

**AMENDMENT V**  
**TO THE**  
**COORDINATION AND PROVISION OF BEHAVIORAL HEALTHCARE SERVICES**  
**CONTRACT**

THIS AMENDMENT V is entered into by and between the Orange County Health Authority, a Public Agency, dba CalOptima (“CalOptima”) and the County of Orange, through its division the **Orange County Health Care Agency**, a political subdivision of the State of California (“County”), and shall become effective on the first day of the first month following execution of this Amendment IV by both parties (the “Effective Date”), with respect to the following facts:

RECITALS

- A. CalOptima and County entered into a Coordination and Provision of Behavioral Healthcare Services Contract (“Contract”), effective September 1, 2013, whereby County agreed to provide Medicare behavioral health services to OneCare Members. The Contract was subsequently amended as follows: Amendment I, effective September 1, 2013, extended the Contract to cover Cal MediConnect (OneCare Connect) members; Amendment II, effective January 1, 2015, revised the begin date of Cal MediConnect, extended the Contract to December 31, 2017, and updated the Behavioral Health benefit matrix; Amendment III, effective January 1, 2018, extended the Contract to December 31 2020, with an option to renew for two (2) additional one-year terms, and updated the Behavioral Health benefit matrix in Amendment II; and Amendment IV, effective December 1, 2020, updated the Contract’s terms and conditions to comply with Medicare regulatory requirements and to clarify the Contract’s scope and compensation.
- B. CalOptima and County now desire to renew this Contract for one year.
- C. The Centers for Medicare and Medicaid Services (CMS) established an Opioid Treatment Program (OTP) under Medicare. Medicare Advantage plans are required to provide this OTP benefit as of January 1, 2020. CalOptima and County now desire to amend the Contract to incorporate the required benefit update into the Contract.

NOW, THEREFORE, the parties agree as follows:

- 1. This Contract is renewed for a period of one (1) year, effective January 1, 2021 through December 31, 2021.
- 2. Addendum 2, Schedule 2, the Coverage Matrix 2: Substance Use Disorder Benefit, in Amendment II of the Contract is deleted in its entirety and replaced with the attached Coverage Matrix 2: Substance Use Disorder Benefit – Amendment V.

**CONTRACT REMAINS IN FULL FORCE AND EFFECT-** Except as specifically amended by this Amendment V, all other terms and conditions contained in the Contract shall continue in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment V.

FOR COUNTY

FOR CALOPTIMA:

DocuSigned by:  
Jeff Nagel  
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SIGNATURE

Jeff Nagel  
PRINT NAME

Ladan Khamseh  
PRINT NAME

Behavioral Health Director  
TITLE

Chief Operating Officer  
TITLE

10/6/2020  
DATE

\_\_\_\_\_  
DATE

Approved As To Form  
County Counsel  
County of Orange, California

By: Brittany McLean  
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Deputy

Dated: 10/6/2020

### Coverage Matrix 2: Substance Use Disorder Benefit – Amendment V

	Type of Service	Benefit Coverage	Demonstration Responsibility
<b>Inpatient Acute and Acute Psychiatric Hospitals</b>	Detoxification	Medicare	CalOptima
<b>Inpatient/Outpatient</b>	Treatment of Drug Abuse <sup>1</sup> (Medicare Benefit Policy Manual, Chapter 6 §20, and Chapter 16 §90)	Medicare	CalOptima
<b>Outpatient</b>	Alcohol Misuse Counseling: one alcohol misuse screening (SBIRT) per year. Up to four counseling sessions may be covered if positive screening results. <i>Must be delivered in a primary care setting.</i> <sup>2</sup>	Medicare	CalOptima
	Group or individual counseling by a qualified clinician	Medicare	CalOptima
	Subacute detoxification in residential addiction program outpatient	Medicare	CalOptima
	Alcohol and/or drug services in intensive outpatient treatment center	Medicare	CalOptima
	Extended Release Naltrexone (vivitrol) treatment	Medicare	CalOptima
	Intensive Outpatient Treatment Services	Drug Medi-Cal <sup>3</sup>	County Alcohol & Drug
	Perinatal Residential Treatment Services	Drug Medi-Cal	County Alcohol & Drug
	Outpatient Drug Free Services/Counseling ( <i>coverage limitations</i> ) <sup>4</sup>	Drug Medi-Cal	County Alcohol & Drug
	Opioid Treatment Program <sup>5</sup>	Medicare	CalOptima
	Naltrexone	Drug Medi-Cal	County Alcohol & Drug

<sup>1</sup> Medicare inpatient detoxification and/or rehabilitation for drug substance abuse when it is medically necessary. Coverage is also available for treatment services provided in the hospital outpatient department to patients who, for example, have been discharged for the treatment of drug substance abuse or who require treatment but do not require the availability and intensity of services found only in the inpatient hospital setting. The coverage available for these services is subject to the same rules generally applicable to the coverage of outpatient hospital services.

<sup>2</sup> Medicare coverage explanation: refer to the National Coverage Determination (NCD) for Screening and Behavioral Counseling Interventions in Primary Care to Reduce Alcohol Misuse (210.8) available on the Medicare website.

<sup>3</sup> On January 29, 2010, the Department of Alcohol and Drug Programs issued a letter to county ADP administrators and Drug Medi-Cal direct contract providers, stating that Drug Medi-Cal services are not services provided by Medicare.

<sup>4</sup> Title 22, Section 51341.1 limits DMC individual counseling to the intake, crisis intervention, collateral services and treatment and discharge.

<sup>5</sup> Under the Calendar Year 2020 Physician Fee Schedule final rule, the Centers for Medicare and Medicaid Services (CMS) will pay Opioid Treatment Programs (OTPs) for opioid use disorders treatment services to people with Medicare Part B. Medicare Advantage (MA) plans must include the OTP benefit as of January 1, 2020. MA plans must only use OTP providers that meet the same requirements as those providing those services under Medicare Part B, including enrollment with Medicare.

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