



# County of San Mateo

## Inter-Departmental Correspondence

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**Department:** HEALTH

**File #:** 22-423

Board Meeting Date: 6/14/2022

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**Special Notice / Hearing:** None  
**Vote Required:** Majority

**To:** Honorable Board of Supervisors

**From:** Louise F. Rogers, Chief, San Mateo County Health  
Scott Gilman, Director, Behavioral Health and Recovery Services

**Subject:** Amendment to the Agreement with the Department of State Hospitals for Pre-Trial Felony Mental Health Diversion Program

### **RECOMMENDATION:**

Adopt a resolution authorizing an amendment to the agreement with the Department of State Hospitals for a pre-trial felony mental health diversion program, increasing the amount by \$284,000 to an amount not to exceed \$1,119,757, and extending the term by one year through June 30, 2024.

### **BACKGROUND:**

In recent years, California has seen a significant increase in the referral to state hospitals of patients who are incompetent to stand trial. The Department of State Hospitals (DSH) issued a call to action, pursuant to AB1810, for local governments to create innovative diversion programs. San Mateo County Health's Behavioral Health and Recovery Services (BHRS) division, in partnership with the Superior Court of California, County of San Mateo and San Mateo County Probation Department, applied for a grant that would fund the expansion of its existing diversion services to those deemed highly vulnerable and at risk, through a pre-trial felony mental health diversion program.

On May 8, 2020, BHRS was informed by DSH that a grant award was going to be made to support the proposed pre-trial felony mental health diversion program.

On March 23, 2021, this Board approved an agreement with DSH for a pre-trial felony mental health diversion program for the term of July 1, 2021 through June 30, 2023, in an amount not to exceed \$835,757.

### **DISCUSSION:**

BHRS will continue to administer a pre-trial felony mental health diversion program for individuals charged with felony offenses in San Mateo County. Program participants are individuals with serious mental disorders who have been charged with certain felony crimes and found by a Court of competent jurisdiction to qualify for diversion services pursuant to California Penal Code section

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1001.36. BHRS shall provide clinically appropriate or evidence-based mental health treatment and wraparound services across a continuum of care, as appropriate, to meet the individual needs of felony mental health diversion clients.

It is now necessary to amend this agreement to add two additional felony mental health diversion clients, increasing the amount by \$284,000, and extending the term through June 30, 2024.

The amendment and resolution have been reviewed and approved by the County Attorney as to form.

The resolution contains the County's standard provisions allowing amendment of the County fiscal obligations by a maximum of \$25,000 (in aggregate).

It is anticipated that six unduplicated felony mental health diversion clients will be served per year by this contract.

**PERFORMANCE MEASURE:**

<b>Measure</b>	<b>FY 2021-22 Actual</b>	<b>FY 2022-23 Projected</b>
Number of unduplicated felony mental health diversion clients who are served	4 clients	6 clients

**FISCAL IMPACT:**

The term of the amended agreement is July 1, 2020 through June 30, 2024. This amendment increases the contract amount by \$284,000, to an amount not to exceed \$1,119,757 for the four-year term. Of this amount, \$278,576 is included in the BHRS FY 2021-22 Adopted Budget. Similar arrangements will be made for future years.

There is no additional Net County Cost associated with this agreement. No grant funds will be spent on staffing costs; the staff time spent working on the grant are considered an in-kind source of support and will fulfill the 20% match requirement.