BOARD OF SUPERVISORS



Health & Human Services Agency COUNTY OF TULARE AGENDA ITEM

KUYLER CROCKER District One

PETE VANDER POEL

AMY SHUKLIAN

EDDIE VALERO District Four

DENNIS TOWNSEND District Five

AGENDA	DATE:	January 28	2020
<u> </u>	PAIL.	January 20	, 2020

Public Hearing Required Yes N/A Scheduled Public Hearing w/Clerk Yes N/A NA

SUBJECT:

Authorize the submission of a grant application for the Pre-Trial Felony Mental Health Diversion Program

REQUEST(S):

That the Board of Supervisors:

Authorize the submission of a grant application for funding from the California Department of State Hospitals for Fiscal Years 2020/2021 through 2022/2023 in the amount of \$2,215,200 for the Pre-Trial Felony Mental Health Diversion Program.

SUMMARY:

Tulare County Health & Human Services Agency (HHSA), Mental Health Branch, intends to submit a grant application to the Department of State Hospitals (DSH) for the Pre-Trial Felony Mental Health Diversion Programs. The passage of Assembly Bill (AB) 1810 and Senate Bill (SB) 215 created a pathway for courts to authorize pre-trial diversion for individuals with serious mental health disorders who committed certain felony or misdemeanor crimes. Additionally, AB 1810 established Welfare and Institutions Code (WIC) 4361, which allows a funding opportunity for DSH to contract with counties to develop or enhance existing programs for the diversion of individuals who are arrested and jailed because of behaviors caused by their mental illness.

The intent of AB 1810 and SB 215 is to reduce the number of individuals with a serious mental health illness who are sent to State Hospitals throughout California, with the goal of helping reverse the cycle of ongoing criminal justice involvement. The Pre-Trial Felony Mental Health Diversion Programs grant provides the opportunity for justice-involved individuals charged with a felony and have a

SUBJECT: Authorize the submission of a grant application for the Pre-Trial Felony

Mental Health Diversion Program

DATE: January 28, 2020

significant mental health disorder, to receive long-term community-based treatment and additional supportive services.

In response to AB 1810, the Mental Health Branch implemented the Mental Health Diversion Program on July 1, 2019 as a pilot program. Through collaboration between the Mental Health Branch, Tulare County Superior Court, Tulare County District Attorney's Office, Tulare County Public Defender's Office, Tulare County Sherriff's Office, and Tulare County Probation, the Mental Health Diversion Program is designed to promote increased diversion of individuals with mental health disorders to mitigate the individual's entry and reentry into the criminal justice system while protecting public safety.

If awarded this grant funding, Tulare County Health & Human Services Agency, Mental Health Branch plans to expand the Mental Health Diversion Program. The DSH estimates Tulare County will serve 15 individuals through this grant. Because of the high need identified through the Mental Health Diversion pilot program, the Mental Health Branch intends to serve approximately 30 individuals. The target population for the Mental Health Diversion Program includes: Medi-Cal beneficiaries who are charged with a felony; the individual must have a qualifying mental health disorder which was a significant factor in the commission of the charged offense as opinioned by a qualified mental health expert; the individual's mental health disorder would respond to mental health treatment; and the Court determines the individual does not pose an unreasonable risk of danger to public safety if treated in the community. Throughout the treatment period, a Multi-Disciplinary Team monitors individuals for compliance and progress with the program. Individuals who are found to be out of compliance with the program or who are found to be a risk to public safety are immediately put back on calendar with the Tulare County Superior Court.

On November 5, 2019, the DSH notified counties of a funding opportunity for the Pre-Trial Felony Mental Health Diversion Programs. The Mental Health Branch submitted a Letter of Intent to the DSH on December 2, 2019 advising of the Branch's intent to submit a grant application, which is due by January 31, 2019. The Mental Health Branch is requesting approval to submit an application for the Pre-Trail Felony Mental Health Diversion Programs to the DSH. If this grant program is awarded, the Mental Health Branch will bring this item back to the Board of Supervisors for acceptance of the funds and at that time, provide a copy of the grant application and letters of support.

FISCAL IMPACT/FINANCING:

The total requested allocation for this grant program is \$2,215,200. The County will provide the required 20% matching funds of \$443,040 in the form of Realignment and Mental Health Services Act contributions, for a total budget of \$2,658,240 over three (3) years. If awarded the grant, revenues and expenditures will be included in the Fiscal Years 2020/2021, 2021/2022 and 2022/2023 budgets at \$886,080 per year including \$147,680 in matching funds. There is no additional net County cost to the General Fund.

SUBJECT: Authorize the submission of a grant application for the Pre-Trial Felony

Mental Health Diversion Program

DATE: January 28, 2020

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 grant will increase the ability to fulfill that obligation by strengthening care coordination and service delivery through collaborative efforts and partnerships throughout Tulare County.

ADMINISTRATIVE SIGN-OFF:

Donna Ortiz

Director of Mental Health

Cc: County Administrative Office

Attachment(s) Request for Application

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

IN THE MATTER OF AUTHORIZE THE SUBMISSION OF A GRANT APPLICA FOR THE PRE-TRIAL FELONY M HEALTH DIVERSION PROGRAM	ATION) Resolution No.
UPON MOTION OF SUPERVIS	OR, SECONDED BY
	_, THE FOLLOWING WAS ADOPTED BY THE
	FFICIAL MEETING HELD
, BY THE FOLLOWING VOTE:	
AYES: NOES: ABSTAIN: ABSENT:	
ATTEST:	JASON T. BRITT COUNTY ADMINISTRATIVE OFFICER/ CLERK, BOARD OF SUPERVISORS
BY:	
	Deputy Clerk
* * * * * *	* * * * * * * * * * * *

Authorized the submission of a grant application for funding from the California Department of State Hospitals for fiscal years 2020/2021 through 2022/2023 in the amount of \$2,215,200 for the Pre-Trial Felony Mental Health Diversion Program.



Request for Applications

Pre-Trial Felony Mental Health Diversion Programs

Round 3 – All Interested Counties November 5, 2019

Letter of Intent Due Date: <u>December 6, 2019</u>
To be considered for Round 3 funding, interested counties must submit an initial Letter of Intent (Attachment 1) to DSH by Friday, December 6, 2019

Final Application Due Date: January 31, 2020

For planning and technical assistance resources, please visit our webpage:

https://www.dsh.ca.gov/Treatment/DSH Diversion Program.html

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A. PURPOSE AND BACKGROUND

While allowing for local discretion and flexibility, the Department of State Hospitals (DSH) seeks to demonstrate effective alternatives to incarceration for some individuals who are arrested and jailed because of behaviors caused by their mental illness and/or conditions of homelessness. The purpose of this Request for Applications (RFA) is to provide California counties with an opportunity to develop or enhance existing programs for the diversion of individuals who have complex mental health needs through one-time funds. Potential diversion candidates are individuals who are homeless, or at high risk of being so, and who frequently interface with the criminal justice system.

Assembly Bill (AB) 1810 and Senate Bill (SB) 215 (2018) amended Penal Code (PC) Sections 1001.35-1001.36 to create a pathway for courts to authorize pre-trial diversion for individuals with serious mental disorders who committed certain felony or misdemeanor crimes. Additionally, AB 1810 established Welfare and Institutions Code (WIC) 4361 which allows a funding opportunity for DSH to contract with counties. The funds support services for a specific target population of individuals with serious mental illness who have the potential to be or are deemed Incompetent to Stand Trial (IST) on felony charges. The program outlined in WIC 4361 is known as the <u>DSH Diversion</u> funding program and one-time funds of \$100 million have been made available to support this effort over a three-year period. The text of AB 1810 and SB 215 can be referenced at the following links: <u>AB 1810</u> and SB 215.

The Round 3 RFA opportunity will award undistributed funds available following the first two funding rounds allocated to counties. In the initial Round 1 funding opportunity released on October 31, 2018, funding was set aside for the following "Top 15" counties: Alameda, Contra Costa, Fresno, Kern, Los Angeles, Riverside, Sacramento, San Bernardino, San Diego, San Joaquin, Santa Barbara, Santa Clara, Solano, Sonoma, and Stanislaus. Through the Round 2 RFA process, released on December 31, 2018, funding was awarded to the following counties: Del Norte, Marin, Placer, San Francisco, San Luis Obispo, Santa Cruz, and Yolo. As there is a limited amount of funds available for distribution in Round 3 of the DSH Diversion funding program, DSH will award these funds on a competitive basis to counties not already receiving funding from DSH.

The application process for Round 3 funding is a two-part process:

- Part 1: Letter of Intent to Apply: For counties to be considered for DSH Diversion Round 3 funding, a Letter of Intent must be received by DSH no later than <u>Friday</u>, <u>December 6, 2019</u>. See Attachment 1 for the Letter of Intent form and more information.
- Part 2: Narrative Application and Budget Detail: More information about the narrative application and budget detail requirements are referenced in Section F. APPLICATION REQUIREMENTS and Attachment 2. The narrative application and budget detail must be received by DSH no later than <u>Friday</u>, <u>January 31</u>, <u>2020</u>.

B. QUESTIONS AND CONTACT INFORMATION

- 1. Questions, including clarification about this RFA, Letters of Intent, or any other related correspondence related to the DSH Diversion funding opportunity should be sent to DSHDiversion@dsh.ca.gov.
- 2. In coordination with the two-part application process, DSH is providing multiple opportunities for counties to submit questions and receive responses. The first session is before the Letter of Intent to Apply due date of December 6, 2019; and a second session before the Narrative Applications due date of January 31, 2020. The first session is intended to provide an opportunity for counties to make an informed decision on whether to submit a letter of intent to apply for funding. DSH will respond to questions sent to <u>DSHDiversion@dsh.ca.gov</u> on a flow basis and release a summary of all questions and answers for all to view by the final date reflected below in Section D. KEY DATES.

C. ELIGIBILITY FOR FUNDING

- 1. California counties are eligible to apply for DSH Diversion funding.
- 2. Round 3 funding is not available to the following counties: Alameda, Contra Costa, Del Norte, Fresno, Kern, Los Angeles, Marin, Placer, Riverside, Sacramento, San Bernardino, San Diego, San Francisco, San Joaquin, San Luis Obispo, Santa Barbara, Santa Clara, Santa Cruz, Solano, Sonoma, Stanislaus and Yolo.
- 3. Two or more counties may jointly work together, known as a county-collaborative, to submit one application for funding. One of the participating counties must be identified as the lead county for DSH Diversion contract and fund management.

D. KEY DATES

Below is the tentative time schedule for Round 3. If DSH finds a need to adjust the timelines referenced below, an addendum will be issued announcing the alternate dates.

Event	Date
RFA Released	11/5/2019
Initial Questions Due – Session 1	11/15/2019
Final Date for DSH Responses to Initial Questions – Session 1	11/20/2019
Last Day to submit Attachment 1, Letter of Intent to Apply	12/6/2019
Last day to submit written questions before Application Due Date – Session 2	12/27/2019
Final Date for DSH Responses to Questions – Session 2	1/3/2020
Last Day to submit Applications	1/31/2020
Projects Selected (Timeframe contingent on number of applications received by DSH)	30-60 days from due date
Proposed Start Date of Agreement and Release of Funding	July 1, 2020

E. PROJECT OVERVIEW

Refer to ATTACHMENT 2, PROJECT OVERVIEW for more information to assist counties with the scope of work, target population to be served and funding information.

F. APPLICATION REQUIREMENTS

1. General Instructions

- a) The application process for funding is a two-part process:
 - Part 1 Letter of Intent to Apply: For counties to be considered for DSH Diversion Round 2 funding, a Letter of Intent (Attachment 1) must be received by DSH no later than <u>December 6, 2019</u>. More information, including submission instructions are referenced on Attachment 1.
 - Part 2 Narrative Application and Budget Detail: After a Letter of Intent is received and accepted by DSH, applicant counties will be required to submit a Narrative Application and Budget Detail in accordance with Section F. APPLICATION REQUIREMENTS. Narrative Applications must be received by DSH no later than 5:00 p.m. on January 31, 2020. Physical submission instructions are referenced below in section F2. Narrative Application Format Requirements and Physical Submission.
- b) Each county or county-collaborative must designate <u>one</u> organization to serve as the "lead entity" that will enter into a contract with DSH to receive funding on behalf of the county. The county organization must be legally considered a local/county entity. Local Superior Courts are considered state entities and are therefore, not eligible to contract with DSH for purposes of receiving Diversion funding.
- c) Each county or county-collaborative may only submit one application consistent with the requirements outlined in this document.
- d) Board of Supervisors (BOS) approval is not required to submit a Letter of Intent. However, counties are encouraged to engage their BOS early in the process to the extent that BOS approval is necessary in each county.

2. Narrative Application Format Requirements and Physical Submission

- a) Format Requirements for Narrative Application:
 - 1) Use one-inch margins at the top, bottom, and both sides.
 - 2) Use the following font guidelines: Arial in a size of not less than 11 points.
 - 3) Clearly separate and identify each section of the application by using tab dividers, labeled with the name of each section.
 - 4) Sequentially paginate the pages in each section.

b) Physical Submission of Narrative Application:

- Include all required components of the narrative application as outlined below in F3, Application Content Requirements.
- 2) In preparing an application response, all narrative portions should be straightforward, detailed and concise. DSH will determine the responsiveness of an application by its quality, not its volume, packaging or displays. Be sure to keep to the page limitations as set forth. DSH will not count any information contained on pages past the set limits.
- 3) One hardcopy application must be submitted via Mail Delivery, Hand Delivery, or Overnight Delivery to the DSH no later than <u>5:00 p.m. on January 31, 2020.</u> The package must be plainly marked with the RFA title as shown in the following example:

RFA Submission
Pre-Trial Felony Mental Health Diversion Programs
Forensic Services Division
Department of State Hospitals
1600 9th Street, Room 410
Sacramento, CA 95814

4) Please ensure the narrative application and budget detail are submitted and clearly marked. In addition, **one electronic copy** of the narrative application and budget detail must be emailed to DSHDiversion@dsh.ca.gov or submitted with the physical package on a USB.

3. Application Content Requirements

This section specifies the order and content of each application.

Refer to Attachment 2 PROJECT OVERVIEW for more details on the target population and scope of services, and other information to consider when preparing the application. Applications must conform to the page limitations. Assemble the materials in the following order:

a) Cover Page to Narrative Application:

The narrative application must include a cover page. The cover page must include the name of the County, Lead Entity along with point of contact information for the individual(s) representing the Lead Entity. Point of contact information shall include the name and title of representative(s), phone number, physical office address and email address.

b) Executive Summary Section

This section must not exceed **two pages** in length.

The county applicant must provide a summary of how the county intends to utilize DSH Diversion funding to either 1) expand or adapt current diversion programs to serve individuals who have significant mental health challenges and who are justice-involved and are found or at risk to be found IST on felony charges or 2) develop new pre-trial diversion programs across a continuum of care settings for individuals who have significant mental health challenges who are justice-involved and are found or at risk to be found IST on felony charges.

The Executive Summary should clearly reflect an understanding of the population to be served and must identify the total estimated number of unduplicated clients to be served over a 3-year period and the total funds requested.

c) Lead Entity Section

This section must not exceed **one page** in length.

Briefly describe why the Lead Entity identified was selected to manage the DSH Diversion funding contract. Describe how the Lead Entity will coordinate with the different partners involved in supporting clients considered for and/or participating in the diversion program.

d) Collaborative Partners Section

This section must not exceed two pages in length.

- Provide a list of local/county partners involved in the planning and implementation process. Identify specific organizations, names and titles of collaborative partners.
- 2) Provide a brief description of activities undertaken by the collaborative partners to support the planning and implementation of pre-trial mental health diversion programs.
- 3) Describe of how the proposed diversion plan builds on existing system-planning efforts (e.g., Community Corrections Partnership, Mental Health Services Act Plan, Stepping Up Initiative, Criminal Justice/Mental Health Task Force, etc.) and addresses identified gaps.

e) Description of Proposed Local Diversion Plan Section

This section must not exceed eight pages in length.

Describe the key components of your planned diversion program, including but not limited to:

- 1) How appropriate individuals will be identified (referred, screened, evaluated) as prospective clients.
- 2) The type of treatment and support services clients will receive including any treatment services provided in jail prior transfer to the community. If existing programs/services will be leveraged to provide diversion services, identify the programs/services and funding source.

- 3) Description of the housing continuum that will be utilized by the county to support program clients and how clients will move through that continuum.
- 4) The estimated number of unduplicated clients that could be served by your diversion plan on an annual basis.
- 5) The estimated average length of stay for clients served by the diversion program after transfer from jail to the community.
- 6) How clients will be connected to ongoing services in the community after they have completed the diversion program.
- 7) Depiction (i.e. flow chart) of the process flow for participating clients from identification to completion of diversion program and referral to ongoing community services.
- 8) Refer to Attachment 2, PROGRAM OVERVIEW for information and resources to consider including when developing the narrative portions of the application.

f) Data and Outcomes Reporting Section

This section must not exceed two pages in length.

County applicants who enter into a contract with DSH will be required to report data and outcomes to the DSH for all diversion program participants. At a minimum, contracted counties will be required to report on the data elements referenced on ATTACHMENT 2, PROJECT OVERVIEW.

Document your plan for collecting and reporting on required data elements and the frequency by which client-specific demographics, including mental disorder diagnoses and felony charges can be reported. As part of your plan, identify the role of person(s) within the program who will be responsible for collecting and reporting required data elements.

Document any other plans to track additional data elements, measure outcomes or evaluate the effectiveness of this program outside the scope of DSH minimum requirements.

g) Management Plan Section

This section must not exceed three pages in length.

- 1) Describe how the County will effectively coordinate, manage, and monitor the efforts of the local diversion program.
- 2) Describe the fiscal reporting and monitoring process that will be employed to ensure contract funds are managed responsibly.
- 3) At a minimum, participating counties will be required to report matching contributions every 6 months during the term of the contract funding period using the format available to the county and agreed to by DSH. Describe how the county's required cash and/or in-kind match will be tracked and reported to DSH.

- 4) Describe any potential barriers to successfully implementing and managing your diversion plan.
- 5) Describe your plan for leveraging this funding opportunity to inform post-contract sustainability.

h) Program Implementation Timeline

This section must not exceed one page in length.

Provide a description of the program implementation timeline including key milestones supporting the plan outlined in response to section 3d, <u>Description of Proposed Local Diversion Plan</u>.

Timeline should demonstrate county's readiness to implement a program starting July 1, 2020 including obtaining county stakeholder approvals of the DSH Diversion contract.

i) Key Personnel

This section must not exceed **three pages** in length.

The Applicant must provide information regarding their proposed staffing plan and identify any subcontractors that are planned to assist in accomplishing the scope of services. Provide detailed information that includes, at a minimum, the following components:

- 1) Summary of recruitment strategy and timeline for hiring and/or contracting for staff resources.
- 2) Brief description of the service category/function to be performed by each proposed position (i.e. Assertive Community Treatment Team, Peer Support, etc.). Include the classification or discipline (i.e. social worker, psychologist, etc) that will be used.
- 3) Proposed time base for each position. If part time, identify the percentage of time worked.
- 4) Identify if existing personnel (civil service or contracted staff) are being redirected towards this effort.

i) Proposed Budget Detail

This section must not exceed four pages in length.

1) All applications must submit a proposed annual line-item budget over a 3year term supporting the activities and key personnel addressed in the description of the proposed local diversion plan.

- 2) The proposed budget must clearly identify the amount of DSH Diversion funds being requested and restate the total estimated number of clients to be served by the program. If the amount of DSH Diversion funds proposed exceeds the benchmark funding identified for each county referenced on Attachment 3, provide a justification of why the costs are higher than amounts provided.
- 3) Assuming other funding sources such as Medi-Cal will be leveraged, clearly identify the portions of the total budget that will be supported by the other funding sources used to support program costs.
- 4) Required Matching Funds: Identify the portion of the budget that will be used to apply towards the required 10-20% match. Identify if the match is cash or in-kind, the amount of the match by type and funding source. State funds may not be used towards required match contributions. The funding sources must be local/county funds. In addition, any federal financial participation drawn with DSH Diversion Funds may not be applied towards required county match contributions.

k) Letters of Support

The application package must include signed Letters of Support from all county stakeholders participating in the county progam and planning team including but not limited to:

- The County Superior Court representative
- The County District Attorney's Office
- The County Public Defender's Office
- The County Administrator/Executive's Office
- The County Behavioral Health Department/Agency

G. EVALUATION AND SELECTION

A multiple stage evaluation process will be used to review and/or score narrative applications. DSH will reject any application that is found to be nonresponsive at any stage of evaluation.

1. Stage 1 – Administrative Review

DSH will conduct an administrative review in accordance with the RFA requirements to determine an applicant's responsiveness. Each application will be checked for completeness and/or absence of all required information. During the review period, if an item is unclear or needs further clarification, applicants may be requested to provide additional documentation.

<u>Definition and Determination of Responsive Applicants</u>

A responsive applicant is one who submits a proposal that meets all the submission requirements stated in this RFA. Each application will first be reviewed to determine

whether the applicant is responsive. This includes, but is not limited to, ensuring that the proposal was received by the date and time specified; that the proposal contains all the required documents; and that the proposal meets the format requirements specified.

2. Stage 2 – Narrative Application and Proposed Budget Evaluation

Evaluators will review, evaluate and numerically score applications based on each narrative application's adequacy, thoroughness, and the degree to which it complies with the RFA requirements.

DSH will use the following scoring system to assign points. Section H outlines the considerations that raters may take into account when assigning individual points to a narrative application.

Maximum Points	Interpretation	General basis for point assignment
0	Inadequate	Applicant does not include a response and/or supporting information for the requirement(s) or does not commit to meet the RFA requirement(s).
5	Barely Adequate	Response and/or supporting information just meets the RFA requirement(s) and/or the information is unclear. Response provides very minimal descriptive information to support the Applicant's claim that they understand and intend to meet the requirement(s). Response is lacking information, lacking depth or breadth or lacking facts and/or details.
10	Adequate	Response and/or supporting information meets the basic RFA requirement(s) and demonstrates an understanding of, and the ability and intent to meet the requirement(s). There may be omission(s), flaw(s) and/or defect(s) but they are inconsequential and acceptable.
15	More than Adequate	Response and/or supporting information demonstrates a thorough, detailed and complete understanding of the requirement(s), demonstrates the ability and intent to meet the requirement(s), provides evidence of current ability to comply, and/or provides detailed plans or methodologies to further assure compliance with the requirement(s). The response is not considered excellent or outstanding but is above average and has no flaw(s), omission(s) or defect(s).
20	Excellent or Outstanding	Response and/or supporting information demonstrates a thorough, detailed and complete understanding of the requirement(s). Response demonstrates the ability and intent to exceed the requirement(s), provides evidence of current ability to comply, and proposes detailed plans or methodologies that further assure how the requirement(s) will be exceeded.

Below are the point values for each rating category that will be scored. Maximum point values for each category align to the rating factors described below in Section H. Narrative Application Rating Factors. Applications will be scored on a scale of 0 to 400 points, as follows:

Narrative Rating Category	Total Points
Application Packet Completeness	20
Executive Summary	40
Lead Entity	20
Collaborative Partners	40
Proposed Local Diversion Program	120
Data and Outcomes	20
Management Plan	40
Program Implementation	20
Key Personnel	40
Proposed Budget	40
Total Points Possible	400

NARRATIVE APPLICATION RATING FACTORS H.

Raters will use the following criteria to score the narrative applications. Each numerical factor displayed in the sections below are valued at a maximum of 20 points in accordance with the scoring system referenced in Section G2, Stage 2 - Narrative Application and Proposed Budget Evaluation.

Complete Application Package				
1.0	Rating	Fact	ors	
Are all required elements of the formatting and length requireme		tion p	ackage	provided and do they meet the
Score (1 factor x 20 max points)		.' .	S. A. S.	Possible Points - 20

Executive Summary Section

Rating Factors 1. To what extent does the application provide a brief overview of the proposed

diversion plan and how well is the plan described? 2. How well does the application reflect an understanding of the population to be served, identify total estimated number of clients to be served over a 3-year period, and

Score (2 factors x 20 max points)

Possible Points - 40

Lead Entity Section

total funds requested?

Rating Factors

1. To what extent does the applicant describe why the Lead Entity was selected to the manage the DSH Diversion funding contract and how the Lead Entity will coordinate with the different partners involved in the diversion program.

Score (1 factor x 20 max points)

Possible Points - 20

Collaborative Partners Section

Rating Factors

- 1. To what extent are the key local behavioral health and criminal justice partners represented in the planning and implementation process for the local diversion program? Are specific organizations, names and titles of collaborative partners referenced?
- 2. To what extent are the activities undertaken by the collaborative partners to support the proposed diversion program described and how do these activities support the planning and implementation process? To what extent does the application describe how the proposed diversion plan builds on existing system-planning efforts (e.g., Community Corrections Partnership, etc.) and addresses identified gaps?

Score (2 factors x 20 max points)

Possible Points - 40

Description of Proposed Local Diversion Plan Section

Rating Factors

- 1. To what extent does the applicant describe the plan to initially screen and refer potential clients for diversion, post-booking on a felony charge?
 - o How will potentially eligible individuals be identified and referred?
 - o Who will identify and refer potentially eligible individuals?
 - o When in the process will the referral take place?
 - o What sort of screening will be used to identify potential mental health needs?
 - o What assessments/process will be used to confirm the primary mental disorder aligns to the required criteria for the target population?
 - How many individuals will be referred on a monthly or annual basis?
- 2. To what extent does the applicant describe the plan to evaluate the client for diversion program participation?
 - o Who will be performing the evaluation?
 - o How will the relationship of the mental disorder and/or homelessness to the arresting offense be determined, and by whom?
 - o How will dangerousness to the community be evaluated, including a detailed description of any assessments used to make this determination and the qualifications of the individuals performing these assessments? This evaluation cannot be based exclusively on severity of arresting offense.
 - o How many individuals will be evaluated on a monthly or annual basis?
- 3. To what extent does the applicant describe the process for authorizing diversion program participation?
 - o Is a diversion plan, with scope of treatment services, terms and conditions for each client developed for presentation to the court?
 - Who develops the diversion plan?
 - How does the proposed diversion plan match services to the needs of the individual? Will this be performed by a structured risk/needs assessment? If so, describe the assessment, including its validity and reliability.
 - o Who are the stakeholders involved in approving the diversion plan?
 - How often will the plan be reviewed with the client and his/her treatment providers and criminal justice partners?

- 4. To what extent does the applicant describe the treatment and support services that will be provided to diversion clients?
 - Will treatment in jail be provided diversion program participants are awaiting entry into community treatment?
 - What are the range of services proposed to be provided to individuals admitted into the diversion program?
 - What kinds of wraparound services will be offered? How will these services be delivered, and by whom? Was a description provided for each wraparound service that will be offered?
 - What is the proposed continuum of treatment settings, including the specific type of housing proposed, the types of services that will be delivered for each level of care, and by whom?
- 5. To what extent does the applicant describe other key components of the county's proposed diversion plan?
 - o What are the proposed plans/methods for engaging clients in treatment?
 - How and how often will diversion clients be monitored for adherence to terms and conditions of participation?
 - o Is a depiction of the <u>process flow</u> for participating clients from identification to completion of the diversion program included in application?
 - o What is the estimated number of unduplicated clients that could be served by the diversion plan on an annual basis and over the term of the agreement with DSH?
 - What is the estimated average length of stay for clients served by the proposed diversion program after transferred from jail to the community?
- 6. To what extent does the applicant describe the proposed plan for connecting diversion clients to ongoing services in the community after they have completed the diversion program?
 - What services and/or programs will be made available to clients after diversion participation is complete?
 - To what extent does the applicant describe or depict the <u>process flow</u> for referral to ongoing community services?

Score (6 factors x 20 max points)

Possible Points - 120

Data and Outcomes Reporting Section

Rating Factors

- 1. To what extent does the applicant document the plan for collecting and reporting on required data elements?
 - Does the applicant identify the proposed frequency of data collection and reporting and the role of the person(s) who will be responsible for collecting and reporting required data elements?

Score (1 factor x 20 max points)

Possible Points - 20

Management Plan Section

Rating Factors

- 1. To what extent does the application describe how the county will effectively coordinate, manage, and monitor the efforts of the local diversion program? To what extent does the application describe the fiscal reporting and monitoring process that will be employed to ensure contract funds are managed responsibly? To what extent does the application describe how the county's required cash and/or in-kind match will be tracked and reported to DSH?
- 2. To what extent does the application describe potential barriers to successfully implementing and managing the proposed diversion plan? To what extent does the applicant describe how this funding opportunity will be used to inform post-contract sustainability?

Score (2 factors x 20 max points)

Possible Points - 40

Program Implementation Timeline Section

Rating Factors

1. To what extent does the application describe the program implementation timeline including key milestones supporting the plan outlined in response to section 3d, Description of Proposed Local Diversion Plan?

Score (1 factor x 20 max points)

Possible Points - 20

Key Personnel Section

Rating Factors

- 1. To what extent does the application provide information regarding the recruitment strategy and timeline for hiring and/or contracting for staff resources?
- 2. To what extent does the application provide a brief description of the service category/function to be performed by each proposed position and reference the classification or discipline that will be used? Is the proposed time base for each position referenced?

Score (2 factors x 20 max points)

Possible Points - 40

Budget Section

Rating Factors

- 1. To what extent does the application include a proposed three-year budget supporting the activities and key personnel addressed in the description of the proposed local diversion plan?
 - Are all funding sources that will be used to support the proposed diversion plan clearly identified? Is the amount of DSH Diversion funds requested clearly identified?
 - Does the application clearly identify the amount, type (cash or in-kind), and source of matching funds that will be applied to the diversion program?
 - Are all major expenditure categories (personal services, treatment and wraparound services, overhead, etc.) included with sufficient detail to understand county spending plan?
 - o Do the numbers add up correctly?

2. To what extent does the proposed amount of DSH Diversion funds requested align to the benchmark costs identified for the county? (Refer to Attachment 3). If funds requested exceed benchmark costs, to what extent does the application justify the increased cost?

Score (2 factors x 20 max points)

Possible Points - 40



December 2, 2019

RFA Submission
Pre-Trial Felony Mental Health Diversion Programs
Forensic Services Division
Department of State Hospitals
1600 9th Street, Room 410
Sacramento, CA 95814

RE: Letter of Intent to Apply for the Pre-Trial Felony Mental Health Diversion Round 3 Funding

To Whom It may Concern:

Tulare County Health and Human Services Agency (TCHHSA) submits this Letter of Intent to apply for the Pre-Trail Felony Mental Health Diversion Program round 3 funding opportunity. TCHHSA is committed to serving the needs of Tulare County's most vulnerable populations. We look forward to partnering with you to expand our pilot Pre-Trial Diversion Program. With this grant opportunity we will enhance treatment to those who are justice involved, and have significant behavioral health conditions within Tulare County.

Sincerely,

Natalie Bolin, LCSW

Deputy Director of Clinical Services

Matalia Bili, Losn

Tulare County Health and Human Services Agency

5957 South Mooney Blvd

Visalia, Ca 93277

(559) 624-7445

NBolin@tularehhsa.org

ATTACHMENT 1 COUNTY LETTER OF INTENT TO APPLY FOR FUNDING Pre-Trial Felony Mental Health Diversion Programs

Please complete this attachment and submit via email to <u>DSHDiversion@dsh.ca.gov</u> no later than the due date referenced below. For counties to be considered for DSH Diversion Round 3 funding, a Letter of Intent (Attachment 1) must be received by DSH.

Due Date - Round 3: Friday, December 6, 2018

1. Name of Person Submitting Letter of Intent: Natalie Bolin, LCSW

Deputy Director Clinical Services

County Name: Tulare County Mental Health Branch

Contact Number: (559) 624-7445 Email Address: NBolin@tularehhsa.org

2. Lead Entity (Organization) Information if known at this stage in application process

Name of Lead Entity: Tulare County Mental Health Branch

Lead Entity Address: 520 E. Tulare Ave., Visalia, CA 93292

Name of primary contact person: Alisa Huff, Psy.D. Lead Psychologist

Primary contact phone number: (559) 623-0900 Email Address: ahuff@tularehhsa.org

- 3. **Technical Assistance:** What type of technical assistance will be useful to achieve success? Check all that apply:
 - ☐ a. Planning support
 - ☐ b. Implementation support
 - ☑ c. Information on appropriate treatment and support services for this population
 - ☑ d. Assistance with data collection for reporting requirements
 - ☐ e. Other (please specify):

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Due Date - Round 3: Friday, December 6, 2018

טע	e Date – Round 3. <u>Friday, December 6, 2016</u>
1.	Name of Person Submitting Letter of Intent: Natalie Bolin, LCSW Deputy Director Clinical Services
	County Name: Tulare County Mental Health Branch
	Contact Number: (559) 624-7445 Email Address: NBolin@tularehhsa.org
2.	Lead Entity (Organization) Information if known at this stage in application process
	Name of Lead Entity: Tulare County Mental Health Branch
	Lead Entity Address: 520 E. Tulare Ave., Visalia, CA 93292
	Name of primary contact person: Alisa Huff, Psy.D. Lead Psychologist
	Primary contact phone number: (559) 623-0900 Email Address: ahuff@tularehhsa.org
3.	Technical Assistance: What type of technical assistance will be useful to achieve success? Check all that apply:
	 □ a. Planning support □ b. Implementation support ⋈ c. Information on appropriate treatment and support services for this population

☑ d. Assistance with data collection for reporting requirements

☐ e. Other (please specify):

ATTACHMENT 2 PROJECT OVERVIEW Pre-Trial Felony Mental Health Diversion Programs

This is a funding opportunity to help assist with either 1) expanding or adapting current programs, or 2) developing new pre-trial diversion programs across a continuum of care settings for individuals who have significant mental health challenges who are justice-involved and are found or at risk to be found Incompetent to Stand Trial (IST) on felony charges. Counties are encouraged to leverage all available funding sources, as appropriate.

A. COLLABORATIVE PLANNING & IMPLEMENTATION

Participating counties must demonstrate a collaborative planning and implementation process among the local partners with a vested interested in serving the target population such as local behavioral health and criminal justice partners. This may be a Community Corrections Partnership, Stepping Up initiative task force, or other cross-system collaborative with leadership commitment. Potential members should include but are not limited to county behavioral health, community-based treatment providers, hospitals, housing administrators/providers, courts, prosecutors, public defenders, sheriff, probation, and county administration.

B. TARGET POPULATION

While the authorized legislation clarifies the goal of demonstrating the potential to reduce the number of felony IST referrals to DSH, the greater benefit to the individuals who are deemed appropriate to participate in the diversion program, is the connection to long-term community-based treatment and supportive services. Ultimately, the goal is to help reverse the cycle of ongoing criminal justice involvement. The target population to be served includes individuals at risk of being or deemed IST on a felony charge who meet all the following criteria:

- a. Individuals diagnosed with schizophrenia, schizoaffective disorder, or bipolar disorder, and
- b. Where there is a significant relationship between the individual's mental illness and the charged offense, or conditions of homelessness and the charged offense, and
- c. Who do not pose an unreasonable risk of danger to public safety if treated in the community.

The authorization for the DSH Diversion funding opportunity established a goal of demonstrating the potential to reduce felony IST referrals to DSH by 20% to 30% as compared to Fiscal Year (FY) 2016-17. At the high end, DSH's overall target population equates to a total of 700 clients.

As part of the application requirements, counties will be required to <u>estimate the number of</u> <u>clients that could be served</u> through the proposed use of DSH diversion funds.

To assist you with planning, population targets (number of potential clients) that fall within the 20% to 30% range for each county are referenced on Attachment 3. This information is to be used as a benchmark for planning and a factor used to estimate the distribution of available funding. These population targets represent the total number of clients to be served over the three years of the pilot program.

C. FUNDING INFORMATION

- 1. Funding will be provided through a contractual agreement between the county and DSH.
- 2. The average funding available is approximately \$142,000 total per client. Like the population targets, the average cost per client information is to be used by counties as a benchmark for program planning.
- 3. DSH cannot guarantee funding will be awarded at the level to support the 20% to 30% target population identified due to the amount of funding available.
- 4. Required Match of County Funds: Participating counties must demonstrate a 20% match of county funds towards the total DSH Diversion funds allocated. Small counties must demonstrate a 10% match of county funds. A small county is defined as a county with a population of 200,000 or less based on the most recent available estimates of population data determined by the Population Research Unit of the Department of Finance. The county match may be provided in the form of cash, in-kind match, or a combination thereof. The funds shall not be used to supplant existing services or services reimbursable from an available source, but rather to expand upon them or support new services for which existing reimbursement may be limited.

Up to 5% of the required county match may be met through county administrative costs associated with program development and reporting and evaluation activities for the diversion program.

D. SCOPE OF WORK CONSIDERATIONS

The information below is intended as a guide for counties on the type of information DSH will be looking for when reviewing proposed local diversion plans¹ and use of funds. References in the footnotes are provided for additional background and examples.

1. Identification of Potential Clients – Referral, Screening, Evaluation Considerations

- o How will individuals be identified post-booking for potential program participation:
 - o Who will be tasked with identifying potentially eligible individuals?
 - o When in the process will the referral take place?
 - o How will potentially eligible individuals be identified?
 - What sort of screening will be used to identify potential mental health needs?²

¹ For an overview of post-booking diversion, see *Improving Responses to People with Mental Illnesses at the Pretrial Stage: Essential Elements* developed by the Council of State Governments Justice Center, available online at: https://csgjusticecenter.org/wp-

content/uploads/2015/09/Improving Responses to People with Mental Illnesses at the Pretrial Stage Essential Elements.pdf

² For more information on mental health screening, see *In Focus: Implementing Mental Health Screening and Assessment* developed by the Stepping Up initiative, available online at: https://stepuptogether.org/wp-content/uploads/In-Focus-MH-Screening-Assessment-7.31.18-FINAL.pdf For a comprehensive discussion of available screening and assessment tools for mental health and substance use treatment need in the

- o What assessments/process will be used to confirm the primary mental disorder aligns to the required criteria for the target population?
- How many individuals will be referred on a monthly or annual basis?
- How will individuals be evaluated for diversion program eligibility?
 - o Who will be performing the evaluation?
 - o How will the relationship of the mental disorder and/or homelessness to the arresting offense be determined, and by whom?
 - o How will dangerousness to the community be evaluated, including a detailed description of any assessments used to make this determination and the qualifications of the individuals performing these assessments? This evaluation cannot be based exclusively on severity of arresting offense.
 - o When in the process will the evaluation be conducted?
 - o How many individuals will be evaluated on a monthly or annual basis?
- o What is the process for authorizing diversion program participation?
 - o Is a diversion plan, with scope of services, terms and conditions for each client developed for presentation to the court?
 - o Who develops the diversion plan?
 - How does the proposed diversion plan match services to the needs of the client? Will this be performed by a structured risk/needs assessment? If so, describe the assessment, including its validity and reliability.³
 - Who are the stakeholders involved in approving the diversion plan?
 - o How often will the plan be reviewed with the client and his/her treatment providers and criminal justice partners?

2. Treatment and Support Services Considerations

- Will treatment in jail be provided to diversion clients awaiting entry into community treatment?
 - o Is there an existing jail mental health services program?
 - o If there is no existing program, how will mental health services be provided? (i.e. will contract with county behavioral health or private provider)
 - What is the nature of the relationship between the proposed diversion program and jail mental health services?
 - o What is the estimated number of clients who will receive in-jail mental health treatment on an annual basis?

criminal justice system, see Substance Abuse and Mental Health Services Administration. Screening and Assessment of Co-occurring Disorders in the Justice System. HHS Publication No. (SMA)-15-4930. Rockville, MD: Substance Abuse and Mental Health Services Administration, 2015., available online at: https://store.samhsa.gov/system/files/sma15-4930.pdf

³ For more information on developing collaborative case plans for individuals with behavioral health needs involved with the criminal justice system, see "Collaborative Comprehensive Case Plans" developed for the National Reentry Resource Center, available online at: https://csgjusticecenter.org/nrrc/collaborative-comprehensive-case-plans/#what-are-cccps.

- What are the range of services proposed to be provided to individuals admitted into the diversion program?
 - o What are the proposed plans/methods for engaging clients in treatment?
 - What kinds of wraparound services will be offered? How will these services be delivered, and by whom? Examples of wraparound services that may be provided include but are not limited to the list below. Provide a description for each wraparound service that will be offered:
 - Assertive community treatment
 - Substance use treatment
 - Vocational training
 - Intensive case management
 - Criminal justice coordination
 - Peer support
 - Crisis services
 - Supportive housing
 - Other wraparound service: provide service title and description
 - How and how often will diversion clients be monitored for adherence to terms and conditions of participation?
 - o What is the estimated number of unduplicated clients who will receive diversion services in the community on an annual basis?
 - What is the estimated average length of stay for clients served by the proposed diversion program?
- What is the proposed continuum of treatment settings, including the type of housing proposed, the types of services that will be delivered for each level of care, and by whom. Examples of treatment settings include:
 - o Inpatient psychiatric services
 - o Locked Institutes of Mental Disease (IMDs)
 - o Crisis residential services
 - Supportive housing
- What is the proposed plan for transferring clients into treatment within existing community services upon successfully completing diversion?
 - What services and/or programs will be made available to clients after diversion participation is complete?

E. DATA AND OUTCOMES REPORTING

Proposers who enter into a contract with the DSH will be required to report data and outcomes to the DSH for all diversion program participants. The DSH may specify the reporting format or modify, reduce, or add data elements or outcome measures as needed to provide for reporting of effective data and outcome measures. For purposes of this program, DSH is a Healthcare Oversight Agency per HIPAA rules and as such is authorized to collect this data (Departmental Letter 19-001). This information shall be confidential and shall not be open to public inspection. At a minimum, contracted counties will report on the following data elements:

- 1. The number of individuals that the court ordered to post-booking diversion and the length of time for which the defendant has been ordered to diversion.
- 2. The number of individuals originally declared IST on felony charges that the court ultimately ordered to diversion.
- 3. The number of individuals participating in diversion.
- 4. The name, social security number, date of birth, and demographics of each individual participating in diversion.
- 5. The length of time in diversion for each participating individual.
- 6. The types of services and supports provided to each individual participating in diversion.
- 7. The number of days each individual was in jail prior to placement in diversion.
- 8. The number of days that each individual spent in each level of care facility.
- 9. The diagnoses of each individual participating in diversion.
- 10. The nature of the charges for each individual participating in diversion.
- 11. The number of individuals who completed diversion.
- 12. The name, social security number, and birthdate of each individual who did not complete diversion and the reasons for not completing diversion.
- 13. The California Information and Identification Number (CII) for each individual participating in diversion.

ATTACHMENT 3 PRE-TRIAL FELONY MENTAL HEALTH DIVERSION PROGRAMS Population Targets By County and Potential (Benchmark) Funding Allocation

Instructions: To assist with planning, the population targets (number of potential clients) that fall within the 20-30% range for each county are referenced below. This information is to be used as a benchmark for planning and a factor used to estimate the distribution of potential funding, also referenced below. The potential funding displayed below is not guaranteed to all counties.

	POPULATION TARGETS			POTENTIAL FUNDING		
		High End @		Low End @ 20%	High End @ 30%	
Counties	FIST Referrals	20%	30%		LOW LIIU (@ 2078	riigii Liid (@ 30 %
Alpine	0	0.0	0.0			
Amador	3	0.6	0.9		\$85,200	\$127,800
Butte	30	6.0	9.0		\$852,000	\$1,278,000
Calaveras	8	1.6	2.4	1	\$227,200	\$340,800
Colusa	2	0.4	0.6		\$56,800	\$85,200
El Dorado	10	2.0	3.0	1	\$284,000	\$426,000
Glenn	6	1.2	1.8		\$170,400	\$255,600
Humboldt	23	4.6	6.9		\$653,200	\$979,800
Imperial	15	3.0	4.5		\$426,000	\$639,000
Inyo	1	0.2	0.3		\$28,400	\$42,600
Kings	35	7.0	10.5		\$994,000	\$1,491,000
Lake	26	5.2	7.8		\$738,400	\$1,107,600
Lassen	0	0.0	0.0		·	
Madera	27	5.4	8.1		\$766,800	\$1,150,200
Mariposa	0	0.0	0.0			
Mendocino	13	2.6	3.9		\$369,200	\$553,800
Merced	45	9.0	13.5		\$1,278,000	\$1,917,000
Modoc	0	0.0	0.0			
Mono	0	0.0	0.0			
Monterey	39	7.8	11.7		\$1,107,600	\$1,661,400
Napa	20	4.0	6.0		\$568,000	\$852,000
Nevada	6	1.2	1.8		\$170,400	\$255,600
Orange	55	11.0	16.5		\$1,562,000	\$2,343,000
Plumas	0	0.0	0.0			
San Benito	10	2.0	3.0		\$284,000	\$426,000
San Mateo	42	8.4	12.6		\$1,192,800	\$1,789,200
Shasta	26	5.2	7.8		\$738,400	\$1,107,600
Sierra	0	0.0	0.0			
Siskiyou	6	1.2	1.8		\$170,400	\$255,600
Sutter	7	1.4	2.1		\$198,800	\$298,200
Tehama	5	1.0	1.5		\$142,000	\$213,000
Trinity	8	1.6	2.4		\$227,200	\$340,800
Tulare	52	10.4	15.6		\$1,476,800	\$2,215,200
Tuolumne	5	1.0	1.5		\$142,000	\$213,000
Ventura	57	11.4	17.1		\$1,618,800	\$2,428,200
Yuba	10	2.0	3,0	L	\$284,000	\$426,000
TOTALS	592	118.4	177.6			

Population Target Methdology/Assumptions:

- 1) Major Program Goal: Reduce IST referrals to DSH by approximately 20-30% as compared to FY 2016-17.
- 2) Establish range for DSH Diversion population for each county by calculating 20-30% of the total FY 2016-17 IST referrals to DSH.
- 3) Numbers are rounded to nearest tenth of a percent

Funding Allocation Methdology/Assumptions:

- 1) Not all funds displayed can be awarded. The information displayed is a point of reference (benchmark) for planning purposes.
- 2) Establish standardized allocation rate per client: Total Funds divided by total DSH Target Population (\$99.5M / 700 = \$142,000 allocation rate)
- 3) Apply standardized allocation rate to each county's target population range to establish a potential low to high end funding range