

1 [Agreement Amendment - California Department of Health Care Services - Change Effective
2 End Date of Agreement - Mental Health Plan - Not to Exceed \$238,581,122]

3 **Resolution authorizing the San Francisco Department of Public Health, Community**
4 **Behavioral Health Services, to retroactively enter into an amended Agreement No. 12-**
5 **89390 with the California Department of Health Care Services to change the end date of**
6 **the agreement from April 30, 2018, to June 30, 2017, with no change to the amount not**
7 **to exceed \$238,581,122.**

8
9 WHEREAS, California Welfare and Institutions (W&I) Code, Section 14712 directs the
10 California Department of Health Care Services (DHCS) to implement and administer Managed
11 Mental Health Care for Medi-Cal eligible residents through agreement with mental health
12 plans (MHPs); and

13 WHEREAS, The Department of Public Health, Community Behavioral Health Services
14 (DPH-CBHS) operates the Mental Health Plan (MHP) for San Francisco County; and

15 WHEREAS, Agreement No. 12-89390 sets forth the scope of service and requirements
16 related to the provision of these services; and

17 WHEREAS, On July 30, 2013, the Board of Supervisors adopted Resolution 286-13
18 approving Agreement No. 12-89390, on file with the Clerk of the Board of Supervisors in File
19 No. 130493; and

20 WHEREAS, The Centers for Medicare and Medicaid Services (CMS) recently
21 promulgated revisions to the managed care regulations applicable to MHPs; and

22 WHEREAS, CMS is requiring, as a condition of payment of federal financial
23 participation (42 C.F.R. 438.802(a)), that new agreements be developed to reflect these
24 changes; and

1 WHEREAS, On June 19, 2018, DHCS forwarded Amendment No. A01 to Agreement
2 No. 12-89390 to DPH-CBHS, to change the effective end date from April 30, 2018, to June
3 30, 2017, on file with the Clerk of the Board of Supervisors in File No. 180714, which is
4 hereby declared to be part of this resolution as if set forth fully herein; and

5 WHEREAS, Agreement No. 17-94609, contains the required revised managed care
6 regulations applicable to MHPs and, per CMS requirements, is effective as of July 1, 2017;
7 and

8 WHEREAS, The parties wish to avoid having a period where Agreement Nos. 12-
9 89390 and 17-94609 are simultaneously effective; now, therefore, be it

10 RESOLVED, That the DPH-CBHS is hereby authorized to retroactively amend
11 Agreement No. 12-89390 with DHCS to change the end date of the agreement from April 30,
12 2018, to June 30, 2017; and, be it

13 FURTHER RESOLVED, That the Board of Supervisors hereby designates the Director
14 of DPH-CBHS to sign said amendment on behalf of the City and County of San Francisco;
15 and, be it

16 FURTHER RESOLVED, That within thirty (30) days of the Mental Health Plan
17 Agreement being fully executed by all parties, the Director of DPH-CBHS shall provide the
18 amended Agreement to the Clerk of the Board for inclusion into the official file.