COUNTY OF LOS ANGELES

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Director

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BOARD OF SUPERVISORS
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DEPARTMENT OF MENTAL HEALTH

http://dmh.lacounty.info

Reply To: (213) 738-4684
Fax: (213) 381-7092

June 9, 2005

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

Dear Supervisors:

APPROVAL OF AMENDMENTS TO MENTAL HEALTH SERVICES LEGAL ENTITY AGREEMENTS TO ALLOW CONTRACT PROVIDERS TO USE, ON A PROVISIONAL BASIS, COUNTY GENERAL FUNDS TO PAY FOR UNCOMPENSATED INDIGENT/UNINSURED CARE SERVICES (ALL SUPERVISORIAL DISTRICTS) (3 VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

Approve and instruct the Director of Mental Health or his designee to prepare, sign, and execute amendments, substantially similar to Attachment I, to 135 of the Department of Mental Health (DMH) Legal Entity Agreements (LE Agreement) listed on Attachment II. For Fiscal Year (FY) 2004-2005 only, the amendments will allow DMH to use, on a provisional basis, County General Funds (CGF) to pay for uncompensated indigent/uninsured care services pending the State Short-Doyle/Medi-Cal (SD/MC) Final Settlement to the Fiscal Audit Report for FY 2004-2005. There will be no change to each provider's Maximum Contract Amount (MCA). There will also be no change in DMH's appropriation.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTIONS

Board approval is requested to authorize use of the Amendment format to allow Contractors, on a provisional basis, to shift unspent CGF categorically linked in the Financial Summary of the LE Agreement as Federal Financial Participation (FFP) local and/or baseline match ("Match"). Such CGF provisional disbursements will be made on the basis that Contractors have submitted true and accurate reimbursement claims and with Contractors' agreement to use, if necessary, any such provisional CGF disbursements to satisfy the local match certified public expenditures required to draw down Medi-Cal FFP for FY 2004-2005 as determined by the State's Final Settlement.

Implementation of Strategic Plan Goals

The recommended Board action is consistent with the principles of the Countywide Strategic Plan Programmatic Goal No. 7, "Health and Mental Health." Board approval of this request will allow Contractors to be reimbursed for FY 2004-2005 only, on a provisional basis, for uncompensated indigent/uninsured care services pending the State SD/MC Final Settlement to the Fiscal Audit Report for FY 2004-2005.

FISCAL IMPACT/FINANCING

There is no increase in net County cost.

Contractors must remain within the MCA specified in their respective Board approved LE Agreement. Contractors would not be paid any more CGF than has been authorized by your Board in the existing LE Agreement.

DMH will continue to enforce its settlement processes to ensure any shift of CGF complies with all County, State, and Federal regulations.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

It has been DMH's practice in the past to allow Contractors the ability to shift unspent CGF to pay for uncompensated indigent/uninsured care services. For FY 2003-2004, the State issued a "Change in Requirements For Certification of Medi-Cal Claims" on June 25, 2003. Specifically, a Department official must "...certify that claimant will provide the State's share of payment for Short Doyle/Medi-Cal covered services included in this claim in order to satisfy matching requirements for Federal Financial Participation pursuant to the Title XIX of the Social Security Act."

DMH, in order to ensure compliance, has budgeted and contractually specified in the LE Agreement the correct amount of CGF necessary to provide the Match for FFP as required by Title XIX of the Social Security Act. Certain Contractors have not been able to deliver the projected contracted level of Medi-Cal funded services. Accordingly, a portion of the CGF set aside for the mandated local match to FFP is then not required for that purpose. This Amendment to the LE Agreement for FY 2004-2005 will only enable Contractors to use any such unexpended CGF on a provisional basis for indigent/uninsured care services. This authorization will only be on a provisional basis because Medi-Cal services can be billed for up to one (1) year after the month of service. Consequently, it is unknown for some time whether the CGF under discussion here will be needed as the Match for Medi-Cal. This Amendment addresses this issue by specifying that the use of the CGF originally designated as Match be used for

indigent/uninsured care services and is provisional until such time as the State concludes its final settlement for FY 2004-2005.

DMH will be meeting with Contractors to develop a written policy pertaining to the use of unspent CGF for indigent/uninsured care services for FY 2005-2006 and any future years.

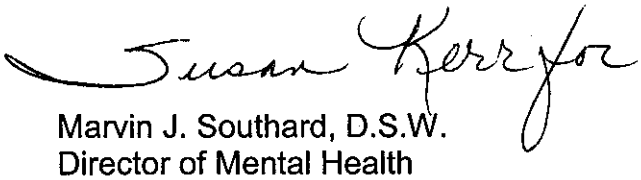
IMPACT ON CURRENT SERVICES

Board approval of this action will enable our Contractors to serve the indigent/uninsured clients of Los Angeles County using unspent CGF.

CONCLUSION

The Department of Mental Health will need one (1) copy of the adopted Board's action. It is requested that the Executive Officer of the Board notifies the Department of Mental Health's Contracts Development and Administration Division at (213) 738-4684 when this document is available.

Respectfully submitted,



Marvin J. Southard, D.S.W.
Director of Mental Health

MJS:GSK:RK:aw

Attachments (2)

c: Chief Administrative Officer
County Counsel
Chairperson, Mental Health Commission

CGF Flexibility BL for June 2005

Attachment I

CONTRACT NO. _____

AMENDMENT NO. ___

THIS AMENDMENT is made and entered into this _____ day of June, 2005, by and between the COUNTY OF LOS ANGELES (hereafter "County") and _____ (hereafter "Contractor").

WHEREAS, County and Contractor have entered into a written Agreement, dated June 29, 2004, identified as County Agreement No. DMH-____, and any subsequent amendments (hereafter collectively "Agreement"); and

WHEREAS, for Fiscal Year 2004-2005 only, County and Contractor intend to amend Agreement as only described hereunder; and

WHEREAS, for Fiscal Year 2004-2005, County and Contractor intend to amend the Agreement to add language to enable contractors to use, on a provisional basis, unspent County General Funds (CGF) categorically linked in the Legal Entity Agreement as Federal Financial Participation (FFP) local and/or baseline match ("Match"). This amendment will allow contractors to use on a provisional basis such CGF to pay for uncompensated indigent/uninsured care services pending the State Short-Doyle Medi-Cal (SD/MC) Final Settlement to the Fiscal Audit Report for FY 2004-2005. This referenced Final Settlement identifies the federally required amount of CGF certified public expenditures to draw down SD/MC FFP for FY 2004-2005. Such CGF provisional disbursements will be made on the basis that Contractors have submitted true and accurate reimbursement claims and with Contractors' agreement to use, if

necessary, any such provisional CGF disbursements for the local match certified public expenditures required to draw down Medi-Cal FFP for FY 2004-2005 as determined by the State's Final Settlement. Contractors in accepting the provisional CGF payments for indigent/uninsured services hereby acknowledge and agree that if it is determined after the State SD/MC Final Settlement to the Fiscal Audit Report for FY 2004-2005 that more CGF is needed for local match to draw down FFP than was originally paid, an adjustment to the Contractor's CGF provisional payments for the indigent/uninsured services claims will be made in the amount necessary to satisfy federal local match requirements; and

Whereas, the Maximum Contract Amount (MCA) shall remain the same.

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

1. For FY 2004-2005 only, Subsection (12) shall be added to Paragraph 4 (FINANCIAL PROVISIONS), Subparagraph J (Payment):

   "J (12). For FY 2004-2005 only, Contractor may, on a provisional basis, shift CGF between categories in the Financial Summary, based on actual services delivered, with the provision that at settlement, CGF will be first used for Match if the amount needed for Match exceeds the amount projected by Contractor. Any such shift of funds shall be in compliance with all County, State, and Federal regulations and shall not result in any increase to the MCA.

2. Contractor shall provide services in accordance with the Contractor's Fiscal Year _____ Negotiation Package for this Agreement and any addenda thereto approved in writing by Director.

3. 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 in its behalf by its duly authorized officer, the day, month, and year first above written.

COUNTY OF LOS ANGELES

By _____
MARVIN J. SOUTHARD, D.S.W.
Director of Mental Health

_____
CONTRACTOR

By _____

Name_____

Title_____
(AFFIX CORPORATE SEAL HERE)

APPROVED AS TO FORM
OFFICE OF THE COUNTY COUNSEL

APPROVED AS TO CONTRACT
ADMINISTRATION:

DEPARTMENT OF MENTAL HEALTH

By _____
Chief, Contracts Development
and Administration Division

AW: Amend Financial Summary

LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
PROVIDER REIMBURSEMENT - CONTRACT LISTING
FISCAL YEAR 2004-2005

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 DMH Contract Number
1	2	1736 Family Crisis Center	01752
2	2	Aids Project Los Angeles, Inc.	01753
3	2	Alcott Center for Mental Health Services	01754
4	1	ASC Treatment Group (Anne Sippi)	01755
5	2	Asian American Drug Abuse Program, Inc.	01756
6	2	Asian Rehabilitation Services, Inc.	01629
7	4	Aspen Community Services	01630
8	1	Assoc League of Mex-Amer dba ALMA Family Svcs	01757
9	1	B.R.I.D.G.E.S.	01761
10	2	Barbour and Floyd Associates	01758
11	2	Behavioral Health Services	01759
12	5	Bienvenidos Children's Center, Inc.	01760
13	1	California Healthcare West	01893
14	1	California Hispanic Commission	01762
15	4	California Institute of Health & Social Svcs, Inc.	01763
16	2	Caring for Children and Families with AIDS	01632
17	3	Cedars-Sinai Medical Center (Thalians)	01633
18	3	Center for Healthy Aging (Sen Hlth & Peer Counseling)	01764
19	5	Center for Integrated Family & Health Services	01765
20	5	Child and Family Center (Santa Clarita Valley Child)	01766
21	3	Child and Family Guidance Center (SFV)	01634
22	4	ChildNet Youth and Family Services, Inc.	01767
23	2	Children's Bureau of Southern California	01768
24	3	Children's Hospital of Los Angeles	01769
25	2	Children's Institute International	01770
26	2	City of Gardena	01771
27	4	Clontarf Manor	01772
28	1	Community Counseling Service of L. A., Inc.	01773
29	4	Community Family Guidance Ctr (Fam Youth & Stars)	01636
30	4	Couns. & Research Assn, Inc (Masada Homes)	01774
31	3	Counseling 4 Kids (Childreach)	01637
32	5	The David & Margaret Home, Inc.	01869
33	all	Devereux Foundation dba Santa Barbara County	01638
34	2	Didi Hirsch Psychiatric Service	01775
35	2	Drew Child Development Corporation	01776
36	3	Dubnoff Center for Child Development	01639
37	5	D'Veal Corp (D'Veal Family and Youth)	01777
38	3	El Centro De Amistad, Inc.	01778
39	1	El Centro Del Pueblo	01892
40	5	ENKI Hlth and Research, Sys, Inc. (Children & Youth)	01779
41	4	Enrichment Through Employment	01640
42	1	Ettie Lee Homes, Inc.	01780
43	2	Exodus Recovery, Inc.	01781
44	3	FH & HF Torrance I, LLC dba Sunnyside Rehab	01641
45	1	Filipino-American Services Group, Inc.	01642
46	1	Florence Crittenton Center	01783
47	5	Five Acres - The Boys and Girls Aid Society	01782
48	n/a	Florence Crittenton Svcs of Orange County, Inc	01784
49	5	Foothill Family Service	01785
50	4	For The Child (Cedar House)	01786
51	1	Gateways Hospital and Mental Health Center	01787
52	2	Gay & Lesbian Adol Soc Svcs (GLASS)	01788

LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
PROVIDER REIMBURSEMENT - CONTRACT LISTING
FISCAL YEAR 2004-2005

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 DMH Contract Number
53	4	The Guidance Center (Greater Long Beach Child Guidance Ctr., Ir	01643
54	3	Hamburger Home (Aviva)	01644
55	4	Harbor View Rehab. Center (Regency)	01789
56	3	Hathaway Children and Family Services	01790
57	1	Health Research Assn. (USC Alternatives)	01791
58	4	Health View, Inc. (San Pedro)	01792
59	4	Helpline Youth Counseling, Inc	01794
60	5	Heritage Cl & the Comm Assis Prog for Srs dba Geronet	01645
61	5	Hillsides Home for Children (Church Home)	01795
62	3	Hillview Mental Health Center, Inc.	01646
63	4	Homes for Life Foundation	01796
64	4	Institute for Applied Behavioral Analysis	01797
65	2	Institute for Multicultural Counseling & Education	01798
66	5	Institute for the Redesign of Learning (Almansor)	01647
67	1	Intercommunity Child Guidance Center	01799
68	2	Kayne-Eras Center	01800
69	2	Kedren Comm Mental Health Center	01801
70	3	Kids First Foundation (dba Mid Valley Youth Center)	01802
71	2	Koreatown Youth & Community Center, Inc.	01803
72	2	LAMP, Inc.	01804
73	3	The Help Group Child & Family Center - LA Center for Therapy & E	01793
74	5	LeRoy Haynes Ctr. For Child & Family Svcs. Inc.	01868
75	2	Los Angeles Child Guidance Clinic	01805
76	3	Los Angeles Gay and Lesbian Comm Services Ctr	01807
77	3	Los Angeles Orphan's Home Society dba Hollygrove	01808
78	1	Los Angeles Unified School District	01649
79	1	Maryvale	01650
80	5	McKinley Children's Center, Inc.	01651
81	4	Mental Health Association in LA County	01652
82	3	National Foundation for the Treatment (Penny Lane)	01820
83	3	New Directions, Inc.	01809
84	5	New Horizons Family Center	01810
85	3	Ocean Park Community Center	01811
86	1	Olive Crest Treatment Centers, Inc.	01812
87	4	One in Long Beach, Inc.	01813
88	1	Optimist Youth Homes	01814
89	5	Pacific Clinics	01815
90	3	Pacific Lodge Youth Services	01816
91	2	Para Los Ninos	01817
92	5	Pasadena Children's Training Society (Sycamores)	01818
93	5	The Rehab Program at PRCC, Inc. (Pasadena Residential Care Ctr	01819
94	5	Pasadena Unified School District	01883
95	1	Pediatric and Family Medical Center	01894
96	2	Personal Involvement Center, Inc.	01821
97	3	Phoenix Houses of Los Angeles, Inc.	01822
98	2	Portals	01823
99	2	Prototypes	01653
100	5	Rosemary Children's Services	01825
101	1	St. Anne's	01834
102	2	St. Francis Medical Center - Children's Couns.	01835
103	3	St John's Hospital and Health Center	01836
104	3	St. Joseph Center	01837
105	3	San Fernando Valley Community MHC	01654

LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
PROVIDER REIMBURSEMENT - CONTRACT LISTING
FISCAL YEAR 2004-2005

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 DMH Contract Number
106	5	San Gabriel Children's Center (RTI)	01827
107	5	Serenity Infant Care Homes, Inc.	01828
108	2	SHIELDS for Families Project, Inc.	01829
109	5	Social Model Recovery Systems, Inc.	01830
110	4	South Bay Children's Health Center	01655
111	2	South Central Health & Rehab Program (SCHARP)	01656
112	1	Special Service For Groups	01831
113	1	SPIRITT Family Services, Inc.	01832
114	4	Star View Adolescent Center	01853
115	3	Step-Up On Second Street, Inc.	01838
116	3	Stirling Academy, Inc.	01839
117	3	Tarzana Treatment Center, Inc.	01840
118	4	Telecare Corporation	01841
119	5	The Children's Center of the Antelope Valley	01635
120	3	The Los Angeles Free Clinic	01806
121	all	The Regents / UCLA Ties for Adoption	00964
122	5	Tobinworld	01842
123	5	Topanga-Roscoe Corporation (Topanga West)	01843
124	2	Transitional Living Centers	01657
125	3	Traveler's Aid Society of Los Angeles	01844
126	1	Trinity El Monte - Trinity Children & Family Svcs	01845
127	1	United American Indian Involvement, Inc.	01846
128	5	Verdugo Mental Health Center	01847
129	3	The Village Family Services	01751
130	1	VIP Community Mental Health Center	01659
131	2	Vista Del Mar Child and Family Services (Jewish Orphans)	01848
132	2	Watts Labor	01660
133	4	Western Region Asian Pacific (WRAP)	01662
134	2	Westside Center For Independent Living, Inc.	01849
135	1	Work Orientation and Rehabilitation Center	01661
		GRAND TOTAL	