

1 [Contract]

2
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND
4 PREVENTION, COMMUNITY SUBSTANCE ABUSE SERVICES, TO ENTER INTO A
5 SUBCONTRACT WITH THE UNIVERSITY OF CALIFORNIA SAN FRANCISCO INSTITUTE OF
6 HEALTH POLICY STUDIES, THE PRIMARY CONTRACTOR, IN THE AMOUNT OF \$246,500 TO
7 EVALUATE TREATMENT ON DEMAND POLICIES WHICH INCLUDES RIGHTS IN DATA
8 CLAUSES AND DOES NOT INCLUDE INTELLECTUAL PROPERTY INDEMNIFICATION AND
9 FALSE CLAIMS CLAUSES; RETROACTIVE TO SEPTEMBER 28, 1999.

10
11 WHEREAS, Community Substance Abuse Services has negotiated an agreement with UCSF
12 Institute of Health Policy Studies to enter into a collaborative project for evaluation of treatment on
13 demand policies; and,

14 WHEREAS, The subcontract will support the activities of the designated Department of Public
15 Health Project Director, Alice Gleghorn, Ph.D., who will be responsible for the scientific conduct of the
16 project; and,

17 WHEREAS, The UCSF Institute of Health Policy Studies has agreed to reimburse the
18 Department of Public Health, Community Substance Abuse Services in the amount of \$246,500 in
19 support of the research activities of this project; and

20 WHEREAS, As a condition of receiving the funds, UCSF Institute of Health Policy Studies
21 requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk
22 of the Board of Supervisors in File No. 000520; and,

23 WHEREAS, The Agreement contains certain provisions described below, which require the
24 approval of the Board of Supervisors; and

25
Supervisor Newsom

1 WHEREAS, The Agreement does not contain certain provisions described below, which are
2 required under the Administrative Code unless waived by the Board of Supervisors; and

3 WHEREAS, The budget includes provision for indirect costs of \$8,399; now, therefore, be it

4 RESOLVED, That the Department of Public Health, Community Substance Abuse Services, is
5 hereby authorized to enter retroactively into a subcontract in the amount of \$246,500 with UCSF Institute
6 of Health Policy Studies, the primary contractor; and, be it

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

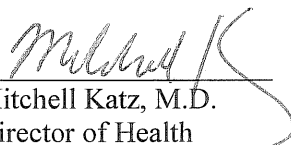
9 FURTHER RESOLVED, That the Board of Supervisors hereby approves the provision in the
10 agreement pursuant to which the City agrees that all data, reports, and analysis which are generated under
11 this requirement shall become property of the Government; and, be it

12 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained
13 in Section 21.21 of the Administrative Code that the Agreement include an indemnification of the City by
14 UCSF for the infringement of patent rights, copyright, trademark, and other intellectual property rights;
15 and, be it

16 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement that the
17 Agreement include a paragraph reciting the false claim provisions contained in Section 21.35 of the
18 Administrative Code; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to enter
20 into similar agreements with UCSF if the subcontract recurs or is renewed.

21 RECOMMENDED:

22 
23 Mitchell Katz, M.D.
24 Director of Health

APPROVED:

25 
Health Commission

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: 000520

Date Passed:

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Substance Abuse Services, to enter into a subcontract with the University of California San Francisco Institute of Health Policy Studies, the primary contractor, in the amount of \$246,500 to evaluate treatment on demand policies which includes rights in data clauses and does not include intellectual property indemnification and false claims clauses; retroactive to September 28, 1999.

April 24, 2000 Board of Supervisors — ADOPTED

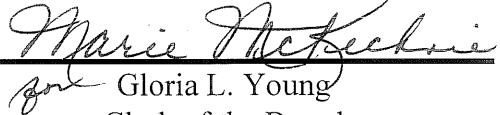
Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

Excused: 1 - Becerril

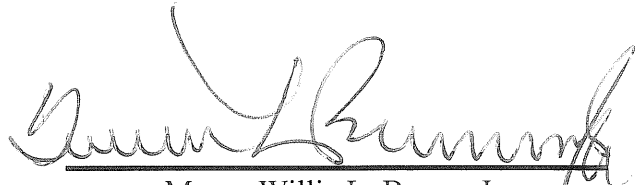
File No. 000520

I hereby certify that the foregoing Resolution was ADOPTED on April 24, 2000 by the Board of Supervisors of the City and County of San Francisco.


Gloria L. Young
Clerk of the Board

MAY - 5 2000

Date Approved


Mayor Willie L. Brown Jr.