



24-5374

**DATE:** May 7, 2024 (Item No. {{item.number}})

**TO:** Board of Supervisors

**FROM:** Robert Jonsen, Sheriff

**SUBJECT:** Department of State Hospitals Second Amendment

### **RECOMMENDED ACTION**

Approve Second Amendment to Agreement with Department of State Hospitals relating to coordinating telehealth video interviews of incompetent to stand trial defendants in an amount not to exceed \$305,000 for period July 1, 2024 through June 30, 2025, that has been reviewed and approved by County Counsel as to form and legality.

### **FISCAL IMPLICATIONS**

There is a positive net impact on the County General Fund as a result of this recommended action. The revenue agreement with Department of State Hospitals totaling of \$75,000 for FY2024-25. This revenue estimate will be included in the FY2024-25 Adopted Budget.

### **REASONS FOR RECOMMENDATION AND BACKGROUND**

Department of State Hospitals (DSH) has been partnering with jails across the State as part of a requirement to facilitate expedient restore to competency evaluations. Generally, it takes months for a bed to open; meanwhile, the inmate sits in the County of Santa Clara jail system, and the inmate's court case is put on hold. This partnership would allow DSH to conduct the court ordered evaluation remotely thus avoiding the need to transport the inmate to a State Hospital, which results in both transportation and housing cost savings.

In January 2022, Department of State Hospitals reached out to the Office of the Sheriff to enter into an agreement in which the Office of the Sheriff would coordinate telehealth video evaluations of defendants who have been committed to DSH as incompetent to stand trial on a felony charge and are awaiting admission to a DSH facility, and in return, DSH would reimburse the Office of the Sheriff for equipment expenses and staff time to facilitate the video evaluations.

On July 8, 2022, the Senior Strategic Sourcing Officer on behalf of the Director of Procurement approved the Agreement between the County of Santa Clara and Department of State Hospitals for the period of July 1, 2021 through June 30, 2024 for \$90,000.

On October 11, 2022, the Senior Strategic Sourcing Officer on behalf of the Director of Procurement approved the First Amendment to the Agreement between the County of Santa

Clara and Department of State Hospitals, which adds \$140,000 to the Agreement for a total of \$230,000.

The Second Amendment to the Agreement would extend the Agreement for a period of one (1) year and add \$75,000 to the Agreement for a total of \$305,000.

### **CHILD IMPACT**

The recommended action will have no/neutral impact on children and youth.

### **SENIOR IMPACT**

The recommended action will have no/neutral impact on seniors.

### **SUSTAINABILITY IMPLICATIONS**

The recommended action will have no/neutral sustainability implications.

### **CONSEQUENCES OF NEGATIVE ACTION**

The Office of the Sheriff would not be able to coordinate the telehealth video evaluations that are requested by Department of State Hospitals.

### **STEPS FOLLOWING APPROVAL**

Return 2 signed copies to Melody Vuong, Office of the Sheriff. The copies will be sent to the Department of State Hospitals for signature, and once all signatures have been obtained, the fully executed agreement will be provided to the Clerk's Office.

### **ATTACHMENTS:**

- Dept of State Hospitals Amendment 2
- Dept of State Hospitals Amendment 1
- Dept of State Hospitals Agreement