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**THIRD AMENDMENT TO
OREGON HEALTH AUTHORITY
2019-2021 INTERGOVERNMENTAL AGREEMENT FOR THE FINANCING OF
MENTAL HEALTH, ADDICTION TREATMENT, RECOVERY, & PREVENTION,
AND PROBLEM GAMBLING SERVICES AGREEMENT #159184**

This Third Amendment to Oregon Health Authority 2019-2021 Intergovernmental Agreement for the Financing of Community Mental Health, Addiction Treatment, Recovery, & Prevention, and Problem Gambling Services effective as of July 1, 2019 (as amended, the “Agreement”), is entered into, as of the date of the last signature hereto, by and between the State of Oregon acting by and through its Oregon Health Authority (“OHA”) and **Yamhill County** (“County”).

RECITALS

WHEREAS, OHA and County wish to modify the Financial Assistance Award set forth in Exhibit C of the Agreement.

NOW, THEREFORE, in consideration of the premises, covenants and agreements contained herein and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

AGREEMENT

1. The financial and service information in the Financial Assistance Award are hereby amended as described in Attachment 1 attached hereto and incorporated herein by this reference. Attachment 1 must be read in conjunction with the portion of Exhibit C of the Agreement that describes the effect of an amendment of the financial and service information.
2. Capitalized words and phrases used but not defined herein shall have the meanings ascribed thereto in the Agreement.
3. County represents and warrants to OHA that the representations and warranties of County set forth in section 4 of Exhibit F of the Agreement are true and correct on the date hereof with the same effect as if made on the date hereof.
4. Except as amended hereby, all terms and conditions of the Agreement remain in full force and effect.
5. This Amendment may be executed in any number of counterparts, all of which when taken together shall constitute one agreement binding on all parties, notwithstanding that all parties are not signatories to the same counterpart. Each copy of this Amendment so executed shall constitute an original.

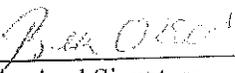
B.O. 19-449

IN WITNESS WHEREOF, the parties hereto have executed this amendment as of the dates set forth below their respective signatures.

6. Signatures.

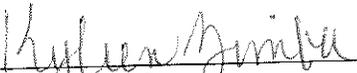
Yamhill County

By:

<u></u>	<u>Pam Olson</u>	<u>COMMISSIONER</u>	<u>11-7-19</u>
Authorized Signature	Printed Name	Title	Date

State of Oregon acting by and through its Oregon Health Authority

By:

<u></u>	<u>Kyleen Zimber</u>	<u>Deputy BTH Director</u>	<u>11-13-19</u>
Authorized Signature	Printed Name	Title	Date

Approved by: Director, OHA Health Systems Division

By:

<u></u>	<u>Jon Collins PhD</u>	<u>Dep Dir HSD</u>	<u>11/13/19</u>
Authorized Signature	Printed Name	Title	Date

Approved for Legal Sufficiency:

Approved by Steven Marlowe, Senior Assistant Attorney General, Department of Justice, Tax and Finance Section, on April 30, 2019; e-mail in contract file.

OHA Program:

Approved by Carmen Armendariz on October 30, 2019; e-mail in contract file.

Accepted by Yamhill County
Board of Commissioners on

11/7/19 by Board Order
19-449

ATTACHMENT 1

**EXHIBIT C
Financial Pages**

MODIFICATION INPUT REVIEW REPORT

MOD#: M0040

CONTRACT#: 159184

CONTRACTOR: YAMHILL COUNTY

INPUT CHECKED BY: _____ DATE CHECKED: _____

SE#	FUND	PROJ	CPMS	PROVIDER	EFFECTIVE	SLOT	RATE	OPERATING	STARTUP PART	PART	PAAF	CLIENT	SP#
	CODE				DATES	CHANGE/TYPE		DOLLARS	DOLLARS ABC	IV	CD	BASE	CODE
FISCAL YEAR: 2019-2020													
	BASE	NON-RESIDENTIAL MENT											
20	804	MHNRMH			9/1/2019 - 2/28/2020	0 /NA	\$0.00	-\$73,911.96	\$0.00	A	1	Y	1
					TOTAL FOR SE# 20			-\$73,911.96	\$0.00				
	BASE	COMMUNITY CRISIS SER											
25	804	CRISIS			9/1/2019 - 2/28/2020	0 /NA	\$0.00	-\$176,088.04	\$0.00	A	1	Y	1
					TOTAL FOR SE# 25			-\$176,088.04	\$0.00				
					TOTAL FOR 2019-2020			-\$250,000.00	\$0.00				
					TOTAL FOR M0040 159184			-\$250,000.00	\$0.00				

B.O. 19-449
Exhibit "A"

OREGON HEALTH AUTHORITY
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: YAMHILL COUNTY
DATE: 10/28/2019

Contract#: 159184
REF#: 004

REASON FOR FAAA (for information only):

Funds are removed for the Certified Community Behavioral Health Clinics (CCBHC).

The following special condition(s) apply to funds as indicated by the special condition number in column 9. Each special condition set forth below may be qualified by a full description in the Financial Assistance Award.

M0040 1 OHA and County have mutually agreed to reduce the financial assistance awarded to County for MHS 20, and MHS 25 Services delivered under that line of Exhibit C, "Financial Assistance Award," containing an "A" in column "Part ABC," by the amounts shown in this Amendment to the Financial Assistance Award for MHS 20, and MHS 25 Services. Upon execution of this Amendment, OHA shall adjust County's monthly allotments as necessary to reflect the changes in funding provided for MHS 20, and MHS 25 Services provided under that line of the Financial Assistance Award. The total amount of the funding reduced under this Amendment shall be reallocated to MMIS solely for the benefit of extending the demonstration permitted by the State's Medicaid Plan between CMS and the State of Oregon for the Certified Community Behavioral Health Clinics (CCBHC). Such demonstration project provided an enhanced rate to the CCBHCs for a select set of services and CMS supported the enhance rate with a federal match. The payments to CCBHCs are not currently in the State Medicaid Plan, as it is currently in demonstration mode-only. The CCBHCs were authorized as meeting Section 223 of the Protecting Access to Medicare Act (PAMA) or allowing funds for the purposes of reopening clinic-specific prospective payment system (PPS-1) rates for demonstration services, a payment methodology allowed by CMS and meeting OAR 309-009. The CCBHCs were compensated for services through a prospective payment system (PPS) in this demonstration. County shall set aside the amounts shown in this Amendment for payment of CCBHC's eligible Services claims properly billed through and paid by MMIS, with the set aside paying the enhanced rate. In the event total claims submitted by CCBHC and paid through MMIS are in excess of the total amount reallocated under this Amendment, the County agrees to repay to OHA an amount equal to the excess funding paid to CCBHC from available funds not yet paid to County. The unused portion of funding provided to CCBHC remaining, if any, at the end of the specified period shall be returned to the County, which shall be in the form of a written amendment to this Financial Assistance Award or such other agreement as the parties may designate. Funding shall be returned, in the same proportion as this funding reduction, to the same Service Element designated

OREGON HEALTH AUTHORITY
Financial Assistance Award Amendment (FAAA)

CONTRACTOR: YAMHILL COUNTY
DATE: 10/28/2019

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under this Amendment.

B.O. 19-449
Exhibit "A"