

A RESOLUTION

23-300

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

January 7, 2020

To declare the existence of an emergency with respect to the need to approve Modification Nos. 9 and 12 to Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS with MBI Health Services, LLC, for mental health rehabilitative services, and to authorize payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the human care agreement.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Modifications to Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS Approval and Payment Authorization Emergency Declaration Resolution of 2020”.

Sec. 2. (a) There exists a need to approve Modification Nos. 9 and 12 to Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS with MBI Health Services, LLC, for mental health rehabilitative services and to authorize payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

(b) By Modification No. 9, dated September 4, 2019, the Office of Contracting and Procurement, on behalf of the Department of Behavioral Health, exercised partial Option Year 2 of Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS with MBI Health Services, LLC, for the period from September 6, 2019, through December 31, 2019, in the not-to-exceed amount of \$750,000.

(c) Modification Nos. 10 and 11 were administrative modifications that did not add any value to Option Year 2 of Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS.

(d) Modification No. 12 is now necessary to exercise the remainder of Option Year 2 of Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS for the period from January 1, 2020, through September 5, 2020, in the not-to-exceed amount of \$1.75 million, bringing the total not-to-exceed amount for Option Year 2 to \$2.5 million.

(e) Because the modifications increase the value of Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS by more than \$1 million during a 12-month period, Council approval is required pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51).

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(f) Approval is necessary to allow the continuation of these vital services. Without Council approval, MBI Health Services, LLC, cannot be paid for goods and services provided in excess of \$1 million for the contract period from September 6, 2019, through September 5, 2020.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Modifications to Human Care Agreement No. RM-17-HCA-MHRS-MBI-BY4-RDS Approval and Payment Authorization Emergency Act of 2020 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.