

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

759



FROM: Director of Mental Health

SUBMITTAL DATE:
May 24, 2004

SUBJECT: Approval of Amendment to FY 2003/04 and FY 2004/05 Agreement with the Compliance Law Group (CLG)

RECOMMENDED MOTION: That the Board of Supervisors approve an Amendment to an Agreement with the Compliance Law Group (CLG) to:

1. Extend the performance period to end June 30, 2005;
2. Increase the contract maximum to \$100,000;
3. Incorporate the County of Riverside Purchasing Terms and Conditions as Exhibit B; and,
4. Incorporate the County of Riverside HIPAA Business Associate Agreement Addendum as Exhibit C.

BACKGROUND: The CLG commenced services with the Department of Mental Health in December 2003. The services CLG performs for the department includes legal counsel specializing in health care regulatory law and legal compliance for the Department. The contract maximum amount was estimated to be \$25,000 for fiscal year 2003/04. The services provided by CLG are expected to exceed that amount before the end of the fiscal year.

THIS AMENDMENT HAS BEEN FORM APPROVED BY THE OFFICE OF COUNTY COUNSEL.
JJR:KDS

John J. Ryan

John J. Ryan, Director
Department of Mental Health

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 50,000	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2003/04

SOURCE OF FUNDS: State-100%	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature *Dan Marting*

Dep't Recomm.: Policy
Per Exec. Ofc.: Policy

FORM APPROVED COUNTY COUNSEL

JUN 01 2004

Purchasing: *[Signature]*
Asst. Director

Departmental Concurrence

Prev. Agn. Ref.: **District:** ALL **Agenda Number:**

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

3.36

SUBJECT: Approval of Amendment to FY 2003/04 and FY 2004/05 Agreement with the Compliance Law Group (CLG)

BACKGROUND: (cont'd)

The Managed Care Consolidation agreement between the State Department of Mental Health and the Riverside County Department of Mental Health for FY 2003-04 requires that effective July 1, 2004 all Mental Health Plans will comply with Title 42 Code of Federal Regulations (CFR). Title 42 CFR requires that the MHP have a compliance plan.

RCDMH has been developing a compliance plan and the requisite policies and procedures to meet this requirement. CLG is a recognized law firm with the necessary experience and knowledge to assist us in meeting these requirements. This contract was originally entered into under the authority of the Purchasing Agent. Due to the extensive nature in developing the compliance plan and the related training and documentation additional services are required from the CLG. It is anticipated that the completion of all tasks required by Title 42 CFR will require the services of CLG through FY 2004/05.

CLG was selected to provide services upon the recommendation of other counties. CLG has expertise in the federal laws and regulations related to the Inpatient Treatment Facility (ITF) and Emergency Treatment Services (ETS) for compliance purposes.

The rates of CLG are comparable to other compliance related legal counsel services. There are sufficient funds in the Department budget. No additional county funds are required.

FINANCIAL DATA:

This agreement maximum amount for FY 2003/04 is \$50,000. The agreement maximum amount for FY 2004/05 is \$50,000. The agreement maximum amount total for both fiscal years is \$100,000.