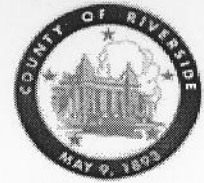


**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

339



**FROM:** Department of Mental Health

**SUBMITTAL DATE:**  
February 14, 2005

**SUBJECT:** AGREEMENT WITH RIVERSIDE COUNTY SUPERINTENDENT OF SCHOOLS FOR DISBURSEMENT OF INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA) FUNDS

**RECOMMENDED MOTION:** Move that the Board of Supervisors:

1. Ratify the Agreement between Riverside County Superintendent of Schools and Mental Health,
2. Authorize the Chairman of the Board to sign the Agreement, and
3. Authorize the Director of Mental Health to administer the terms and conditions of the Agreement and to sign any amendment during the term of the one-year Agreement.

Departmental Concurrence

**BACKGROUND:** Government Code Sections 7570 et seq. requires local Departments of Mental Health to provide specific mental health services to minors in Special Education. SB1895 provides Federal Individuals with Disabilities Education Act (IDEA) funding for the mental health services required for education. IDEA provides free and appropriate education and related services to school-aged children up to twenty-two (22) years of age or until graduation from high school, who has a disability.

**THIS AGREEMENT HAS BEEN FORM APPROVED BY THE OFFICE OF COUNTY COUNSEL**

JJR:KS:DGK

*[Signature]*  
\_\_\_\_\_  
John J. Ryan, Director  
Department of Mental Health

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	04/05

<b>SOURCE OF FUNDS:</b> Federal 100%	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** **APPROVE**

**County Executive Office Signature** *Bronda King*

- Dept't Recomm.:  Consent  Policy
- Per Exec. Ofc.:  Consent  Policy

**Prev. Agn. Ref.:** 1-27-04;3.31 | **District:** All | **Agenda Number:**

**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

3.26

**SUBJECT: AGREEMENT WITH RIVERSIDE COUNTY SUPERINTENDENT OF SCHOOLS FOR DISBURSEMENT OF INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA) FUNDS**

**BACKGROUND (CONT'D)**

On January 27, 2004, Item 3.31, the Board of Supervisors ratified the 2003/04 interagency agreement with the Riverside County Office of Education for the purpose of providing mental health services. A student receiving special education has an Individual Educational Plan (IEP), which includes mental health services as appropriate. The IEP is developed collaboratively between the Department and the school district to meet the unique educational and special needs of program participants. The interagency agreement ensures reimbursement for the mental health services the local mental health department provides to the school district.

In August 2004, the California State Senate passed SB1895, which appropriated \$69 million in federal IDEA pass-through funds to counties. These funds were to be used exclusively to support mental health services throughout the state provided during the 2004/05 fiscal year by county mental health agencies. Each county office of education receiving the funds are required to contract with the local county mental health agency on behalf of the Special Education Local Plan Areas (SELPA) in their county for the provision of mental health services to eligible students.

**FISCAL PROVISIONS**

Per the SB1895 allocation, \$69M will be distributed statewide as regulated by the allocation plan formulated by the State Department of Mental Health (DMH). Riverside County's share of the allocation is \$2,939,260. The funding identified by this Agreement is to be considered offsetting revenues for reimbursable mental health services provided in FY 2004/05. However, the Department anticipates a deficit of approximately \$ 1.2M in FY04/05 since the cost to the Department to provide the mental health services is estimated at \$4.1M. The Department plans to submit a claim to the state for the difference incurred in FY 04/05.

**PERFORMANCE PERIOD**

The period of performance for this Agreement is July 1, 2004 through June 30, 2005. There are sufficient Department funds to cover this Agreement. No additional County funds are necessary.

**JUSTIFICATION FOR DELAY**

The Legislature passed SB1895 on August 26, 2004. The State Department of Education funding award letter was received by the Riverside County Office of Education during the week of January 3, 2005. The funding award letter stipulated some changes in the financial reporting criteria and format. The DMH and RCOE agreed to the changes, and processed the final documents over the next few weeks.