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August 10, 2018

SAPC BULLETIN NO. 18-10

TO: Substance Abuse Prevention and Control Contracted Service Providers

FROM: John Connolly, Ph.D., M.S.Ed., Interim Division Director
Substance Abuse Prevention and Control

SUBJECT: NEW CONTRACT REQUIREMENTS

The Los Angeles County Department of Public Health's Substance Abuse Prevention and Control (SAPC) is incorporating new contract requirements as required by Federal and State regulations and in accordance with the State of California Department of Health Care Services Drug Medi-Cal Organized Delivery System (DMC-ODS) Waiver. The language will be fully incorporated into all service contracts to be utilized in fiscal year 2019-2020.

Effective immediately, the following provisions are incorporated and mandated under all service contracts:

- In accordance with 45 CRF 96.135(a)(6), no Substance Abuse Block Grant (SABG) funds shall be used to carry out any program that includes the distribution of sterile needles or syringes for the hypodermic injection of any illegal drug.
- The following language is added to the CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION - LOWER TIER COVERED TRANSACTIONS (45 C.F.R. PART 76) section of the contract:
 - The County will monitor databases such as the System for Award Management, Medicare Exclusion Database, State of California Department of Health Care Services Suspended and Ineligible Provider List, and any other source of data that address a provider's ability to effectively provide the services described in the contract.

- The following language is added to the MESSAGING REGARDING THE UNLAWFUL USE OF ALCOHOL AND OTHER DRUGS section of the contract:
 - Contractor shall not use any Substance Abuse Block Grant funds to promote the legalization of any controlled substance.

- The following sections will be added to all contracts:
 - Within 24 hours of the termination of any employee with access to Sage, or any other system with Protected Health Information, the Contractor will disable access to these systems in accordance with the offboarding procedure described at the following link: <http://publichealth.lacounty.gov/sapc/Sage/SageInfo.htm>
 - Contractors shall ensure that all electronic files stored on removable media or portable devices (i.e., USB thumb drives, CD/DVD, back up storages, etc.) are encrypted. Encryption must be a FIPS 140-2 certified algorithm which is 128 bit or higher, such as AES.

If you have any questions or need additional information, please contact your assigned Contract Program Auditor.

JMC:dd

18-34846

c: Deborah Allen
Daniel Deniz