030 of the County Ordinance, the County has neither the facilities nor specialty skills required to provide inpatient treatment and care at the acuity level of the State hospitals. Therefore, it is more economical and feasible to engage an independent contractor for the provision of State hospital beds.

**ALTERNATIVES:**

Should the Board decline to approve this recommendation, HHSA would be out of compliance with State, Federal, and program requirements.

**PRIOR BOARD ACTION:**

- 1) 12/10/10 10-1324 CalMHSA JPA
- 2) 12/10/13 10-1324 CalMHSA Restated JPA
- 3) 11/05/19 19-1297 HHSA Agmts 265-M1610 A2, 4282, and 4284
- 4) 06/30/20 20-0831 HHSA CalMHSA Agreement 4282, A1, State

**OTHER DEPARTMENT / AGENCY INVOLVEMENT:**

Approved by County Counsel, Human Resources, and Risk Management.

**CAO RECOMMENDATION:**

Approve as recommended.

**FINANCIAL IMPACT:**

Participation is funded by MHSA, Medi-Cal, and Realignment. There is no Net County Cost associated with this Agenda item. Sufficient appropriations are included in the Fiscal Year 2021-2022

Budget request.

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) Clerk of the Board to obtain the Chair's signature on two (2) originals of Amendment 2 to Agreement 4282.
- 2) Clerk of the Board to return one (1) signed Amendment to Health and Human Services Agency, Contracts Unit.

**STRATEGIC PLAN COMPONENT:**

Healthy Communities.

**CONTACT**

Don Semon, Director