

RESOLUTION #FY2018-25

120 DAY NOTICE CONTRACT CANCELLATION

January 29, 2018

Whereas, The Wood County Alcohol, Drug Addiction and Mental Health Services Board as prescribed the Ohio Revised Code (ORC) Section 340.036 (D) is legally required to execute a 120 Day Notice of Termination of the service contract(s) between the Wood County ADAMHS Board and the contract agencies it has funded for FY 18, if terminated substantial changes are to be made in the contract terms for FY18. As stated in ORC 340.036 (D), " If a party to a contract entered into under this section proposes not to renew the contract or proposes substantial changes in contract terms, the other party shall be given written notice at least one hundred twenty days before the expiration date of the contract.", and

Whereas, the ADAMHS Board may implement additional changes in response to decreased, or other changes in funding from the Ohio Mental Health and Addiction Services that are anticipated, with further details on such changes to be made available when they are known, and

Whereas, changes in contract terms will be necessitated if Ohio does not continue, or makes changes in Medicaid expansion for FY19, which would result in increased Board expenses, and

Whereas, the Board may make changes in program funding and may contract with certified agencies to achieve cost-effectiveness of programs and services paid for in whole or in part with public funds controlled by the Board, and

Whereas, there is uncertainty for our system of care with the implementation of Medicaid Managed Care in Ohio, effective July 1, 2018, and

Whereas, the Board expects to reduce funding to agencies by five percent from FY 18 expenditures and agencies are asked to provide their prioritized cuts in Board funding by five percent.

Whereas, specific notices to Board contract providers are attached, regarding program reporting

Therefore, be it resolved that the Board approves the 120-day notice of FY 2018 contract termination with Board contract providers.

Board Members	Yes	No	Absent	Abstain
Allen Baer	X			
Cary Wise			X	
Corey Speweik			X	
Erin Hachtel	X			

Jennifer Cumming	X			
Jessica Clements	X			
Leanne Eby	X			
Marc Jensen	X			
Randy Rothenbuhler	X			
Stan Korducki	X			
Sue Moore			X	
Tom Kiger			X	
Doug Cubberley	X			

Randy Rothenbuhler motioned to approve this resolution Stan Korducki seconded. This resolution is adopted by the majority of the Board. Resolution passed.


 Board Chair

1/29/18
 Date

TO: Provider CEO/Executive Director
Name of Agency
Address
City and zip

FROM: Tom Clemons, Executive Director

DATE: January 29, 2018

SUBJECT: 120 Day Notice of Substantial Change in Contracts for Fiscal Year 2019

Dear :

This letter serves as written notice that the FY18 Board-Provider contract between the Wood County Alcohol, Drug Addiction and Mental Health Services Board and (agency) will terminate at the close of business on June 30, 2018. As required by Ohio Revised Code (ORC) Section 340.06 (D), the Board is legally required to execute a 120 Day Notice of Termination of the service contract(s) between the Wood County ADAMHS Board and the contract agencies it has funded for FY 18, if substantial changes are to be made in the contract terms for FY19. As stated in ORC 340.036 (D), " If a party to a contract entered into under this section proposes not to renew the contract or proposes substantial changes in contract terms, the other party shall be given written notice at least one hundred twenty days before the expiration date of the contract."

This notice also ensures compliance with the terms of the FY18 Board/Provider contract, and of the ADAMHS Board's intention to make substantial changes from the FY 18 Board/Provider Contract for FY 19.

The reasons for this notice will be discussed with Providers during the FY18 allocations planning meetings. These reasons include:

1. The ADAMHS Board may implement additional changes in response to decreased or other changes in funding from the Ohio Mental Health and Addiction Services, with further details on such changes to be made available when they are known.
2. Changes in the State of Ohio's management of federal and state funding for behavioral health services for FY 2019, due to implementation of Ohio's Behavioral Health

Redesign, which became effective January 1, 2018. The Board will be making changes in the services it will contract with, and in the reimbursement rates paid for non-Medicaid claims for Board eligible residents. The services and rates will follow those included in the BH Redesign.

3. Changes in contract terms will be necessitated if Ohio does not plan to continue, or makes changes in, Medicaid expansion for FY19. Any details will be shared with the Provider as soon as we are aware of them.
4. Whereas, the state is planning for implementation of Medicaid Managed Care in Ohio, effective July 1, 2018, resulting in changes that are not yet understood.
5. The ADAMHS Board may implement additional changes in language to the Provider Contract based on recommendations from the Wood County Prosecutor's Office and other information or requirements not reasonably available at this time. The ADAMHS Board will notify Providers of such changes as soon as reasonably possible.
6. The Board will be requiring Provider reports for all services provided under contract with the Board, these will be discussed with the Provider during FY19 allocations meetings. These changes will be reflected in the contract, including Attachment D.
7. The Board may make changes in program funding and may contract with certified agencies to achieve cost-effectiveness of programs and services paid for in whole, or in part, with public funds controlled by the Board.
8. The Board recognizes a decreasing trend in Board reserves and may need to reduce Board expenses by at least five percent from FY18 actuals expenditures. Agencies are asked to propose prioritized cuts of at least five percent from their Board FY18 expenditures. The Board reserves the right to make the final decision as to the nature of the funding cuts.

The Board intends to supplement this notice with information that becomes available.

Please contact this office in the event you have any questions concerning this matter by calling 419-352-8475.

Sincerely,

Tom Clemons, Executive Director
Wood County Alcohol, Drug Addiction and Mental Health Services Board

745 Haskins Road, Suite H

Bowling Green, Ohio 43402