

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at MileHighOrdinance@DenverGov.org by 3:00pm on **Monday**. Contact the Mayor's Legislative team with questions

Date of Request: 11/04/22

Please mark one: ☒ Bill Request or ☐ Resolution Request

1. Type of Request:

- ☐ Contract/Grant Agreement ☒ Intergovernmental Agreement (IGA) ☐ Rezoning/Text Amendment
- ☐ Dedication/Vacation ☐ Appropriation/Supplemental ☐ DRMC Change
- ☐ Other:

2. Title: (Start with *approves*, *amends*, *dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Amend the competency enhancement agreement with Denver Health & Hospital Authority. which addresses gaps in services in the jail for those with mental health disorders that are awaiting restoration services.

3. Requesting Agency:

Sheriff

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Melanie Pitkin	Name: Dr. Nikki Johnson
Email: melanie.pitkin@denvergov.org	Email: nikki.johnson2@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

In May 2019, the Colorado General Assembly passed Senate Bill 19-223; legislation that mandates the provision of interim mental health services for individuals who have been court-ordered for inpatient competency restoration and who are waiting for admission to an inpatient bed. To compensate for these specialty services, SB 19-223 allocates funding to the Jail Based Behavioral Health Services (JBBS) program to address gaps in services in the jail for those with mental health disorders that are awaiting restoration services.

Through JBBS funding, the Denver Sheriff Department seeks to subcontract to Denver Health to:

- provide interim mental health services to individuals who are in jail and have been court-ordered to the Colorado Department of Human Services (CDHS) to receive competency restoration services;
- provide mental health services to individuals who are returning to the jail after receiving restoration services at an Office of Behavioral Health (OBH) designated inpatient restoration facility;
- coordinate services with the Forensic Support Team (FST) and Court Liaison (Bridges) when a court order has been received for an evaluation and/or when an individual is identified to be in crisis by the jail at the time of booking or while incarcerated; and
- coordinate and provide oversight for competency evaluations for both state and non-state court-ordered evaluations to ensure the evaluations are completed timely and in a private setting using in person visits, between the glass visits, or video visits based on the requested format of the evaluator.

6. City Attorney assigned to this request (if applicable):

Olayinka Hamza

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: BR21 1143

Date Entered: _____

Revised 03/02/18

7. **City Council District:**

City wide

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Professional Services > \$500k

Vendor/Contractor Name:

Denver Health & Hospital Authority

Contract control number: SHERF-202263823-02 / Alfresco: SHERF-202056255-2

Location: City Wide

Is this a new contract? ☐ Yes ☒ No **Is this an Amendment?** ☒ Yes ☐ No **If yes, how many?** 01

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

SHERF-202159430-00; 7/1/2020 - 6/30/2021; Amended 02/17/2021

SHERF202159430-01; 7/1/2020-6/30/2022; Amended 11/22/2021

SHERF-202263823-02; 7/1/2020 - 6/30/2023.

/

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
\$567,645.80	\$270,237.11	\$837,882.91

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
7/1/2020-6/30/2022	1 year	6/30/2023

Scope of work:

Target Population. Adults 18 years of age and older that are: awaiting a competency restoration evaluation, awaiting competency restoration services, are suspected of becoming incompetent to proceed while in jail, or are returning from an OBH-designated inpatient restoration facility after receiving restoration services and meet any of the following criteria:

- a. Have a serious and persistent mental health disorder
- b. Are experiencing acute psychosis or major mood dysregulation
- c. Have substance use issues, especially if suspicion of intoxication is present
- d. Have a low IQ or significant cognitive issues, including dementia, or observable and reported symptoms of mental illness
- e. Have a known previous competency history
- f. Have a Traumatic Brain Injury (TBI)

Program Referral. The subcontractor (Denver Health) shall refer individuals for competency enhancement services through one (1) of the following ways:

- a. Court ordered competency;
- b. Upon return from an OBH-designated inpatient restoration facility; or
- c. Jail identifies the individual to be in crisis at booking or during the jail stay (as defined under “Target Population”). Priority must be given to those individuals involved in the competency restoration process.

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Revised 03/02/18

Court Ordered Treatment Level of Care Type. Based upon the results of the court order competency evaluation, the subcontractor shall provide treatment services to an individual while they wait for a bed at an OBH designated inpatient restoration facility. The subcontractor shall use the categories below to indicate the level of treatment care needed for individuals based upon the results of the court-ordered competency evaluation.

- a. High Risk - Immediate Transfer: Immediate coordination of transfer to an OBH designated inpatient restoration facility
- b. Moderate Risk for Transfer: Daily contact with the medical or mental health services team. Coordination with Forensic Navigator. Mental Health clinician contact on a weekly basis or as clinically indicated.
- c. Low Risk for Transfer: Services determined by assessment; weekly mental health clinical or medical contact; additional treatment services shall be offered by existing JBBS treatment services. Coordination with Forensic Navigator.

Jail Identified Treatment Level of Care Type. At booking, the subcontractor shall identify individuals that are referenced in section “Target Population” and provide treatment services while the individual is awaiting a court hearing. These provisional services are an attempt to intervene and stabilize the identified individual before court-ordered competency is raised.

- a. Jail Booking Screening and Referral. The subcontractor shall ensure that individuals are screened within 48 hours from booking and referred to additional treatment services based upon the results of the screen. The subcontractor shall employ evidence-based curricula, addressing the following areas listed below. All tools are subject to approval by OBH.
 - i. mental health;
 - ii. substance use disorders; and
 - iii. suicide risk.
- b. Jail Referral Process. When there is a positive screen for either substance use, mental health, or suicidal ideation, the subcontractor shall ensure that the individual is referred for further assessment with a mental health clinician based upon the timeframes listed in section 3.3 “Jail Identified Treatment Level of Care Type.”

Jail Mental Health Evaluation. The subcontractor shall ensure that a mental health evaluation is performed promptly on all individuals that have been identified as the “Target Population,” either through the court-ordered referral process or through the jail-identified process. The Jail Mental Health Evaluation shall identify treatment needs while the individual is awaiting court proceedings or an OBH-designated inpatient restoration facility bed.

Transition Plan. The subcontractor shall ensure that a transition plan is developed with an individual upon transition to an OBH designated inpatient restoration facility. The transition plan shall outline the following:

- a. Mental health diagnosis
- b. Level of Care type (if applicable)
- c. Prescribed psychotropic medications
- d. Any identifiable cognitive impairment(s)
- e. Treatment services received in jail
- f. Copy of the initial plan of care

Discharge Plan. Upon the individual’s return from an OBH designated inpatient restoration facility, the subcontractor shall locate and save a copy of the individual’s discharge plan within the same day an individual return. Once a copy is received, the subcontractor shall ensure follow up care is provided according to the plan within 24 hours upon return, as well as provide continual treatment services until the person is released from jail.

Was this contractor selected by competitive process? No **If not, why not?** IGA

Has this contractor provided these services to the City before? ☒ Yes ☐ No

Source of funds: State of Colorado Department of Human Services, Office of Behavioral Health's Jail Based Behavioral Services grant, SHERF-202263823, 23 IBEH 175212.

Is this contract subject to: ☐ W/MBE ☐ DBE ☐ SBE ☐ XO101 ☐ ACDBE ☒ N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): N/A

Who are the subcontractors to this contract? N/A

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