



Mid-Valley Behavioral Care Network

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RESOLUTION #2017-002

Class Special Procurement – Mental Health Services

WHEREAS MVBCN has a contractual obligation to Willamette Valley Community Health (WVCH) to have an adequate network of providers to serve WVCH members' mental health needs.

WHEREAS the mental health provider network contracted by MVBCN for WVCH enrollees must be dynamic and responsive in order for MVBCN to meet its contractual obligations.

WHEREAS in order to add the necessary capacity in an efficient and responsive way, a Special Procurement is necessary. MVBCN must have the capability to add capacity to its provider network on an ongoing basis as gaps are identified and qualified organizations are interested in providing the services.

WHEREAS ORS 279B.085 allows such Special Procurement if it is determined that 1) the creation and implementation of the special class is unlikely to encourage favoritism; and 2) will not substantially diminish competition for such contracts; and either 3) is reasonably expected to result in substantial cost savings to MVBCN; or 4) that the special class will substantially promote the public interest in a way that compliance with normal contracting rules cannot.

WHEREAS prospective providers must be interested and qualified in order to be considered for a provider contract. There are four categories of prospective providers that may be considered for contracts under this special class: 1) Agencies with a Certificate of Approval for mental health services from the Oregon Health Authority and that have an office location in Marion or Polk County; 2) Groups consisting solely of mental health professionals licensed by an Oregon licensing body and that have an office location in Marion or Polk County; 3) Patient Centered Primary Care Homes (PCPCHs) currently contracted by WVCH and that are interested in providing outpatient mental health services to WVCH enrollees; and 4) other providers contracted by WVCH that are qualified to provide mental health services to WVCH members. The result is that any entity among the aforementioned categories that will accept MVBCN's contract terms and conditions and payment rates may be considered for a contract consistent with member needs identified by MVBCN.

WHEREAS because all interested and qualified providers would be able to be considered for contracts under this Special Procurement, all providers are on an equal footing and there is no impact on competition; and

WHEREAS the special class will substantially promote the public interest in that MVBCN will be able to comply with its contractual obligations to WVCH; having a larger and more flexible provider network will result in patient access to outpatient mental health services without any undue delay; and the ability of MVBCN to find a provider on short notice to handle assessments within the required 14 calendar days all can be done with a special class procurement that cannot be accomplished with its usual procurement procedures; and

WHEREAS MVBCN's Public Contracting Rules allow a Special Procurement process under Section 20-0285 where the total contract awards would exceed \$100,000; where ORS 279B.085 is complied with; where appropriate notice was timely given; and the length of time the Special Procurement is allowed is set forth; and

WHEREAS notice of intent for this special procurement was timely and properly given on April 12, 2017, and no protests have been received; now

IT IS HEREBY RESOLVED that notice of intent for this special procurement was timely and properly given on April 12, 2017. The proposed Class Special Procurement meets all the qualifications of ORS 279B.085 and Section 20-0285 of MVBCN's Public Contracting Rules, and the Class Special Procurement is authorized and approved for the period from the adoption hereof through December 31, 2019. Special Procurement shall use the same contract terms and conditions and payment rates as apply to the existing provider network unless an alternative payment methodology is negotiated that is intended to assist MVBCN meet its contractual obligations.

DATED this 25th day of April, 2017.

Craig Pope, Chair
MVBCN Board of Directors

Date: _____

Approved as to Form:

Wallace W. Lien
MVBCN Legal Counsel

Date: _____