

1 [Grant – Federal]

2
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND
4 PREVENTION, COMMUNITY SUBSTANCE ABUSE SERVICES, TO ACCEPT
5 RETROACTIVELY AND EXPEND A GRANT IN THE AMOUNT OF \$100,000 FROM THE
6 CENTER FOR SUBSTANCE ABUSE TREATMENT (CSAT), SUBSTANCE ABUSE AND
7 MENTAL HEALTH SERVICES (SAMHSA), FOR A METHADONE BY PHYSICIAN
8 PRESCRIPTION FEASIBILITY STUDY AND TO ENTER INTO AN AGREEMENT WHICH
9 DOES NOT INCLUDE PATENT INFRINGEMENT INDEMNIFICATION AND FALSE
10 CLAIMS CLAUSES; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY
11 TAKEN.

12 WHEREAS, The Department of Public Health, Population Health and Prevention,
13 Community Substance Abuse Services, has applied for and been awarded a grant from the Center
14 for Substance Abuse Treatment (CSAT), Substance Abuse and Mental Health Services
15 (SAMHSA), in the amount of \$100,000 to fund a feasibility study of physician prescription of
16 methadone; and,

17 WHEREAS, As a condition of receiving the grant funds, CSAT and SAMHSA require
18 the City to enter into an agreement (the “Agreement”), a copy of which is on file with the Clerk
19 of the Board of Supervisors in File No. 991993; and,

20 WHEREAS, CSAT and SAMHSA, have indicated that they will not agree to any
21 modification to the form of the Agreement; and,

22 WHEREAS, The Agreement does not contain certain provisions described below, which
23 are required under the Administrative Code unless waived by the Board of Supervisors; now,
24 therefore, be it

25 RESOLVED, That the Department of Public Health is hereby authorized to accept
retroactively and expend the grant funds pursuant to San Francisco Administrative Code section
10.170-1; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the
Agreement on behalf of the City; and, be it

Supervisor Newsom

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FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an indemnification of the City by for the infringement of patent rights; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 6.57 (c) of the Administrative Code that the Agreement include a paragraph reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to enter into similar agreements with CSAT and SAMHSA, if the grant recurs or is renewed; and, be it

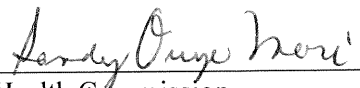
FURTHER RESOLVED, The Controller should be urged to designate the positions created under the grant as "G" or grant-funded positions, which would terminate when the grant expires.

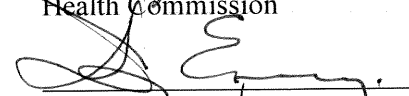
RECOMMENDED:

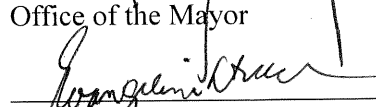


Mitchell H. Katz, M.D.
Director of Health

APPROVED:



Sandy Dunge Mori
Health Commission


Office of the Mayor


Office of the Controller

Department of Public Health



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 991993

Date Passed:

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Substance Abuse Services, to accept retroactively and expend a grant in the amount of \$100,000 from the Center for Substance Abuse Treatment (CSAT), Substance Abuse and Mental Health Services (SAMHSA), for a methadone by physician prescription feasibility study and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken.

November 22, 1999 Board of Supervisors — ADOPTED

Ayes: 10 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

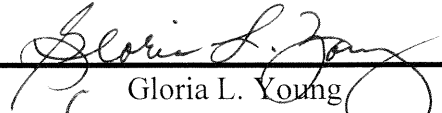
Absent: 1 - Ammiano

File No. 991993

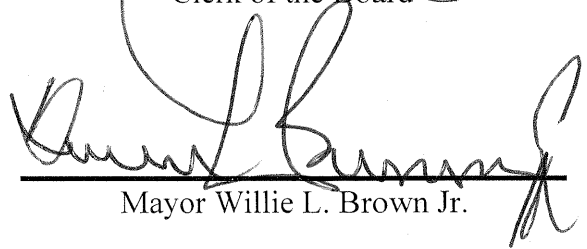
I hereby certify that the foregoing Resolution was ADOPTED on November 22, 1999 by the Board of Supervisors of the City and County of San Francisco.

DEC - 3 1999

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.