

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Behavioral Health and Recovery Services BOARD AGENDA # *B-2

Urgent Routine

AGENDA DATE March 30, 2010

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Accept the American Recovery and Reinvestment Act Justice Assistance Grant - Offender Treatment Recovery Act Program Funds Effective October 1, 2009 through March 31, 2011 and Execute the Offender Treatment Recovery Act Program

STAFF RECOMMENDATIONS:

1. Authorize the Behavioral Health Director to accept the American Recovery and Reinvestment Act Justice Assistance Grant - Offender Treatment Recovery Act Program funding award for the period of October 1, 2009 through March 31, 2011 and execute the Offender Treatment Recovery Act Program pursuant to guidelines.

FISCAL IMPACT:

Stanislaus County has been awarded \$642,022 from the California Emergency Management Agency in collaboration with the California Department of Alcohol and Drug Programs. These funds are part of the American Recovery and Reinvestment Act of 2009. The funding is a one-time allocation with an eighteen month spending authority. The appropriations and estimated revenue for this grant were included in the Behavioral Health and Recovery Services Fiscal Year 2009-2010 Mid-Year Budget submission. Any unspent funds from this Fiscal Year will be included in the Department's Fiscal Year 2010-2011 Proposed Budget submission. There is no County General Fund impact associated with accepting these funds.

BOARD ACTION AS FOLLOWS:

No. 2010-154

On motion of Supervisor O'Brien, Seconded by Supervisor Chiesa

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Grover

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

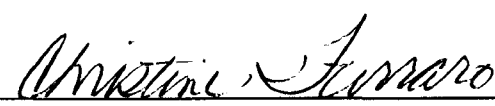
1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

Behavioral Health and Recovery Services is requesting authorization to accept \$642,022 in funding from the California Emergency Management Agency to provide substance abuse treatment for criminal offenders convicted of nonviolent drug offenses who are sentenced under Penal Code 1210.1 or Penal Code 3036.1.

During the State Budget process for Fiscal Year 2009-2010, the Legislature eliminated funding for the Substance Abuse and Crime Prevention Act (Proposition 36). Proposition 36 enabled counties to provide substance use disorder services to offenders of certain crimes in lieu of incarceration. Even though the funding was eliminated, the initiative passed by the voters in 2000 requiring that these services be offered remains intact.

The State did maintain the funding provided through the Substance Abuse Offender Treatment Program through Fiscal year 2009-2010. This program was enacted in 2006 to expand and enhance Proposition 36 programming. The goal of the Offender Treatment Program funding is to improve offender accountability; increase participation, retention and completion rates; and expand treatment services. In Fiscal Year 2008–2009, Offender Treatment Program funding was approximately 17% of the total funding for Proposition 36 and Offender Treatment Program combined. Thus, without Proposition 36 funding, very little of the original purpose of Offender Treatment Program funding could be achieved.

In an effort to augment Offender Treatment Program funding, the Fiscal Year 2009 Amended State Budget Act required California Emergency Management Agency (CalEMA) to allocate a portion of its one-time American Recovery and Reinvestment Act of 2009 funds to be used to provide substance use disorder treatment for criminal offenders who meet the criteria established for Proposition 36/Offender Treatment Program. CalEMA is distributing these funds in conjunction with the California Department of Alcohol and Drug Programs; however, CalEMA will provide oversight of these funds. The Justice Assistance Grant requirements mirror those of the Offender Treatment Program and include the following:

- The establishment and maintenance of a dedicated Court calendar with regularly scheduled reviews of treatment progress for persons ordered to drug treatment;
- The existence or establishment of a Drug Court model, and a willingness to accept defendants who are likely to be committed to state prison;
- The establishment and maintenance of protocols for the use of drug testing to monitor offenders' progress in treatment;

Approval to Accept the American Recovery and Reinvestment Act Justice Assistance Grant –Offender Treatment Recovery Act Program Funds Effective October 1, 2009 through March 31, 2011

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- The establishment and maintenance of protocols for assessing offenders' treatment needs and the placement of offenders at the appropriate level of treatment; and
- The establishment and maintenance of protocols for enhancing the overall effectiveness of services to eligible offenders.

The current Offender Treatment Program, which is a collaboration between Behavioral Health and Recovery Services, the Probation Department, and Superior Court, meets all of the required criteria to maintain this funding.

As part of the Federal Stimulus funding, the grant requires that staff supported by Justice Assistant Grant – Offender Treatment Program funding must be either new hires or employees who were terminated as a result of funding loss. Behavioral Health and Recovery Services was able to rehire, on an extra help basis, a Behavioral Health Specialist (substance abuse counselor) laid off as a result of the Fiscal Year 2009–2010 reductions in alcohol and other drug funding. The Department also is proposing to hire a part-time, extra help Staff Services Analyst to meet the data collection needs of this grant. The balance of the funding will be used to enhance treatment options, including residential treatment and outpatient services at Stanislaus Recovery Center.

The Department is now requesting that the Behavioral Health Director be authorized to accept these funds and execute the program within the guidelines established by CalEMA and the American Recovery and Reinvestment Act of 2009.

POLICY ISSUE:

Approval of this agenda item will meet the Board's priorities of *A healthy community* and *Effective partnerships* by maximizing State funding to address the need expressed by the Community Health Survey for additional substance abuse services in Stanislaus County.

STAFFING IMPACT:

Justice Assistance Grant funding will be used to fund an extra help Behavioral Health Specialist and a part-time, extra help Staff Services Analyst.

CONTACT PERSON:

Madelyn Schlaepfer, Ph.D., Associate Director. Telephone: 525-6225



**PUBLIC SAFETY AND VICTIM SERVICES PROGRAMS DIVISION
CALIFORNIA EMERGENCY MANAGEMENT AGENCY**

PUBLIC SAFETY BRANCH
3650 SCHRIEVER AVENUE
MATHER, CALIFORNIA 95655
TELEPHONE: (916) 324-6724
FAX: (916) 324-9179



March 3, 2010

Denise Hunt, RN, MFT
Behavioral Health Director
Stanislaus County
800 Scenic Drive
Modesto, CA 95350

Dear Ms. Hunt, RN, MFT:

SUBJECT: NOTIFICATION OF APPLICATION APPROVAL
Offender Treatment Recovery Act Program (200902615)
Award #: ZO09 01 0500
Cal EMA ID#: 099-00000

BOARD OF SUPERVISORS
2011 OCT 12 A 10:40

Congratulations! The California Emergency Management Agency (Cal EMA) has approved your application in the amount of \$642,022, subject to Budget approval. A copy of your approved subgrant is enclosed for your records.

Cal EMA will make every effort to process payment requests within 60 days of receipt.

This subgrant is subject to the Cal EMA Recipient Handbook. You are encouraged to read and familiarize yourself with the Cal EMA Recipient Handbook, which can be viewed on Cal EMA's website at www.calema.ca.gov.

Any funds received in excess of current needs, approved amounts, or those found owed as a result of a close-out or audit, must be refunded to the State within 30 days upon receipt of an invoice from Cal EMA.

Should you have questions on your subgrant, please contact your Program Specialist.

LEVS Grant Processing

Enclosure

c: Recipient's file

Cal EMA

099-00000

Award # ² ~~X1~~-09-01-0500

CRP
SMR

CALIFORNIA EMERGENCY MANAGEMENT AGENCY GRANT AWARD FACE SHEET (Cal EMA 2-101)

The California Emergency Management Agency, hereafter designated Cal EMA, hereby makes a grant award of funds to the following:

- 1. Grant Recipient: Stanislaus County
hereafter designated Recipient, in the amount and for the purpose and duration set forth in this grant award.
- 2. Implementing Agency: Behavioral Health & Recovery Services
- 3. Project Title: Offender Treatment Program (JAG-OTP)
- 4. Grant Period: 10/01/09 to 03/31/11

*Select the Grant year and fund source(s) from the lists below or type the appropriate acronym in box 9. Enter the amount(s) from each source. Please do not enter both State and Federal fund sources on the same line. Add any cash match(s). Block 10G is the Grant Award total amount.

Grant Year	Fund Source	A. State	B. Federal	C. Total	D. Cash Match	E. In-Kind Match	F. Total Match	G. Total Project Cost
Select	5. Select						\$0	
Select	6. Select						\$0	
Select	7. Select						\$0	
Select	8. Select		642,022				\$0	
09/10	9. JAGR		634,363				\$0	
	10. TOTALS	\$0	634,363	634,363	\$0	\$0	\$0	10. Grand Total: 634,363

11. This grant award consists of this title page, the application for the grant, which is attached and made a part hereof, and the Assurance of Compliance forms which are being submitted. I hereby certify I am vested with the authority, and have the approval of the City/County Financial Officer, City Manager, County Administrator, or Governing Board Chair, to enter into this grant award agreement; and all funds received pursuant to this agreement will be spent exclusively on the purposes specified. The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statute(s), the Cal EMA Program Guidelines, the Cal EMA Recipient Handbook, the Federal OJP Financial Guide and Program Guidelines (if applicable), and the Cal EMA audit requirements, as stated in the applicable RFP or RFA. The grant recipient further agrees to all legal conditions and terms incorporated by reference in the applicable RFP or RFA, and agrees that the allocation of funds is contingent on the enactment of the State Budget.

12. Official Authorized to Sign for Applicant/Grant Recipient: Denise Hunt, RN, MFT
 Federal Employer ID Number: _____
 Title: Behavioral Health Director
 Payment Mailing Address: 800 Scenic Drive
 City: Modesto Zip: 95350
 Telephone: (209) 525-6225 FAX: (209) 525-6291 Email: dhunt@stancounty.com
 Signature: *Denise Hunt RN MFT* Date: 11/25/09

[FOR CalEMA USE ONLY]

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purposes of this expenditure stated above.

CalEMA Fiscal Officer: *[Signature]* Date: 2/26/10
 CalEMA Director (or designee): *[Signature]* Date: 2/1/10

Y: / Chapter: 2009-10 / 1 PCA No: 18459
 Item: 0690-102-0890 Fed Cat. #: 16.804
 Component: 40.30.560
 Program: Substance Abuse Offender Treatment Recovery Act
 Fund: Federal Trust
 Match Req.: n/a
 Project No.: 09JAGR Amount: 642,022

DEC 14 2009
447357


BUDGET CATEGORY AND LINE ITEM DETAIL

A. Personal Services -- Salaries/Employee Benefits	COST
.5 FTE Staff Services Analyst - Extra Help October 2009 to June 2010 Salary \$25.49 x 780 hours = \$19,882 Benefits: PT deferred comp @2% = \$398 FICA Medi-care portion only 1.45% = \$288 Other Part time benefits, Workers Comp, EAP etc. estimated at 1.55% = \$308	\$19,882 \$398 \$288 \$308
.5 FTE Staff Services Analyst - Extra Help July 2010 to March 2011 Salary \$27.53 x 780 hours = \$21,473 Benefits: PT deferred comp @2% = \$429 FICA Medi-care portion only 1.45% = \$311 Other Part time benefits, Workers Comp, EAP etc. estimated at 1.55% = \$333	\$21,473 \$429 \$311 \$333
1.0 FTE Behavioral Health Specialist - Extra Help Nov 09 to June 2010 Salary \$22.33 x 1,387 hours = \$30,972 Benefits: PT deferred comp @2% = \$619 FICA Medi-care portion only 1.45% = \$449 Other Part time benefits, Workers Comp, EAP etc. estimated at 1.55% = \$480	\$30,972 \$619 \$449 \$480
1.0 FTE Behavioral Health Specialist - Extra Help July 2010 to March 2011 Salary \$24.12 x 1,560 hours = \$37,627 Benefits: PT deferred comp @2% = \$753 FICA Medi-care portion only 1.45% = \$546 Other Part time benefits, Workers Comp, EAP etc. estimated at 1.55% = \$583	\$37,627 \$753 \$546 \$583
TOTAL	\$115,451

BUDGET CATEGORY AND LINE ITEM DETAIL

B. Operating Expenses	COST
Administrative Overhead - accounting support	\$30,200
Training expense - rental car for training in Sacramento	\$50
Treatment expense	\$496,321
TOTAL	\$526,571

BUDGET CATEGORY AND LINE ITEM DETAIL

C. Equipment	COST
TOTAL	\$0.00
	
Total Project Cost*	\$642,022
<small>*Same as Block 10G on the Grant Award Face Sheet</small>	

LEVS Budget Summary Report

ZO09 Offender Treatment Recovery Act Program

Stanislaus County

Offender Treatment Program (JAG-OTP)

Award #: ZO09 01 0500

Award Period: 10/01/09 - 03/31/11

Latest Request: , Not Final 201

A. Personal Services - Salaries/Employee Benefits

<u>F/S/L</u>	<u>Funding Source</u>	<u>Budget Amount</u>	<u>Paid/Expended</u>	<u>Balance</u>	<u>Pending</u>	<u>Pending Balance</u>
F	09JAGR	115,451	0	115,451	0	115,451
Total A. Personal Services - Salaries/Employee Benefits:		115,451	0	115,451	0	115,451

B. Operating Expenses

<u>F/S/L</u>	<u>Funding Source</u>	<u>Budget Amount</u>	<u>Paid/Expended</u>	<u>Balance</u>	<u>Pending</u>	<u>Pending Balance</u>
F	09JAGR	526,571	0	526,571	0	526,571
Total B. Operating Expenses:		526,571	0	526,571	0	526,571

C. Equipment

<u>F/S/L</u>	<u>Funding Source</u>	<u>Budget Amount</u>	<u>Paid/Expended</u>	<u>Balance</u>	<u>Pending</u>	<u>Pending Balance</u>
F	09JAGR	0	0	0	0	0
Total C. Equipment:		0	0	0	0	0

	<u>Budget Amount</u>	<u>Paid/Expended</u>	<u>Balance</u>	<u>Pending</u>	<u>Pending Balance</u>
Total Local Match:	0	0	0	0	0
Total Funded:	642,022	0	642,022	0	642,022
Total Project Cost:	642,022	0	642,022	0	642,022

F/S/L (Funding Types): F=Federal, S=State, L=Local Match