



**Health and Human Services
Agency
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLIAN
District Three
EDDIE VALERO
District Four
DENNIS TOWNSEND
District Five

AGENDA DATE: September 10, 2019

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
CONTACT PERSON: Donna Ortiz PHONE: 624-8000		

SUBJECT: Approve an Amendment to Agreement No. 28624 with Star View Behavioral Health, Inc.

REQUEST(S):
That the Board of Supervisors:

1. Approve an Amendment to Agreement No. 28624 with Star View Behavioral Health, Inc. for the provision of Community Treatment Facility and Psychiatric Health Facility beds and related mental health treatment for Tulare County Mental Health Consumers retroactive from August 1, 2018 through June 30, 2019 to add a supplemental fee for presumptive transferred youth. This agreement is retroactive due to inadvertent delays in the negotiation of terms and in receiving the new rates exhibit. It was impracticable for the Board to take action prior to August 1, 2018 due to the time needed to process, prepare, and submit the agenda item;
2. Find that the Board had authority to enter into the proposed agreement as of August 1, 2018 and that it was in the County's best interest to enter into the agreement on that date; and
3. Authorize the Chairman of the Board to sign three (3) copies of the amendment.

SUMMARY:
Tulare County Health and Human Services Agency (HHSA) contracts with Star View Behavioral Health, Inc. for Psychiatric beds in the Star View Adolescent Center Community Treatment Facility (CTF) and Psychiatric Health Facility (PHF). The CTF and PHF also provide specialty mental health treatment modalities

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including: Day Treatment Intensive, Medication Support, Mental Health Services, Therapeutic Behavioral Services, Case Management Services, and Crisis Intervention Services.

The Star View Adolescent Center is the highest level of care for Tulare County youth who are full-scope Medi-Cal beneficiaries, or have been authorized by Tulare County Resources Intensive Services Committee for admission. Additionally, all adolescents must be a dependent of the Tulare County Child Welfare Division, or a ward of Tulare County Probation Department, and unable to be maintained in any lower level group home in California. This agreement did not include a Request For Proposal process because Star View is the only CTF as well as the only Day Treatment program in California accepting new placements from Child Welfare Services and the Probation Department.

Presumptive Transfer was established by the passage of Assembly Bill 1299 (Ridley-Thomas, Chapter 603, Statutes 2016) and was enacted to provide children and youth in foster care who are placed outside their counties of original jurisdiction access to specialty mental health services (SMHS) in a timely manner, based upon their individual strengths and needs, and consistent with Early and Periodic Screening Diagnostic and Treatment requirements. California Welfare and Institutions Code Section 14717.1 requires a prompt transfer of the responsibility for the provision of, or arranging and payment for SMHS from the county of original jurisdiction to the county in which the foster child resides.

Star View Behavioral Health Inc., located in Los Angeles County, is the only facility in the State of California that provides the highly specialized service of CTF placement. Because of AB 1299 and the rates paid by Los Angeles County, Star View now requires a presumptive transfer supplemental fee for all Tulare County foster youth who are placed on a presumptive transfer at their facility. If the County refuses to pay the presumptive transfer supplemental fee, the mandate to provide children and foster youth who are placed outside of their counties of original jurisdiction access to SMHS in a timely manner, based on their individual need, will not be met.

The purpose of this amendment is to update Exhibit B-1 of the Agreement to add a presumptive transfer supplemental fee per bed, per day, for both CTF and PHF, for the provision of foster youth placed on presumptive transfer. Because of the implementation of Assembly Bill 1299, Star View requires a presumptive transfer supplemental fee for all Tulare County foster youth who are placed on a presumptive transfer.

Through this agreement with Star View Behavioral Health, Inc., one consumer was served at this facility for Fiscal Year 2018-2019.

FISCAL IMPACT/FINANCING:

There are no changes to the total dollar amount of \$300,000 of the original agreement. The budgeted costs associated with this contract were included in the

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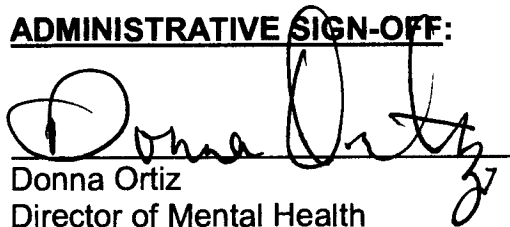
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HHSA 1222 budget, line 7052 medical providers in an amount not to exceed \$300,000 and has been included in the Fiscal Year 2018-2019 budget. This agreement is paid with local mental health realignment and State Medi-Cal billing funds. There is no additional net cost to the County General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Quality of Life initiative that encourages innovative provision of quality supportive services for at-risk adults, youth and children in state and federally mandated programs. This agreement increases the ability to fulfill that obligation by providing the highest level of care for youth who are in need of these services.

ADMINISTRATIVE SIGN-OFF:


Donna Ortiz
Director of Mental Health

cc: County Administrative Office

Attachment(s) Amendment
Letter from Star View Behavioral Health Requesting Implementation
of a Presumptive Transfer Fee

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE AN) **Resolution No.** _____
AMENDMENT TO AGREEMENT NO. 28624) **Agreement No.** _____
WITH STAR VIEW BEHAVIORAL)
HEALTH, INC.)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

* * * * *

1. Approved an Amendment to Agreement No. 28624 with Star View Behavioral Health, Inc. for the provision of Community Treatment Facility and Psychiatric Health Facility beds and related mental health treatment for Tulare County Mental Health Consumers retroactive from August 1, 2018 through June 30, 2019 to add a supplemental fee for presumptive transferred youth. This agreement is retroactive due to inadvertent delays in the negotiation of terms and in receiving the new rates exhibit. It was impracticable for the Board to take action prior to August 1, 2018 due to the time needed to process, prepare, and submit the agenda item;
2. Found that the Board had authority to enter into the proposed agreement as of August 1, 2018 and that it was in the County's best interest to enter into the agreement on that date; and
3. Authorized the Chairman of the Board to sign two (2) copies of the amendment.



Stars Behavioral Health Group

Corp Office 1501 Hughes Way Suite 150 Long Beach, CA 90810
Tel: (310) 221-6336 * Fax: (310) 221-6350 * www.starsinc.com

July 26, 2018

Re: New Star View Adolescent Center County Supplement Fee

Dear County Partner,

We at SBHG value our collaboration with you to serve California's most impacted youth at Star View Adolescent Center, the state's highest level residential treatment facility. To be able to continue this unique program, we are announcing a new supplemental fee that will apply for youth placed at the Star View Community Treatment Facility (CTF) under "presumptive transfer," where the responsibility for mental health services and funding for those services shifts to Los Angeles County.

Funding Change

- *Effective August 1, 2018*, for CTF-placed youth on presumptive transfer, we are implementing a *County Supplement* in the amount of \$90 per day. This includes days when the youth are receiving services on the Psychiatric Health Facility (PHF), as well as when they are on the CTF. We will be including the County Supplement fee in our August invoices.
- The County Supplement does not apply to youth for whom presumptive transfer is waived; there is no change to our current fees for placements with a presumptive transfer waiver.

Rationale

After a year of operating under AB 1299, this change is necessary. Since we opened our doors to counties statewide in 2005, all contracts have been *fixed rate* or another funding method that allows us to earn a surplus. Under presumptive transfer, funding by Los Angeles County does not allow for a surplus. The County Supplement amount is similar to the surplus we have historically received from counties prior to implementation of AB 1299.

This is essential to Star View for two reasons:

- Star View is part of Stars Behavioral Health Group (SBHG) which is 100% owned by its employees through an ESOP (Employee Stock Ownership Program). An ESOP functions as a retirement savings program. The SBHG Board of Directors feels this supplement is necessary under its on-going fiduciary responsibility to ensure employees do not experience a decrease in the value of this ERISA qualified retirement plan.
- It is necessary for us to maintain a prudent reserve and to cover expenses that are not covered by MediCal.

Contract Changes

For counties that want to record the County Supplement in the contract or letter of intent we have with you, a sample contract exhibit with this new fee and our overall 18/19 rates is attached.

I hope you understand the necessity to implement this change. Please let me know any questions you may have or if you wish to discuss any of this.

Kent Dunlap
President and Chief Executive Officer

Northern California Regional Office

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Alameda County

- * Stars Community Services

Los Angeles County

- * Star View Adolescent Center
- * Star View Children and Family Services
- * South Bay High School
- * Star View Community Services/TEAMMATES

Riverside County

- * Oasis Behavioral Health

San Bernardino County

- * Valley Star Crisis Residential Treatment
- * Valley Star Behavioral Health
- * Valley Star Crisis Walk-In Centers
- * One Stop TAY Center

Santa Clara County

- * Starlight Community Services

Fresno County

- * Central Star Community Services
- * Central Star Youth Psychiatric Health Facility

Sacramento County

- * Capital Star Community Services