



Office of the City Manager

PUBLIC HEARING

May 11, 2021

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Lisa Warhuus, Director, Health, Housing and Community Services
 Subject: Published Charges: Mental Health Clinical Services

RECOMMENDATION

Conduct a public hearing and, upon conclusion, adopt a Resolution establishing Published Charges for Mental Health Clinical Services for FY 2021. Published Charges are effective July 1, 2020.

FISCAL IMPACTS OF RECOMMENDATION

Approval of the requested action will enable the Mental Health Division to comply with Short-Doyle/Medi-Cal (SD/MC) regulations and avoid federal Lower of Cost or Charges (LCC) audit disallowances.

There is no net city cost associated with the recommended plan. Published Charges are utilized in the cost reporting process to establish Medi-Cal reimbursement for mental health services. The cost reporting process is the methodology the state and federal government requires to show Berkeley Mental Health's actual funding sources and uses and the services delivered. The cost report is based on expenses, services, and funding for the previous fiscal year. In this case, the effective date of July 1, 2020 establishes the rates for the Berkeley Mental Health's cost report for FY 2021.

CURRENT SITUATION AND ITS EFFECTS

Berkeley Mental Health (BMH) set Published Charges for FY 2020 and these were adopted by the City Council on May 12, 2020 through Resolution No. 69,398-N.S. Current and proposed rates are detailed in Attachment 2.

BACKGROUND

BMH, a division of the Health, Housing and Community Services Department, utilizes a cost report process to claim Medi-Cal fees for eligible mental health and case management services. This revenue is used to fund mental health expenses for a wide variety of City mental health programs. The establishment of Published Charges allows for compliance with SD/MC and LCC regulations in the claiming of these funds.

ENVIRONMENTAL SUSTAINABILITY

There are no identifiable environmental effects or opportunities associated with the subject of this report.

RATIONALE FOR RECOMMENDATION

Medi-Cal regulations require BMH to establish Published Charges at least annually. Federal requirements stipulate that Published Charges are determined at the mental health jurisdiction level. The recommended Published Charges comply with the SD/MC audit requirements.

The Published Charge rate does not affect the amount that mental health consumers with Medi-Cal are charged for services; rather it affects the amount that BMH can charge Medi-Cal for these eligible services. For any consumer without Medi-Cal, BMH utilizes the Universal Mechanism for Determining Ability to Pay (UMDAP) and sets the fee at an affordable rate.

ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered.

CONTACT PERSON

Steven Grolnic-McClurg, Manager of Mental Health, HHCS, 510-981-5249

Attachments:

1: Resolution

Exhibit A: Table of City of Berkeley Medi-Cal Rates for Mental Health Services for Fiscal Year 2021

2: Current and Proposed Fees for Berkeley Mental Health for Fiscal Year 2020 and Fiscal Year 2021

3: Public Hearing Notice

RESOLUTION NO. ##,###-N.S.

ESTABLISHING FY 2021 PUBLISHED CHARGES FOR MENTAL HEALTH
CLINICAL SERVICES EFFECTIVE JULY 1, 2020

WHEREAS, Published Charges are necessary to ensure that the Mental Health Clinics continue to offer specialty mental health related services to the City of Berkeley consistent with its mission; and

WHEREAS, the Published Charges will allow the City of Berkeley's Mental Health Clinics to continue to meet all Federal, State, and County regulatory requirements, while providing continued community access to specialty mental health related services.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the proposed Published Charges, detailed in Exhibit A for FY 2021, are hereby fixed and established, effective July 1, 2020, for mental health clinic services offered by the Mental Health Division's Clinics of the City's Department of Health, Housing & Community Services.

Exhibits

A: Table of City of Berkeley Medi-Cal Rates for Mental Health Services for Fiscal Year 2021

May 11, 2021

Exhibit A

Table of City of Berkeley Medi-Cal Rates for Mental Health Services for
Fiscal Year 2021

FY 2021 Fees for Mental Health Services

Mode	SFC	Services	Cost/Unit
15	1	Case Management & Brokerage	\$10.49
15	10	Mental Health Services	\$10.77
15	30	Evaluation	\$10.20
15	40	Mental Health Services	\$10.20
15	50	Mental Health Services	\$10.20
15	60	Medication	\$20.84
15	70	Crisis	\$9.63

May 11, 2021

Attachment 2

CURRENT AND PROPOSED FEES FOR BERKELEY MENTAL HEALTH FOR FISCAL YEAR 2020 AND FISCAL YEAR 2021

Table of City of Berkeley Medi-Cal Rates Fiscal Year 2020/2021

			Current Fees FY 2020	Proposed Fees for FY 2021
Mode	SFC	Services	Cost/Unit	Cost/Unit
15	1	Case Management & Brokerage	\$9.69	\$10.49
15	10	Mental Health Services	\$9.95	\$10.77
15	30	Evaluation	\$9.42	\$10.20
15	40	Mental Health Services	\$9.42	\$10.20
15	50	Mental Health Services	\$9.42	\$10.20
15	60	Medication	\$19.25	\$20.84
15	70	Crisis	\$8.90	\$9.63

May 11, 2021

Attachment 3

**NOTICE OF PUBLIC HEARING BERKELEY CITY COUNCIL
PROPOSED PUBLISHED CHARGES FOR BERKELEY
MENTAL HEALTH**

Notice is hereby given by the City Council of the City of Berkeley that a public hearing will be conducted by said City Council of the City of Berkeley at which time and place all persons may attend and be heard upon the following:

The Department of Health, Housing, and Community Services is proposing to increase fees for mental health and case management services.

			FY 2020	FY 2021
Mode	SFC	Services	Cost/Unit	Cost/Unit
15	1	Case Management & Brokerage	\$9.69	\$10.49
15	10	Mental Health Services	\$9.95	\$10.77
15	30	Evaluation	\$9.42	\$10.20
15	40	Mental Health Services	\$9.42	\$10.20
15	50	Mental Health Services	\$9.42	\$10.20
15	60	Medication	\$19.25	\$20.84
15	70	Crisis	\$8.90	\$9.63

The hearing will be held on May 11, 2021 at 6:00 p.m. The hearing will be held via videoconference pursuant to Governor's Executive Order N-29-20.

For further information, please contact Steven Grolnic-McClurg, Mental Health Manager at 510-981-5249.

A copy of the agenda material for this hearing will be available on the City's website at www.CityofBerkeley.info as of **April 29, 2021**. **Once posted, the agenda for this meeting will include a link for public participation using Zoom video technology.**

Written comments should be mailed directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, or emailed to council@cityofberkeley.info in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail

May 11, 2021

address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at 981-6900 or clerk@cityofberkeley.info for further information.

If you challenge the above in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Berkeley at, or prior to, the public hearing.

Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 12 days prior to the public hearing.

Published: April 30 and May 7, 2021 – The Berkeley Voice Per Government Code 6062A

~~~~~

I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City’s website, on April 29, 2021.

