

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

318



FROM: Department of Mental Health

SUBMITTAL DATE:
April 16, 2007

SUBJECT: AGREEMENTS 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 FY 2006/07 agreement between Riverside County Superintendent of Schools and Mental Health,
2. Approve the FY 2007/08 agreement between Riverside County Superintendent of Schools and Mental Health,
3. Authorize the Chairman of the Board to sign the agreements, and
4. Authorize the Director of Mental Health to administer the terms and conditions of the agreements and to sign any amendments during the term of each of the one-year agreements

BACKGROUND: Government Code Sections 7570 et seq. requires local Departments of Mental Health to provide specific mental health services to minors in Special Education. 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 each program participant. The (Continued on Page 2)

JW:DGK

Jerry Wengerd
Jerry Wengerd, Director
Department of Mental Health

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 2,939,260	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2006/07

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

C.E.O. RECOMMENDATION: APPROV

County Executive Office Signature *Debra Counger*

FORM APPROVED
COUNTY COUNSEL

APR 16 2007
BY *Debra Counger*

Dep't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 3.26 of 05/02/06 | District: All | Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.20

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

BACKGROUND (CONT'D)

interagency agreement ensures reimbursement for the mental health services the local mental health department provides to the identified student.

In 2005, the California Legislature appropriated, through SB1895, \$69 million in federal Individuals with Disabilities Education Act (IDEA) pass-through funds to counties. These funds were to be used exclusively to support mental health services throughout the state provided during the 2006/07 fiscal year by county mental health agencies. Each county office of education receiving these funds is 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.

On May 2, 2006, Item 3.26, the Board of Supervisors ratified the FY 2005/06 interagency agreement with the Riverside County Office of Education for the purpose of providing mental health services.

In 2006, the California Legislature passed AB1807 (Chapter 74, Statutes of 2006) which requires the California Department of Mental Health (DMH), in collaboration with the California Department of Education (CDE), and in consultation with County Mental Health Departments (CMH) and County Offices of Education (COE), to develop a standardized MOU template for use by CMHs and COEs. Per AB 1807, CMHs have until May 1, 2007 to adopt the MOU, and must submit it to DMH within 15 days of adoption; COEs must also submit the MOU to CDE within 15 days.

AB 1807 requires the MOU template to contain, at a minimum, certain data elements to be reported by CMHs to meet federal reporting requirements under IDEA, and a description of the array of service to be delivered is consistent with assessments and individualized education plans (IEP). Additionally, AB 1807 establishes specific timing criteria for the disbursement of funds upon fulfillment of the grant terms and conditions which are reflected in the MOU template.

FISCAL PROVISIONS

Riverside County's share of the FY 2006/07 allocation is \$2,939,260, which is also expected for FY 2007/08. The department anticipates a deficit of \$320,000 in FY 2006/07, which the department plans to submit a claim to the state for this difference.

PERFORMANCE PERIOD

The period of performance for the FY 2006/07 agreement is July 1, 2006 through June 30, 2007. The period of performance for the FY 2007/08 agreement is July 1, 2007 through June 30, 2008. There are sufficient department funds to cover these agreements. No additional County funds are necessary.

JUSTIFICATION FOR DELAY

The Riverside County Office of Education historically receives the State Department of Education funding award letter late in the fiscal year. We received the Agreements from the RCOE on March 30, 2007.