DEPARTMENT OF MENTAL HEALTH

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JONATHAN E. SHERIN, M.D., Ph.D.
Director

Curley L. Bonds, M.D.
Chief Deputy Director
Clinical Operations

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Chief Deputy Director
Administrative Operations

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

46 May 14, 2019

CELIA ZAVALA
EXECUTIVE OFFICER

May 14, 2019

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

REQUEST APPROVAL TO EXTEND SPECIALIZED FOSTER CARE – SCHEDULE "D" CLINCIAL ASSESSMENT SERVICE AGREEMENTS FOR FISCAL YEAR 2019-20

SUBJECT

Request approval to extend the existing Specialized Foster Care – Schedule "D" Clinical Assessment Service Agreements with eight providers for continued assessment services to foster children and adolescents referred to the County of Los Angeles Department of Mental Health from the County of Los Angeles Department of Children and Family Services for one fiscal year, effective July 1, 2019 through June 30, 2020, with two optional six-month extensions on a month-to-month basis or until the State of California Department of Social Services finalizes its Level of Care tool.

IT IS RECOMMENDED THAT THE BOARD:

1. Approve and authorize the Director of Mental Health (Director), or his designee, to prepare, sign, and execute an amendment, substantially similar to Attachment I, to the existing Department of Mental Health (DMH) Specialized Foster Care (SFC) – Schedule "D" Clinical Assessment Service Agreements (Agreements) with eight D-Rate Assessors listed in Attachment II. The extension will be effective July 1, 2019 through June 30, 2020, with two optional six-month extensions on a month-to-month basis or until the State of California Department of Social Services (CDSS) finalizes its Level of Care (LOC) tool, whichever comes first. For Fiscal Year (FY) 2019-20, the total estimated aggregate funding is $459,692, fully funded by Intrafund Transfer (IFT) from Department of Children and Family Services (DCFS), Federal Financial Participation Medi-Cal and 2011 Realignment Behavioral Health Subaccount- Early and Periodic Screening, Diagnostic and Screening (EPSDT) funds. The individual Agreements do not have a total contract amount and are reimbursed in accordance with Exhibit B (Payment Schedule) per-minute rate.

2. Delegate authority to the Director, or his designee, to prepare, sign, and execute future

Agreements with other qualified licensed clinicians to perform D-Rate Assessments, provided that: (1) sufficient funds are available; (2) approval as to form of County Counsel is obtained prior to execution of new Agreements; and (3) the Director, or his designee, notifies your Board and Chief Executive Officer in writing, with execution of each new Agreement.

3. Delegate authority to the Director, or his designee, to prepare, sign and execute future amendments to the Agreements in recommendations 1 and 2, provided that such amendments: (1) are administrative or non-material in nature, modify or replace an existing Statement of Work, and/or, reflect federal, State, and County regulatory and/or policy changes; (2) increase the funding provided that, the County's total payment does not exceed an increase of 10 percent from the funding approved by your Board; and (3) are subject to the prior review and approval as to form by County Counsel, with written notification to the Board and Chief Executive Office.

4. Delegate authority to the Director, or his designee, to terminate the Agreements in accordance with the Agreement's termination provisions, including Termination for Convenience, upon prior written notification to your Board and Chief Executive Officer.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The extension of the Agreements, with eight existing D-Rate Assessors is necessary to continue the countywide delivery of clinical assessment services for children and adolescents diagnosed with severe emotional disturbance and referred to DMH by DCFS, pending CDSS finalization of the LOC tool. The LOC tool, a component of the DCFS Specialized Care Increment (SCI) Plan, will include the protocols and procedure for utilization and assessment to evaluate children/youth for specialized care. The SCI Plan will be fully implemented upon completion of the CDSS' research and validation of the LOC tool.

Board approval of Recommendations 1 and 2 will allow DMH to extend existing and/or execute new D-Rate Clinical Assessment service agreements for FY 2019-20, with two optional six-month extensions should the CDSS delay final approval of the LOC Tool.

Board approval of Recommendations 3 and 4, will allow DMH to amend the Agreements and/or to terminate them as necessary in accordance with the Agreement's provisions.

Implementation of Strategic Plan Goals

The recommended actions are consistent with the County's Strategic Plan Goal 1, Make Investments that Transform Lives; and Strategic Plan Goal 2, Foster Vibrant and Resilient Communities.

FISCAL IMPACT/FINANCING

For FY 2019-20, the total estimated aggregate funding is $459,692 fully funded by IFT from DCFS Federal Financial Participation Medi-Cal and 2011 Realignment Behavioral Health Subaccount--EPSDT revenues. The funds for these actions are included in DMH's FY 2019-20 CEO Recommended Budget.

There is no net County cost impact associated with the recommended actions.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

On March 27, 2006, DCFS and DMH entered into a Memorandum of Understanding for the provision of D-Rate Clinical Assessment Services.

On June 13, 2017, your Board approved and authorized the Director of Mental Health to execute nine Agreements with licensed clinicians for the provision of SFC – Schedule "D" (D-Rate) Program Clinical Assessment services. Only eight of the nine agreements are being extended because one contractor moved out of State and the contract was terminated effective April 20, 2018. The existing agreements expire June 30, 2019.

The Amendment format, Attachment I, has been approved as to form by County Counsel.

Attachment II lists the eight D-Rate Assessors, the Supervisorial Districts, and the licensure type for the providers being extended for FY 2019-20.

DMH notified your Board on March 28, 2019 that we will be extending the D-Rate program for FY 2019-20.

As mandated by your Board, the performance of all agreements will be evaluated by DMH on an annual basis to ensure contractors compliance with all contract terms and performance standards.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Board approval of the proposed actions will allow DMH D-Rate providers to continue D-Rate assessment services throughout the County of Los Angeles for children and youth referred to DMH by DCFS, pending approval of the LOC Tool.

Respectfully submitted,

JONATHAN E. SHERIN, M.D., Ph.D.
Director

JES:GP:ES:SK:RLR:kh

Enclosures

c: Executive Office, Board of Supervisors
Chief Executive Office
County Counsel
Chairperson, Mental Health Commission

ATTACHMENT I

CONTRACT NO. MH_____

AMENDMENT NO. _

THIS AMENDMENT is made and entered into this 14th day of May, 2019, by and between the COUNTY OF LOS ANGELES (hereafter "County") and _____ (hereafter "Contractor").

WHEREAS, County and Contractor have entered into a written Service Agreement, dated July 1, 2017, identified as County Agreement No. MH_____, (hereafter "Agreement"); and

WHEREAS, for Fiscal Year (FY) 2019-20 only, County and Contractor intend to amend this Agreement only as described hereunder; and

WHEREAS, on May 14, 2019, the Board of Supervisors approved delegated authority to the Director of Mental Health, or his designee, to execute amendments to the Contract; and

WHEREAS, said Contract provides that changes may be made in the form of a written amendment which is formally approved and executed by the parties: and

WHEREAS, County and Contractor intend to amend this Agreement to **extend** the term of the Agreement, effective July 1, 2019 through June 30, 2020, for Contractor to continue to provide clinical assessment services for the Specialized Foster Care – Schedule D (D-Rate) Clinical Assessment Program; and

WHEREAS, Contractor warrants that it possesses the competence and expertise necessary to provide services consistent with the requirements of this Contract and consistent with the professional standard of care for these services.

NOW, THEREFORE, County and Contractor agree that this Agreement shall be amended only as follows:

1. For FY 2019-20 only, the term of the Agreement is extended effective July 1, 2019 through June 30, 2020.

2. Except as provided in this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

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IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by County's Director of Mental Health or his designee, and Contractor has caused this Amendment to be subscribed on its behalf by its duly authorized officer, on the day, month, and year first above written.

COUNTY OF LOS ANGELES

By_____
Jonathan E. Sherin, M.D., Ph.D.
Director of Mental Health

_____
CONTRACTOR

By _____

Name_____

Title_____

(AFFIX CORPORATE SEAL HERE)

APPROVED AS TO FORM:
OFFICE OF THE COUNTY COUNSEL

ATTACHMENT II

COUNTY OF LOS ANGELES
DEPARTMENT OF MENTAL HEALTH

CLINICAL ASSESSMENTS SERVICE AGREEMENTS
D-RATE ASSESSORS LIST
FOR FISCAL YEAR 2019-2020

ITEM #	SUPERVISORIAL DISTRICT	CONTRACTOR	TITLE	AGREEMENT TERM
1	All	Bonnie Mahler	Ph.D.	FY 2019-20
2	All	Dana Weinstein	L.C.S.W.	FY 2019-20
3	All	Douglas Johnson	Ph.D.	FY 2019-20
4	All	Harriet Boxer	Ph.D.	FY 2019-20
5	All	Lorah Joe	L.C.S.W.	FY 2019-20
6	All	Maria Parent	Ph.D.	FY 2019-20
7	All	Michelle Perlmutter	L.C.S.W.	FY 2019-20
8	All	Richard Weinstein	Ph.D.	FY 2019-20