

**STATE OF NEW MEXICO
HUMAN SERVICES DEPARTMENT
PROFESSIONAL SERVICES CONTRACT
EXPEDITED CONTRACT AMENDMENT NO. 1**

This Expedited Contract Amendment No. 1 (“Amendment No. 1”) to Contract No. 09-630-7903-0063 is made and entered into by and between the State of New Mexico Interagency Behavioral Health Purchasing Collaborative (hereinafter referred to as the “Collaborative”) and United HealthCare Insurance Company and United Behavioral Health, through their joint venture OptumHealth New Mexico, the Statewide Entity (“SE”), (hereinafter referred to as “SE” or “Contractor”).

WITNESSETH:

WHEREAS, the Collaborative and the Contractor previously entered into Contract No. 09-630-7903-0063 providing for services to be provided to the Collaborative by the Contractor;

WHEREAS, Article 6.7 of the Contract provides that the parties may enter into Expedited Contract Amendments in order to add new funds to the Contract that become available to the Collaborative during the term of the Contract; and

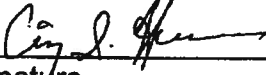
WHEREAS, the parties believe it is to their mutual benefit to add additional funds that have become available to the Contract in accordance with the terms of Article 6.7;

NOW, THEREFORE, IT IS MUTUALLY AGREED BETWEEN THE PARTIES THAT THE FOLLOWING PROVISION OF THE ABOVE-REFERENCED CONTRACT NO. 09-630-7903-0063 (hereinafter referred to as the “Contract”) IS HEREBY AMENDED AS FOLLOWS:

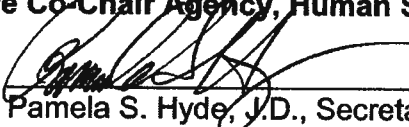
- 1. Appendix xxx, the FY 2010 Funding Table referenced in Article 6 of the Contract, is amended to add \$207,592.72 in Mental Health Block Grant funds and associated conditions of expenditure to the Contract on behalf of the Collaborative member agency, Children, Youth and Families Department (CYFD). The amended Appendix xxx FY 2010 Funding Table, which totals \$378,418,149.72 and is dated August 24, 2009, supersedes the original Appendix xxx FY 2010 Funding Table referenced in Article 6 of the Contract, is attached to Amendment No. 1, and is incorporated by reference in its entirety into Amendment No. 1 and the Contract. (The revisions to the amended Appendix xxx and the associated conditions of expenditure appear in bold text on page 7 of the Appendix and refer to the CMH Block Grant – Federal.)**
- 2. This Amendment No. 1 to the Contract shall not become effective until approved by the Contracts Review Bureau of the New Mexico Department of Finance and Administration.**
- 3. All other articles, provisions and terms of the Contract shall remain unchanged.**

IN WITNESS WHEREOF, the parties have executed this Amendment No. 1 as of the date of signature below by the Contracts Review Bureau of the New Mexico Department of Finance and Administration.

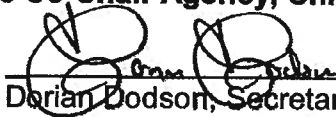
Contractor/Statewide Entity

By:  Date: 8/27/09
Signature
CRAG S. HERMAN
COD PUBLIC SECTOR SOLUTIONS, OPTUM-HEALTH
Printed name and title

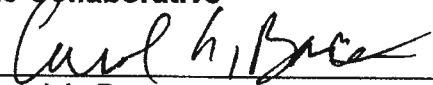
Collaborative Co-Chair Agency, Human Services Department

By:  Date: 8/27/09
Pamela S. Hyde, J.D., Secretary

Collaborative Co-Chair Agency, Children, Youth and Families Department

By:  Date: 8/27/09
Dorian Dodson, Secretary

Counsel for the Collaborative

By:  Date: 8/27/09
Carol A. Baca
Certifying form and legal sufficiency

The records of the Taxation and Revenue Department reflect that the Contractor is registered with the Taxation and Revenue Department of the State of New Mexico to pay gross receipts and compensating taxes.

ID Number: 03-140568-001

By:  Date: 8/27/09
Taxation and Revenue Department

This Agreement has been approved by the DFA Contracts Review Bureau:

By: *Bl Mt*

Date: *9-23-09*

DFA Contracts Review Bureau

**APPENDIX xxx
FY 2010 Funding Table**

Department	Funding Source (Fed/State)	Total Funding ¹	Min. Req. Direct Services	Percent Other Allowed ²	Individuals Served	Programs/Services Provided	Special Parameters
NMCD - Community Programming	Community Offender Management (Probation and Parole) - General Fund	\$3,669,200	97 percent \$3,559,124	3 percent \$110,076	Individuals under NMCD supervision in the community, either probation or parole, or discharging from prison or jail to community supervision.	Outpatient services for BH, Residential Substance Abuse programming, and life maintenance services	See General Fund Appropriations; NMCD Strategic Plan, Budget-based Performance Measures
	Community Corrections Fund - General Fund	\$2,924,300	97 percent \$2,836,571	3 percent \$87,729	Individuals under NMCD supervision in the community, either probation or parole, or discharging from prison or jail to community supervision.	Outpatient services for BH, Residential Substance Abuse programming, and life maintenance services	NMCD Strategic Plan, Budget-based Performance Measures; Community Corrections Statute: NMSA 33.9.1 - 33.9.10 (1989)
	General Fund	\$59,401	100 percent \$59,401	0 percent	Persons age 55 and older	Provide individual and group peer counseling services. Such services shall be provided in home and community-based settings, including senior centers.	
HSD	Medicaid: Managed Care, Federal	\$202,827,000	86 percent \$174,431,220	14 percent \$28,395,780	All Medicaid-eligible individuals enrolled in managed care	Medicaid Behavioral Health Services as identified in HSD/MAD regulations	Projected Amount. Final amounts depend on negotiated rates and actual number of enrolled individuals
	Medicaid: Managed Care, State	\$53,597,000	86 percent \$46,093,420	14 percent \$7,503,580	All Medicaid-eligible individuals enrolled in managed care	Medicaid Behavioral Health Services as identified in HSD/MAD regulations	Same as above

¹ Amounts are subject to final federal, state and other fund source appropriations, awards, approvals or final negotiated amounts.

² Unless otherwise specified, percentage available for non-direct services; can include operating costs as well as other non-direct costs such as operational activities, training, evaluation

**APPENDIX xxx
FY 2010 Funding Table**

Department	Funding Source (Fed/State)	Total Funding 1	Min. Req. Direct Services	Percent Other Allowed2	Individuals Served	Programs/Services Provided	Special Parameters	
HSD	Medicaid: Coordinated FFS, Federal & State	\$46,306,500 The projected State share is 23.1% (approximately \$10,692,500)	\$39,765,500	\$6,541,000 This amount is not based on a % of total available dollars, but is a negotiated per member per month fee that will vary by number of enrollees. The State/Federal split is 50/50.	All Medicaid-eligible individuals not enrolled in managed care	Medicaid Behavioral Health Services as identified in HSD/MAD regulations	Claims and administrative fees are projected amounts subject to variation based on enrollment and utilization trends. Claims for direct services are passed through to HSD for payment. The admin fee is a set amount per month per enrollee, therefore, the percentage of total will vary depending on the relationship between the number of enrollees and total claims paid.	
	BHSD: General Fund Substance Abuse	\$14,699,530	88.2 percent = \$12,964,987	11.8 percent = 1,734,543	Non-Medicaid-eligible adults (age 18+) who meet certain clinical and financial criteria	Substance Abuse Residential, Outpatient Svcs; Detox; Opioid Replacement Therapy; Native American Svcs; Women's Comprehensive Svcs. Outreach; Methamphetamine Treatment; Methamphetamine Contingency; Reg detox tx in DeBaca; SA Prg Eddie Co.; Long-term DA/AIC rehab-Taos Co.; Mobile Crisis ; Navajo Nation	Funds will be expended as directed by BHSD.	
		\$2,971,817	92 percent = \$2,734,072	8 percent = \$237,745		Total Community Approach;		
	BHSD: General Fund Mental Health	\$18,332,203	88.2 percent = \$16,169,003	11.8 percent = \$2,163,200	TOTAL SUBSTANCE ABUSE	Mental Health Inpatient & Outpatient Services; Jail Diversion; Sexual Assault Svcs; School-Based MH Svcs; Supported Employment, Compulsive Gambling; Psychotropic Medications; Veterans BH Services (PTSD);	Funds will be expended as directed by BHSD.	
		\$2,163,191	92 percent = \$1,990,136	8 percent = \$173,055				

**APPENDIX xxx
FY 2010 Funding Table**

Department	Funding Source (Fed/State)	Total Funding	Min. Req. Services	Percent Other Allowed ²	Individuals Served	Programs/Services Provided		Special Parameters
						Percent Other Allowed ²	Individuals Served	
HSD		\$492,525	92 percent = \$453,123	8 percent = \$39,402		Expanded Mental Health		
		\$750,000	99.47 percent = \$746,000	.53 percent = \$4,000		Supportive Housing		
		21,737,919.00	19,358,262.00	2,379,657.00	TOTAL MENTAL HEALTH			
	BHSD: Community MH Block Grant – Federal	\$1,485,189	100 percent \$1,485,189	0 percent	Non-Medicaid-eligible adults (age 18+) who meet certain clinical and financial criteria	Mental Health Outpatient Services;	CMH Federal Block Grant requirements	
BHSD: SAPT Block Grant – Federal	\$4,893,866	100 percent \$4,893,866	0 percent	Treatment: Non-Medicaid-eligible adults (age 18+) who meet certain clinical and financial criteria; and targeted community services.	Substance Abuse Residential; Inpatient & Outpatient Services; Detoxification; Opioid Replacement Therapy; Native American Services. Women's Comprehensive Services. Outreach	SAPT Block Grant Federal Requirements		
	SAPT Block Grant – Federal	\$2,134,300	100 percent \$2,134,300	0 percent	Children, families and communities; Prevention; targeted to individuals, families and communities not in need of treatment services. Specific services 0 – 6 year olds; K – 6th grade; 12 – 17 year olds; and targeted community services.	Evidence-Based Prevention Programs	Must follow SAPT Block Grant Requirements	
	BHSD: Access to Recovery (ATR II) – Federal	\$4,310,000	100 percent \$4,310,000	0 percent	Non-Medicaid-eligible adults (age 18+) who meet certain clinical and financial criteria	Voucher-based substance abuse treatment referral system	ATR federal requirements	
	BHSD: Co-SIG – Federal	\$288,200	100 percent \$288,200	0 percent	Individuals with co-occurring mental health and substance abuse issues	Infrastructure Development to provide co-occurring treatment. Contracts for 3 pilot sites plus system development and data	COSIG requirements;	
HSD	HSD/ISD TANF (Federal)	\$800,000	85 percent \$680,000	15 percent \$120,000	TANF-eligible individuals	Substance abuse services that assist the individual to be ready for employment	TANF federal requirements	

**APPENDIX xxx
FY 2010 Funding Table**

Department	Funding Source (Fed/State)	Total Funding ¹	Min. Percent Req. Direct Services	Percent Other Allowed ²	Individuals Served	Programs/Services Provided	Special Parameters
CYFD	General Fund	\$6,249,100	96.8 percent \$6,049,129	3.2 percent \$199,971	CYFD and non-CYFD involved/ referred youth (to age 21); those at risk of CYFD involvement	Children's BH Services	HB 2 - \$4
	General Fund	\$2,441,600	96.8 percent \$2,363,469	3.2 percent \$78,131	CYFD and non-CYFD involved/ referred youth (to age 21); those at risk of CYFD involvement	Shelter Care/Family Shelter Care and Safehouse Services	HB 2 - \$4
	General Fund -	\$886,100	96.8 percent \$857,745	3.2 percent \$28,355	Girls referred or approved by the Juvenile Justice Facilities Behavioral Health Director of CYFD or an appropriate designee	Gender specific services for girls involved in juvenile justice system	HB 2 - \$4
	CMH Block Grant - Federal	\$172,000	100 percent \$172,000	0 percent		MST - Training	To be tracked separately from the additional CMHBG funds and general funds
		\$207,592.723	100 percent \$207,592.72	0 percent	CYFD involved/referred youth (to age 21) and those at risk of CYFD involvement; for non-Medicaid eligible youth who are determined to be Severely Emotionally Disturbed (SED)		Providers accessing these funds must demonstrate current certification in the specific evidence-based practice modality. The carryover portion, (\$64,733.72) shall be expended no later than September 30, 2009; The FY 10 funds (\$145,859) will remain unallocated to specific providers, but may only be accessed by current CYFD contracted providers.
		\$379,592.72 TOTAL CMHBG					

³ \$207,592.72 = \$61,733.72 Carryover from unexpended FY10 MST training funds plus \$145,859.00 in additional CBHBG FY 10 funds. These two allocations will be tracked separately from each other.

**APPENDIX xxx
FY 2010 Funding Table**

Department	Funding Source (Fed/State)	Total Funding	Min. Req. Direct Services	Percent Other Allowed	Individuals Served	Programs/Services Provided	Special Parameters
DOH	Prevention General Fund	\$2,753,624	86.7 percent \$2,387,392	13.3 percent \$366,232	Children, families and communities; Prevention: targeted to individuals, families and communities not in need of treatment services. Specific services 0 – 6 year olds; K – 6 th grade; 12 – 17 year olds; and targeted community services.	Evidence-Based Prevention Programs	Must be used to purchase evidence-based prevention programming
DOH	DDSD – Respite Services, GF	75,000	97 percent \$72,750	3 percent \$2,250	Families of children and youth up to age twenty-one with an autism spectrum disorder, have intense behavioral health needs and meet other eligibility criteria.	Autism Spectrum Disorder (ASD)	Funds will be expended as directed by DOH
	Safe and Drug Free Schools Federal Funds, Governor's portion	\$499,661	100 percent \$499,661	0 percent	Children, Families and Communities	Evidence-Based Prevention	Title IV of the Elementary and Secondary Education Act
	Strategic Prevention Framework	\$2,429,250	100 percent \$2,429,250	0 percent	Communities with a special focus on 15-24 year olds	Evidence-based environmental strategies.	NM Strategic Prevention Framework; SIG Terms and Conditions
FUNDING TABLE GRAND TOTAL		\$378,418,149.72	\$330,633,100.72	\$47,785,049.00			