

HEALTH AND HUMAN SERVICES COMMISSION
CONTRACT NO. HHS000134400004
AMENDMENT NO. 2

The Health and Human Services Commission (“**HHSC**” or “**System Agency**”) and El Paso MHMR d\b\ a Emergence Health Network (“**Grantee**” or “**Local Government**”), collectively, the “**Parties,**” to the Mental Health Grant Program for Justice-Involved Individuals contract established under Senate Bill 292, 85th Legislature Regular Session 2017 (“**MH/SB292**”), effective on April 1, 2018 and denominated HHSC Contract No. HHS000134400004 (the “**Contract**”), now want to further amend the Contract.

Whereas, HHSC has chosen to renew the contract;

Whereas, the Parties want to add funding to support the renewal period;

Whereas, this revision will result in an addition of \$2,994,968.00 to the total Contract value.

The Parties therefore agree as follows:

1. **Article III, Contract Period and Renewal,** of the Contract Signature Document, is hereby revised to reflect a termination date of August 31, 2021.
2. **Article V, Contract Amount and Payment for Services,** of the Contract Signature Document, is hereby amended and restated in its entirety as follows:

The total value of this Contract will not exceed \$11,751,944.00, which is comprised of a total System Agency share of \$5,875,972.00 and Grantee share of \$5,875,972.00, as provided for in Attachment B-1 – Revised Budget Procedures.

3. **Article III, Performance Measures, Table 1: Deliverable Submission, of Attachment A – Revised Statement of Work** is hereby amended and restated in its entirety as follows:

Deliverable	Due Date
A-3 SB 292 Expenditure Report	Monthly, 15th day of following month, with invoice submission
A-4 SB 292 Performance Measures Tracking (PMT) Report	Monthly, 15th day of following month, with invoice submission
Purchase Voucher Form 4116	Monthly, 15th day of following month, with invoice submission
General Ledger	Monthly, 15th day of following month, with invoice submission
Match Certification Form B-13-A	Monthly, 15th day of following month, with invoice submission
A-5 SBHCC Report*	Semi-annually; Last day of the month following the end of quarter two, and last day of the month following the end of each fiscal year or last day of the month following contract termination date

A-6 JBCR Outcome Measures* (only if operating JBCR program)	Semi-annually, 30 days after the completion of quarters 2 and 4
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*These submissions shall be sent by electronic mail to the following email address in the subject format below with a copy to the assigned Contract Manager and Program Services Liaisons:

To: MHContracts@hhsc.state.tx.us

Subject: CompCode_SB292_Attachment Name

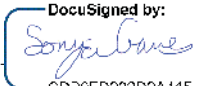
4. **Attachment A-5 Statewide Behavioral Health Coordinating Council Report** is hereby amended and restated in its entirety with **Attachment A-5 Revised Statewide Behavioral Health Coordinating Council Report**.
5. **Attachment B-1 Budget** is hereby amended and restated in its entirety with **Attachment B-1 Revised Budget Procedures**.
6. This Amendment shall be effective as of September 1, 2020.
7. Except as modified by this Amendment, all terms and conditions of the Contract shall remain in effect.
8. Any further revisions to the Contract shall be by written agreement of the Parties.

SIGNATURE PAGE FOLLOWS

**SIGNATURE PAGE FOR AMENDMENT NO. 2
HHSC CONTRACT NO. HHS000134400004**

**HEALTH AND HUMAN SERVICES
COMMISSION**

**EL PASO MHMR D\B\A EMERGENCE HEALTH
NETWORK**

By:  _____
CD39FD232D2A415...
Sonja Gaines

By:  _____
C167C8463EE94B5...
Kristen D. Daugherty

Assoc. Commissioner IDD/BH
Date of Signature: August 29, 2020

CEO
Date of Signature: August 28, 2020

**THE FOLLOWING DOCUMENTS ARE ATTACHED TO THIS AMENDMENT AND THEIR TERMS ARE
HEREBY INCORPORATED INTO THE CONTRACT:**

- ATTACHMENT A-5 - REVISED STATEWIDE BEHAVIORAL HEALTH COORDINATING
COUNCIL REPORT**
- ATTACHMENT B-1 - REVISED BUDGET PROCEDURES**

Attachment B-1 Revised Budget Procedures
Grantee: El Paso MHMR d\b\A Emergence Health Network

- A. Funding Source: State General Revenue.
- B. Funding Amounts by State Fiscal Year (i.e., September 1st through August 31st)
 - 1. 2018 HHSC Award - \$1,383,520.00, Contractor Match - \$1,383,520.00
 - 2. 2019 HHSC Award - \$1,497,484.00, Contractor Match - \$1,497,484.00
 - 3. 2020: HHSC Award - \$1,497,484.00, Contractor Match - \$1,497,484.00; and
 - 4. 2021: HHSC Award - \$1,497,484.00, Contractor Match - \$1,497,484.00.
- C. Total Reimbursements for the grant term will not exceed \$5,875,972.00.
- D. Grantee's match requirement for the grant term will not exceed \$5,875,972.00.
- E. Cost Reimbursement Budget:
 - 1. System Agency will provide written notification through technical guidance correspondence documenting approval of Grantee's cost reimbursement budget.
 - 2. Grantee's approved cost reimbursement budget documents all approved and allowable expenditures.
 - 3. Grantee shall only utilize the funding for approved and allowable costs. If Grantee requests to utilize funds for an expense not documented on the approved cost reimbursement budget, Grantee shall notify System Agency, in writing, and request approval prior to utilizing the funds. System Agency shall provide written notification regarding if the requested expense is approved.
 - 4. If needed, Grantee may revise the System Agency-approved cost reimbursement budget. Revision requirements are as follows:
 - a. System Agency approves Grantee's transfer of up to ten (10) percent of funds from budgeted direct cost categories only, excluding the 'Equipment' category. Budget revisions exceeding ten (10) percent requirement require System Agency's written approval.
 - b. Grantee may request revisions to the approved cost reimbursement budget direct cost categories that exceed the ten (10) percent requirement by submitting a written request to the System Agency assigned contract manager. This change is considered a minor administrative change and does not require a contract amendment. System Agency shall provide written notification through technical guidance correspondence documenting approval of Grantee's budget revision.
 - c. Grantee may revise the cost reimbursement budget 'Equipment' and/or 'Indirect' cost categories, however a formal contract amendment is required. Grantee shall submit to the System Agency assigned contract manager a written request to revise the budget, which includes a justification for the revisions. System Agency will amend the contract if Grantee's revision request is approved. Grantee's budget revision is not authorized, and funds cannot be utilized until the contract amendment is executed.