



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Board Report

File #: A 12-115, **Version:** 1

- a. Approve and authorize the Director of Health to sign a three-year term Mental Health Services Agreement (July 1, 2012 to June 30, 2015) with EMQ Families First, for the provision of mental health services (Therapeutic Behavioral Services) in the amount of \$257,935 for Fiscal Year (FY) 2012-13, \$257,935 for FY 2013-14, and \$257,935 for FY 2014-15, for a total Agreement in the amount of \$773,805; and
- b. Authorize the Director of Health to approve up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original amount and do not significantly change the scope of work or result in an increase in the County General Fund Contribution.

RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Approve and authorize the Director of Health to sign a three-year term Mental Health Services Agreement (July 1, 2012 to June 30, 2015) with EMQ Families First, for the provision of mental health services (Therapeutic Behavioral Services) in the amount of \$257,935 for Fiscal Year (FY) 2012-13, \$257,935 for FY 2013-14, and \$257,935 for FY 2014-15, for a total Agreement in the amount of \$773,805; and
- b. Authorize the Director of Health to approve up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original amount and do not significantly change the scope of work or result in an increase in the County General Fund Contribution.

SUMMARY/DISCUSSION:

This new Mental Health Services Agreement with EMQ Families First replaces Agreement A-11586 which expires on June 30, 2012. EMQ Families First will continue to provide Therapeutic Behavioral Services (TBS) to Monterey County children who are eligible for Medi-Cal and meet criteria for medical necessity. These services are available to children with difficult behaviors who require one-to-one assistance and who may be at risk of psychiatric hospitalization. TBS is an intensive one-to-one, face-to-face, short term outpatient treatment intervention for beneficiaries under age 21 with serious emotional disturbances (SED) who are experiencing a stressful transition or life crisis and need additional short-term specific support services.

The requirement of TBS service level is due to a result of a lawsuit against the State Department of Mental Health (Emily Q. v. Bonta). This class action lawsuit was filed in 1998, whereby, the federal court ordered a permanent injunction and final judgment in 2001 to increase the penetration rate of TBS services to youth. The injunction recognized TBS as a Medi-Cal reimbursable Early and Periodic Screening and Diagnostic Treatment (EPSDT) supplemental service and ordered the State Department of Mental Health to implement procedures for requesting and accessing TBS as a Medi-Cal EPSDT service, and to inform Class members about these available procedures.

OTHER AGENCY INVOLVEMENT:

County Counsel, Auditor-Controller, and Risk Management have reviewed and approved this Agreement as to legal form, fiscal provisions, and insurance requirements. This Agreement is on file with Clerk of the Board.

FINANCING:

This Agreement is funded by Medi-Cal (95%) and Realignment revenues for Medi-Cal eligible children (5%).

This Agreement is for \$257,935 for Fiscal Year (FY) 2012-13, \$257,935 for FY 2013-14, and \$257,935 for FY 2014-15, for a total Agreement in the amount of \$773,805. The funds for FY 2012-13 are included in the Health Department's Behavioral Health (HEA012, Unit 8410) Fiscal Year 2012-13 Requested Budget. Approval of this action has no impact on the County General Fund.

Prepared by: Pat Bass, Management Analyst, 4538
Approved by: Ray Bullick, Director of Health, 4526

Attachments:
Agreement is on file with Clerk of the Board