

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

478



**FROM:** Stanley L. Sniff Jr., Sheriff-Coroner-PA

**SUBMITTAL DATE:**  
07/24/13

**SUBJECT:** Ratification of the First Amendment to Agreement with Universal Health Services (UHS) of Rancho Springs, Inc. DBA Southwest Healthcare System for Sexual Assault Forensic Examinations

**RECOMMENDED MOTION:** Move that the Board of Supervisors ratify and authorize the Chair to execute the first Amendment to the Agreement with UHS of Rancho Springs, Inc. (UHSRS) to compensate it for its provision of sexual assault forensic examinations during the period from July 1, 2012 through June 30, 2014.

**BACKGROUND:** Penal Code Section 13823.9(b) requires that Counties with more than 100,000 residents arrange to have professional personnel, trained in examining sexual assault victims; conduct exams to collect forensic evidence.

BR 14-013 (Continued on Page 2)

*Will Taylor*

Stanley L. Sniff Jr., Sheriff-Coroner-PA  
Will Taylor, Director of Administration

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$40,500	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$3,600	Budget Adjustment:	No
	Annual Net County Cost:	\$0	For Fiscal Year:	FY 2013-14

<b>SOURCE OF FUNDS:</b> Departmental Budget 9% & Contract cities 91%	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE

BY: *Elizabeth J. Olson*  
Elizabeth J. Olson

**County Executive Office Signature**

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD  
 FORM APPROVED COUNTY COUNSEL  
 BY: *Neal R. Kipnis*  
 DATE: 07/24/13  
 Departmental Concurrence

- Policy
- Policy
- Consent
- Consent

JUL 24 2013 5:58 PM  
 COUNTY OF RIVERSIDE  
 CLERK OF THE BOARD

3-86

On July 26, 2005, the Board approved execution of an Agreement with UHSRS, establishing the rate of \$900 per sexual assault forensic medical examination conducted at the hospital to recoup all hospital costs.

To secure an adequate service level and a consistent exam rate in the western area of the County, the Sheriff's Department continued in agreements with UHSRS for the hospital to provide these examinations until January 2010, when UHSRS terminated its service.

In April 2012, hospital staff notified the Sheriff's Department that UHSRS would shortly reinstitute its provision of the sexual assault examinations. On July 31, 2012 (3.60), the Board approved a two-year service contract agreed upon by UHSRS and the Sheriff's Department, with the rate per examination still set at \$900.

Per the California Penal Code:

- All victims of sexual assault who request a sexual assault forensic medical examination shall be provided one, and the cost of the examination cannot be charged directly or indirectly to the victim. The cost of the sexual assault forensic medical examination shall be the responsibility of the law enforcement agency in the jurisdiction where the alleged crime occurred.
- No victim of sexual assault shall be required to participate or agree to participate with the local law enforcement agency or criminal justice system, either prior to the examination or at any other time.
- Healthcare facilities and/or examination teams cannot charge more than \$300 for the examination in which the victim is not willing to participate with a local law enforcement agency.

The amended agreement with UHSRS specifies that if a sexual assault victim, who had initially refused to cooperate with the law enforcement agency, has a change of mind and decides to cooperate with law enforcement, choosing to move forward with a standard investigation after UHSRS has already collected the \$300 for the non-investigative reporting exam, an additional \$600 for the remaining standard investigation fee will be billed to law enforcement. County Counsel has approved the Amendment as to form.



IN WITNESS WHEREOF, the parties have caused their duly authorized representatives to execute this Amendment on the dates indicated below.

COUNTY OF RIVERSIDE

RANCHO SPRINGS FACILITY OF  
UNIVERSAL HEALTH SERVICES OF  
RANCHO SPRINGS, INC. dba  
SOUTHWEST HEALTHCARE SYSTEM

\_\_\_\_\_  
Signature  
John J. Benoit, Chair  
Riverside County Board of Supervisors

Brad D. Neet  
\_\_\_\_\_  
Signature  
Brad Neet  
Chief Executive Officer

Date: \_\_\_\_\_

Date: 7-10-13

ATTEST:

Kecia Haper-Ihem  
Clerk of the Board

By: \_\_\_\_\_  
Deputy

FORM APPROVED COUNTY COUNSEL

BY: Neal R. Kipnis DATE 8/1/13  
NEAL R. KIPNIS DATE