



STATE OF NEW HAMPSHIRE
 DEPARTMENT OF HEALTH AND HUMAN SERVICES
 OFFICE OF MEDICAID BUSINESS AND POLICY

Nicholas A. Toumpas
 Commissioner

129 PLEASANT STREET, CONCORD, NH 03301-3857
 603-271-9422 1-800-852-3345 Ext. 9422
 Fax: 603-271-8431 TDD Access: 1-800-735-2964 www.dhhs.nh.gov

Kathleen A. Dunn
 Associate Commissioner

July 17, 2015

Her Excellency, Governor Margaret Wood Hassan
 and the Honorable Council
 State House
 Concord, NH 03301

Retroactive

REQUESTED ACTION

Authorize the Department of Health and Human Services, Bureau of Behavioral Health to make a **retroactive** unencumbered payment in the amount of \$744 to Attorney Earl S. Carrel, PO Box 516, Manchester, NH 03105, (Vendor # 174182-R001), for legal services provided in excess of his contract with the Bureau during SFY 2015 using SFY16 funds. Funds are available in the following account:

05-95-92-920010-7003 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SVCS, HHS:BEHAVIORAL HEALTH- DIV, DIV OF BEHAVIORAL HEALTH, COMMITMENT COSTS

<u>Class/Object</u>	<u>Class Title</u>	<u>SFY 2016</u>
108-500751	Provider Payments-Legal Services	\$744

EXPLANATION

This Request is **retroactive** because Attorney Carrel provided legal services for 12 cases more than authorized in the contract for State Fiscal Year 2015. There was not adequate time to complete an amendment before the end of June 2015. The Vendor provided legal services to persons who were subject to Involuntary Emergency Admission to New Hampshire Hospital in SFY 2015. In accordance with RSA 135-C:30, I, such individuals are entitled to representation by legal counsel.

Attorney Carrel was under contract to the State in SFY 2015 to provide the above legal services at the rate of \$62.00 per case up to a total of \$44,826.00. By the end of SFY 2015, Attorney Carrel had provided services to twelve cases greater than anticipated in the original contract. New Hampshire Hospital has experienced a large number of admissions, requiring Attorney Carrel to represent more individuals than originally projected. The State did not have sufficient funds within the contract to reimburse him for the additional services provided. The Bureau requests approval to pay Attorney Carrel a total amount of \$744 as compensation for the twelve cases.

Respectfully submitted,

Kathleen A. Dunn, MPH
 Associate Commissioner

Approved by:

Nicholas A. Toumpas
 Commissioner

BACKUS, MEYER & BRANCH, LLP

ATTORNEYS AT LAW
116 LOWELL STREET (03104)
P.O. Box 516 (03105-0516)
MANCHESTER, NH
(603) 668-7272
FAX (603) 668-0730

JUL 14 2015

RECEIVED

July 2, 2015

Earl Camel

Tanja Milic
Division of Behavioral Health
105 Pleasant Street
Concord, NH 03301

Vendor # 174182-R001

Contract # _____ Line # _____

Invoice # 06-2015-B-2

Description: **Jun serv. Elliot

Amount: \$ 744.00

Account: 010-092-7003-102-0732

Job # 92117003

RE: Involuntary Emergency Admissions - Elliot Hospital

Invoice No. 06-2015-B

STATEMENT FOR PROFESSIONAL SERVICES

-
- 06/01/15 IEA's MONDAY:
15 IEA 120; 15 IEA 121
 - 06/05/15 IEA's TUESDAY:
15 IEA 122; 15 IEA 123
 - 06/05/15 IEA's FRIDAY:
15 IEA 124; 15 IA 125; 15 IEA 126; 15 IEA 127
 - 06/09/15 IEA's TUESDAY:
15 IEA 128; 15 IEA 129
 - 06/12/15 IEA's FRIDAY:
15 IEA 130; 15 IEA 131; 15 IEA 132; 15 IEA 133;
15 IEA 134; 15 IEA 135
 - 06/16/15 IEA's TUESDAY:
15 IEA 136; 15 IEA 137; 15 IEA 138; 15 IEA 139;
15 IEA 140
 - 05/19/15 IEA's FRIDAY:
15 IEA 141; 15 IEA 142; 15 IEA 143
 - 06/23/15 IEA's TUESDAY:
15 IEA 144; 15 IEA 145

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06/26/15 **IEA's FRIDAY:**
15 IEA 146; 15 IEA 147

06/30/15 **IEA's TUESDAY:**
15 IEA 148; 15 IEA 149

TOTAL CASES: 30 @ \$62.00 TOTAL AMOUNT:

\$ 1,860.00

- 1,116.00 paid

\$ 744.00