



# **Tulare County Health & Human Services Agency**

John Davis, Agency Director

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**Mental Health Department** ■ Cheryl L. Duerksen, Ph.D., Director  
Mental Health Programs ■ Alcohol and Drug Programs

REVISED

**AGENDA DATE:** May 23, 2006

**Item No.** \_\_\_\_\_

**SUBJECT:** Approval of Memorandum of Understanding (MOU) between County of Tulare and Tulare County Superintendent of Schools (TCSS) for the 2005-2006 fiscal year allocation of \$177,578, retroactive from July 1, 2005.

**REQUEST(S):** That the Board of Supervisors:

1. Approve MOU with TCSS to receive funds for continued provision of mental health services to Special Education Pupils (SEP) pursuant to the requirements of Assembly Bill 3632 for the 2005-2006 fiscal year; and
2. Authorize the Auditor's Office to process attached AUD 308 form. (requires 4/5ths vote)

**SUMMARY:** The State is mandated by the federal government to provide services to SEP children. The State of California previously complied with this mandate by requiring local education agencies (LEAs) to provide these services. In 1984, AB 3632 transferred the mental health treatment/assessment responsibility from LEAs to local mental health agencies (MHAs).

Consistent with the 2005 Budget Act, Governor Schwarzenegger signed Senate Bill (SB) 77 which allocates funds for continued provision of mental health services to students with disabilities required by AB 3632. The bill allocates \$31 million to be used by LEAs to refer pupils suspected of needing mental health services to community mental health service agencies. Additionally, SB 77 authorizes appropriations to counties in the amount of \$69 million to be used exclusively to support mental health services.

Senate Bill 77 requires that each fiscal year, the California Department of Education (CDE) shall distribute these funds to county offices of education, which will transfer these funds (via a contractual agreement) to county MHAs. Consistent with an allocation of \$177,578 to TCSS, a Memorandum of Understanding is necessary for the proper and timely reimbursement of mental health services provided by Tulare County Mental Health to SEP children. This MOU will create a contractual agreement with TCSS so that County of Tulare will be reimbursed for providing mental health services to SEP children for the 2005-2006 fiscal year. This MOU will have a start date retroactive from July 1, 2005.

**FINANCING:** Tulare County will bill TCSS for SEP services up to the amount of \$177,578. The attached AUD308 form identifies the appropriate revenue and expense budget lines that are affected.

**ALTERNATIVES:** Direct Staff to take other action.

**INVOLVEMENT OF OTHER DEPARTMENTS/AGENCIES:** Tulare County Superintendent of Schools

**ADMINISTRATIVE SIGN-OFF:**

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Cheryl L. Duerksen, Ph.D.  
Director, Mental Health

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVAL OF )  
MEMORANDUM OF UNDERSTANDING (MOU) )  
BETWEEN COUNTY OF TULARE AND TULARE )  
COUNTY SUPERINTENDENT OF SCHOOLS )  
(TCSS) FOR THE 2005-2006 FISCAL YEAR )  
ALLOCATION OF \$177,578, RETROACTIVE )  
FROM JULY 1, 2005. )

RESOLUTION #: \_\_\_\_\_

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOREGOING WAS ADOPTED BY THE BOARD OF  
SUPERVISORS, AT AN OFFICIAL MEETING HELD MAY 23, 2006 , BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: C. BRIAN HADDIX  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

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- 1. Authorized approval of Memorandum of Understanding (MOU) between County of Tulare and Tulare County Superintendent of Schools (TCSS) for the 2005-2006 fiscal year allocation of \$177,578, retroactive from July 1, 2005.
- 2. Authorized the Auditor’s Office to process the attached AUD 308 Form. (required 4/5ths vote)

