



BOARD OF CORRECTION

DEBBIE FIELD
Chair

DAVID MCCLUSKY
Vice-Chair

CINDY WILSON
Secretary

MINUTES

BOARD OF CORRECTION MEETING

December 10, 2018, 9:00 AM – 10:00 AM MT

Location:

Idaho Department of Correction, 1299 N. Orchard Street, Suite 110, Boise, ID 83706

Members Present:

Debbie Field, Chair
Dr. David McClusky, Vice-Chair
Cindy Wilson, Secretary

Others Present:

Attendee sign in sheet on file

- Call to order
 - ❖ Chair Debbie Field called the meeting to order at 9:03 a.m.
- Board of Correction meeting minutes approval

Vice Chair Dr. David McClusky moved to accept the October 16, 2018, November 14, 2018, and November 26, 2018 meeting minutes; Secretary Cindy Wilson seconded the motion; Vote taken: Chair Field – yes, Vice Chair Dr. David McClusky – yes, Secretary Wilson – yes.
- Corizon Contract – Pat Donaldson
 - ❖ PowerPoint presentation titled, “Corizon Contract”
 - Section 7.3.1.2 Earned Contract Renewal
 - Initial term of Corizon contract was 1/1/2014 – 12/31/2018. Can be renewed for 2 additional two-year terms.
 - The Contractor shall have a ninety-five percent (95%) or better compliance rate for all initial audits across all Facilities combined in order to be eligible for a contract renewal.
 - The Contractor must perform at a performance indicator compliance rate of ninety-five percent (95%) or better as averaged over the first forty-eight (48) consecutive months after the Service Commencement Date.
 - The compliance rate calculation will be based on a compliance rate for all initial audits across all Facilities combined.
 - Each two year contract renewal will be considered exclusive of the other. If the IDOC offers the Contractor a two-year renewal, the Contractor must either accept or decline the offer in writing to the IDOC Contract Administrator within ten (10) business days of receipt. If the Contractor does not respond within the allotted time the IDOC will move immediately to issue a new RFP.
 - Compliance Rate (chart)
 - 48 month average of all audits is 98.1%
 - Based on the compliance rate of the first 48 months of audits, Corizon is eligible for a contract renewal.

- Staffing
 - Graph detailing total hours staffed from 2015 through 2018
 - Year over year seeing an improvement of Corizon’s actual staffing hours approaching required contract staffing hours
 - ISCI Staffing
 - Graph detailing total hours staffed from 2015 through 2018
 - Liquidated Damages Assessed
 - Table showing damage reasons and amounts
 - Total liquidated damages assessed from 2014 – 2018 was \$180,032
 - Other Factors to Consider
 - Need entire year to develop RFP and conduct solicitation
 - Significant time allowed to develop transition plan to ensure no break in service
- ❖ Discussion
- Josh Tewalt noted that the most important factor to consider is time. It may be our best option to consider a two-year extension of the current contract in order to thoughtfully and thoroughly prepare a new RFP.
 - Dr. McClusky stated that there may be other options
 - Cindy Wilson asked Josh Tewalt, that in his work with ASCA, are there other entities that offer these medical services?
 - Josh responded yes, but the most challenging task is to define clear expectations between the agency and vendor providing services.
 - Debbie Field asked if there are other things that will need to be in the new RFP that are not in the current one?
 - Pat Donaldson responded that, as an example, it’s possible that mental health services might be split into a separate contract.
 - Pat Donaldson explained that the contract calls for a two-year renewal. It could be shortened to a one-year renewal, but it would require a contract revision.
 - Dr. McClusky asked about the status of the lawsuit between Corizon and hospitals. Mark Kubinski replied that Corizon is attempting to file a counterclaim against the hospitals.
 - Pat explained that the vendor is required to have contracts with the hospitals in order to treat our patients.
 - Dr. McClusky asked if IDOC could terminate the contracts based on the outcome of the lawsuits. Pat responded that no, not solely due to outcome of the lawsuit. However, any non-performance issues would be grounds for termination.
 - Cindy Wilson added that, as a positive, staff have been working with Corizon to create policies to ensure inmate and staff safety.
 - Josh Tewalt expressed that option 1 would be to extend for a two-year window as stated in the contract. If that time frame is uncomfortable for the Board, option 2 would be for IDOC to work with Corizon to amend the contract to shorten that renewal time frame which could result in additional costs, and option 3 would be to not renew, and negotiate a transition period with Corizon.
 - Cindy Wilson proposed that Corizon present at an upcoming board meeting. Cindy also recognized Pat and his staff for their diligence in working on this contract.

Vice Chair Dr. David McClusky moved to proceed with a two-year extension of the current contract, but the contract performance will be heavily scrutinized during that time period, particularly for issues regarding access to care within the community; Secretary Cindy Wilson seconded the motion; Vote taken: Chair Field – yes, Vice Chair Dr. David McClusky – yes, Secretary Wilson – yes.

➤ Adjourn

- ❖ Meeting adjourned at 9:40 a.m.

Submitted by:

Cheryl Iseri, Program Coordinator

Date

Approved by:

Dr. David McClusky, Chair

Date