



Agenda Date: 9/13/2005  
Agenda Placement: 6L

## NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

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**TO:** Board of Supervisors  
**FROM:** Alice Hughey for Randolph F. Snowden - Director  
Health & Human Services  
**REPORT BY:** Shelli Brobst, Contracts Analyst, 253-4720  
**SUBJECT:** Agreement with Alternatives for Better Living, Inc. (Penal Code 1000)

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### **RECOMMENDATION**

Director of Health and Human Services requests approval of and authorization for the Chair to sign an agreement with Alternatives for Better Living, Inc. for a maximum of \$15,000 for the term September 13, 2005 through June 30, 2006 for treatment services provided under Penal Code 1000 Drug Diversion Program.

### **EXECUTIVE SUMMARY**

Alternatives for Better Living will provide treatment services in accordance with Penal Code 1000, also known as the Drug Diversion Program. Due to fiscal constraints, the Substance Abuse Services Division of the Napa County Health and Human Services Agency is no longer able to provide these mandated services. With the approval of this agreement, existing Napa County clients will be transferred to the Alternatives program. Payment to Alternatives will be made for services completed under the Program.

### **FISCAL IMPACT**

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Substance Abuse Services
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	Most of the funding for this agreement will come from client fees that have already been paid to HHSA. The remainder (no more than \$1,000) will come from budgeted county dollar in order to make up the difference between the County's fee for the Drug Diversion Program and the contractor's fee.
Is the general fund affected?	Yes

Future fiscal impact: The agreement terminates June 30, 2006.

Consequences if not approved: If not approved, Alternatives will be unable to accept clients currently in the County-operated Drug Diversion Program. These clients would have to remain in the County program at a fiscal loss to the Substance Abuse Services Division.

Additional Information: None.

**ENVIRONMENTAL IMPACT**

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

**BACKGROUND AND DISCUSSION**

Under Penal Code 1000, certain defendants who elect a deferred entry of judgement for charges related to drug possession or use can be referred to a Drug Diversion (DDV) education and treatment program. Participants who complete their program are eligible to have their charges dropped. The Substance Abuse Services Division has been operating this treatment program since its inception, but the client fees used to pay for expenses have not met the increasing costs of the program. On July 19, 2005, the Board of Supervisors approved the application for Alternatives for Better Living to become a Penal Code 1000 provider.

Alternatives for Better Living will provide educational sessions, group counseling, drug testing and monitoring of client progress. In addition, Alternatives for Better Living will communicate directly with the Courts in order to satisfy reporting requirements.

If approved, this agreement will allow HHSA to transfer existing County DDV clients to Alternatives for the completion of Drug Diversion services. Fees for services provided under this agreement will be paid mostly from already paid client fees.

The department has an executed Business Associate agreement with this provider on file.

**SUPPORTING DOCUMENTS**

None

CEO Recommendation: Approve

Reviewed By: Lorenzo Zialcita