

Subject: Organizational Authority and Finances

Requirements

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1. **Programs Affected:** All CCBHC Demonstration participants.
2. **Background and Purpose:** Community Mental Health Centers (CMHCs) designated by the Alabama Department of Mental Health (ADMH) as Certified Community Behavioral Health Clinics (CCBHCs) will be responsible to ensure they follow ADMH and Substance Abuse and Mental Health Services Administration (SAMHSA) guidelines regarding organizational authority and finances. ***This bulletin describes the standards for the Organizational Authority and Finances for CCBHCs.***

The Alabama Department of Mental Health is committed to ensuring all CCBHCs comply with regulations regarding organizational authority and financial integrity.

3. SAMHSA CCBHC Criteria Authority

Per CCBHC Criterion 6.A. General Requirements of Organizational Authority and Finances

3.1. The CCBHC maintains documentation establishing the CCBHC conforms to at least one of the following statutorily established criteria:

- Is a non-profit organization, exempt from tax under Section 501(c)(3) of the United States Internal Revenue Code
- Is part of a local government behavioral health authority
- Is operated under the authority of the Indian Health Service, an Indian tribe, or tribal organization pursuant to a contract, grant, cooperative agreement, or compact with the Indian Health Service pursuant to the Indian Self-Determination Act (25 U.S.C. 450 et seq.)
- Is an urban Indian organization pursuant to a grant or contract with the Indian Health Service under Title V of the Indian Health Care Improvement Act (25 U.S.C. 1601 et seq.)

3.2. A CCBHC is considered part of a local government behavioral health authority when a locality, county, region, or state maintains authority to oversee behavioral health services at the local level and utilizes the clinic to provide those services.

3.3. To the extent CCBHCs are not operated under the authority of the Indian Health Service, an Indian tribe, or tribal or urban Indian organization, CCBHCs shall reach out to such entities within their geographic service area and enter into arrangements with those entities to assist in the provision of services to tribal members and to inform the provision of services to tribal members. To the extent the CCBHC and such entities jointly provide services, the CCBHC and those collaborating entities shall, as a whole, satisfy the requirements of these criteria.

3.4. An independent financial audit is performed annually for the duration that the clinic is designated as a CCBHC in accordance with federal audit requirements, and, where

indicated, a corrective action plan is submitted addressing all findings, questioned costs, reportable conditions, and material weakness cited in the Audit Report.

4. Organizational Authority and Finance Requirements

- 4.1. All CCBHCs must maintain and submit documentation they are a non-profit organization, exempt from tax under Section 501(c)(3) of the United States Internal Revenue Code.
- 4.2. All Alabama CCBHCs must be a Community Mental Health Center under the authority of a 310 Board.
- 4.3. All CCBHCs must complete an annual independent financial audit with federal audit requirements for its entire designation as a CCBHC.
 - 4.3.1. The financial audit is made available to ADMH at site visits and upon requests.
 - 4.3.2. CCBHCs must adhere to any corrective action plans to address any findings, questioned costs reportable conditions and/or material weaknesses noted in the audit. Correction action plans must be made available to ADMH at site visits and upon request.

Disclaimer: The information contained in this implementation bulletin is for general information purposes only. For more details on the specific subject area covered in this bulletin, please refer to the Certified Community Behavioral Health Clinic (CCBHC) Certification Updated March 2023.

¹ <https://www.samhsa.gov/sites/default/files/ccbhc-criteria-2023.pdf>