

**FOURTH AMENDMENT TO MENTAL HEALTH AND
SUBSTANCE USE DISORDERS SERVICES
DELEGATION AGREEMENT**

THIS FOURTH AMENDMENT TO MENTAL HEALTH AND SUBSTANCE USE DISORDERS SERVICES DELEGATION AGREEMENT (this "*FOURTH Amendment*") dated this twelfth day of January, 2017, is entered into by and between Yamhill County Care Organization, Inc., an Oregon nonprofit public benefit corporation dba Yamhill Community Care Organization ("*Yamhill CCO*" or "*YCCO*"), and Yamhill County, a political subdivision of the State of Oregon, acting by and through Yamhill County Health and Human Services Department ("*YCCHS*" or "*HHS*").

RECITALS

- A. Yamhill CCO and HHS entered into their first agreement at the initial formation of Yamhill CCO in 2012 that included MVBCN and Yamhill HHS as sub capitated entities who were to manage and/or deliver Mental Health and Substance Use services for Yamhill CCO members. In January of 2015 MVBCN took a much more limited role in authorization and management of these services and in January 2016, HHS became the principal entity to manage Behavioral Health (BH) Services for Yamhill CCO and was designated as the single BH Risk Accepting Entity (RAE). In that role as BH RAE, HHS serves as the primary contact with Yamhill CCO for BH provider agencies, and for YCCO's contract with Performance Health Technology Inc. for its claims processing services for Behavioral Health.
- B. Yamhill CCO and YCHHS entered into a Mental Health and Substance Abuse Disorders Services Delegation Agreement dated January 1, 2015 ("*2015 Agreement*").
- C. Yamhill CCO and YCHHS entered into a First Amendment to Mental Health and Substance Use Disorders Services Delegation Agreement dated January 1, 2016 ("*2016 Amendment*" or "*First Amendment*"). The 2015 Agreement was further amended on August 18, 2016 to incorporate the May 25th MOU and the new ABA rate effective July 1, 2016 ("*Second Amendment*") and subsequently amended a third time on September 8, 2016 to extend the term of the 2015 Agreement through December 31, 2018 and to include the Community Prevention and Wellness Implementation Proposal effective September 1, 2016 through December 31, 2018 ("*Third Amendment*").
- D. The purpose of this Fourth Amendment is to further amend the 2015 Agreement to reflect changes to services and rates effective January 1, 2017, listed herein as Attachment 1.
- E. Capitalized terms used in this Fourth Amendment, but not otherwise defined in this Fourth Amendment shall have the same meaning as those in the 2015 Agreement, and the CCO Contract, in that order of priority.

NOW THEREFORE, for good and valuable consideration, the parties agree as follows:

- 1. Effective date. The effective date of this Fourth Amendment shall be January 1, 2017.

2. Amendments to Exhibit E of the 2015 Agreement. Exhibit E (Compensation) of the 2015 Agreement set forth by the Compensation provisions for the 2015 contract year. This Fourth Amendment hereby further amends Exhibit E of the 2015 Agreement as provided on Attachment 1 to this FOURTH Amendment, which Attachment 1 is incorporated herein by this reference.

3. Amendments to Section 18)A), "Rate Group Change", of Attachment 1 to First Amendment. Section 18)A), "Rate Group Change", of Attachment 1 to First Amendment is hereby amended to include the following language:

"The method used to calculate the +/- 1% shall be comprised of only the base rates for the current calendar year and ignores the incremental or pass through rates such as the ABA rate."

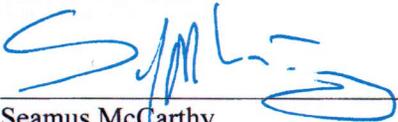
The balance of Attachment 1 to First Amendment remains unchanged.

4. Ratification. Except as expressly amended by this Fourth Amendment, the 2015 Agreement shall remain in full force and effect according to its terms.

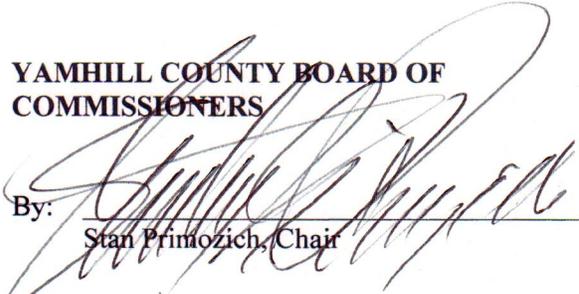
5. Recitals. The recitals appearing at the top of this Fourth Amendment are incorporated into this Fourth Amendment as if fully set forth herein.

The parties hereto have caused this FOURTH Amendment to be duly executed by their duly authorized officers as of the date set forth above.

YAMHILL COUNTY CARE ORGANIZATION, INC.

By: 
Seamus McCarthy
Interim Chief Executive Officer
Date: 12/29/2016

YAMHILL COUNTY BOARD OF COMMISSIONERS

By: 
Stan Primozych, Chair
Date: 1-12-17

APPROVED AS TO FORM

By: 
Christian Boenisch
County Counsel
Date: 1/12/17


Silas Halloran-Steiner, Director
Department of Health and Human Services
Date: 1/4/17

Accepted by Yamhill County Board of Commissioners on 1-12-17 by Board Order # 17-04

Attachment 1 to Fourth Amendment

1. Rates below are amended to reflect the amounts to be paid HHS effective 1/1/2017. These changes include:
 - a. A contracted 2.4% increase over the 2016 rates for Base Services in 2017,
 - b. An INCREMENTAL INCREASE (as defined below) in rates for SE/ACT (Supported Employment/Assertive Community Treatment). For 2017, DOJ (Department of Justice) required CCO's to expand SE/ACT to achieve targets in 2017 that were set in prior years
 - c. An INCREMENTAL INCREASE in CHILDREN'S WRAP (as defined below) services
 - d. Updated 2017 OHA rates for the ABA services that began 7/1/2016.
 - e. The Net Payable PMPM amount below includes the OHA administration portion of the capitation payment (non-medical load) and represent the Net Due HHS after the 2.25% withhold was applied.
 - f. No changes are implied in this amendment to prior contract language related to Flex (or Case Management)
 - g. INCREMENTAL INCREASE: a rate that is established when an existing member service is increased or decreased from the initial contract or prior amendments. The INCREMENTAL INCREASE = the base OHA carve out PMPM used in the 2015 OHA mandated rate reset, increased by the trend factor of 2.4% per year for 2 years to trend from 2015 to 2017. This figure is then subtracted from the 2017 OHA PMPM carve out rate and defines the "incremental increase" paid to HHS in 2017.
 - h. CHILDREN'S WRAP: This is a service category specific to Mental Health. Rates for this service are produced using the INCREMENTAL INCREASE method defined above.

YCCO - a,b				-2.25%	
Eligibility	Base Rate PMPM	Therapy Rate PMPM	Incrementals	CCO Withhold	Net Payable PMPM
TANF	43.65	-	4.57	(1.08)	47.140
PLMA	43.65	-	0.87	(1.00)	43.52
CHILD 00-01	43.65	0.02	-	(0.98)	42.69
CHILD 01-05	43.65	8.56	-	(1.17)	51.04
CHILD 06-18	43.65	0.93	0.02	(1.00)	43.60
ABAD-MED	43.65	-	3.93	(1.07)	46.51
ABAD	43.65	0.43	5.50	(1.12)	48.46
OAA-MED	43.65	-	3.93	(1.07)	46.51
OAA	43.65	0.43	5.50	(1.12)	48.46
CAF	43.65	2.34	34.52	(1.81)	78.70
ACA19-44	65.08	-	2.98	(1.53)	66.53
ACA45-54	65.08	-	6.86	(1.62)	70.32
ACA55-64	65.08	-	3.25	(1.54)	66.79
SNRG	43.65	-	5.45	(1.10)	48.00

YCCO - e,g				-2.25%	
Eligibility	Base Rate PMPM	ABA Therapy Rate PMPM	Incrementals	CCO Withhold	Net Payable PMPM
TANF	91.89	-	4.57	(2.17)	94.29
PLMA	91.89	-	0.87	(2.09)	90.67
CHILD 00-01	91.89	0.02	-	(2.07)	89.84
CHILD 01-05	91.89	8.84	-	(2.27)	98.46
CHILD 06-18	91.89	0.96	0.02	(2.09)	90.78
ABAD-MED	91.89	-	3.93	(2.18)	93.66
ABAD	91.89	0.42	5.50	(2.20)	95.61
OAA-MED	91.89	-	3.93	(2.18)	93.66
OAA	91.89	0.42	5.50	(2.20)	95.61
CAF	91.89	2.46	34.52	(2.90)	125.97
ACA19-44	44.46	-	2.98	(1.07)	46.37
ACA45-54	44.46	-	6.86	(1.15)	50.17
ACA55-64	44.46	-	3.25	(1.07)	46.64
SNRG	91.89	-	5.45	(2.19)	95.15

B.O.17-04