



Legislation Details (With Text)

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**File created:** 9/11/2023      **In control:** Board of Supervisors

**On agenda:** 12/5/2023      **Final action:** 12/31/2023

**Title:** Director of Health and Human Services Agency (HHS) requests:  
 1. Adoption of a Resolution authorizing the Director of HHS to take actions in regard to drug diversion program and standards; and  
 2. Approval of and authorization for the Chair to sign Agreement No. 240141B with Alternatives for Better Living, Inc., for a contract maximum of \$50,000 for Fiscal Year 2023-2024, and each subsequent renewal, to provide Penal Code 1000 (PC 1000) drug diversion services.

**Sponsors:** Board of Supervisors

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution, 2. Agreement

Date	Ver.	Action By	Action	Result
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**TO:** Board of Supervisors

**FROM:** Jennifer Yasumoto, Director of Health and Human Services Agency

**REPORT BY:** Gaby Angeles, Staff Services Analyst II

**SUBJECT:** Adoption of a Resolution for Drug Diversion Requirements and Agreement No. 240141B with Alternatives for Better Living, Inc.

**RECOMMENDATION**

Director of Health and Human Services Agency (HHS) requests:

1. Adoption of a Resolution authorizing the Director of HHS to take actions in regard to drug diversion program and standards; and
2. Approval of and authorization for the Chair to sign Agreement No. 240141B with Alternatives for Better Living, Inc., for a contract maximum of \$50,000 for Fiscal Year 2023-2024, and each subsequent renewal, to provide Penal Code 1000 (PC 1000) drug diversion services.

**EXECUTIVE SUMMARY**

Approval of today’s actions will designate Director of HHSA to act on behalf of the County in maintaining criteria for drug diversion programs pursuant to PC 1000 and will allow the County to enter into an agreement with Alternatives for Better Living, Inc., for the provision of PC 1000 drug diversion program services that are required by law.

**FISCAL & STRATEGIC PLAN IMPACT**

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	Yes
Where is it budgeted?	Health & Human Services, Behavioral Health division
Is it Mandatory or Discretionary?	Mandatory
Is the general fund affected?	No
Future fiscal impact:	This agreement contains a provision for automatic annual renewal. Appropriations have been included in the approved Fiscal Year 2023-2024 budget and future fiscal years will be budgeted accordingly
Consequences if not approved:	If this agreement is not approved, Napa County will not have a provider for PC 1000 drug diversion services, as required by law.
County Strategic Plan pillar addressed:	Healthy, Safe, and Welcoming Place to Live, Work, and Visit

**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**

As to the first part of this Board item, Section 51211 of the Penal Code requires the availability of drug diversion programs in each county with minimum requirements, criteria, and fees for drug diversion programs, in order to ensure for the quality of such programs. Certification standards were previously approved by this Board of Supervisors in 2003. The resolution brought before the Board today will instead allow Director of HHSA to continue maintaining minimum requirements, criteria and fees for these drug diversion programs, including the certification of drug diversion program providers.

With respect to the requested contract, for context, Alternatives for Better Living, Inc. (Alternatives) has been the approved Napa County PC 1000 (i.e., drug diversion program) provider since June 2005. In that capacity, they work closely with the Napa County Superior Court in the referral, coordination, and workflows associated with this court-ordered program.

Alternatives recently began sustaining losses due to client inability to pay and attrition that has implications for fixed and administrative costs associated with operating this program. For further context, there is a dearth of treatment providers who are interested and able to operate this program, which is unique in that it also requires a significant amount of administrative support in managing referrals, workflows, and communication with the courts. HHSA staff worked with Alternatives and the courts to help ensure that this contract is put into place so that Napa County remains in compliance with State requirements. Alternatives has an established relationship with the courts and existing clients and is the current provider of the County’s driving under the influence

(DUI) program requirements.

Alternatives for Better Living, Inc., is a local provider.