

**SANTA BARBARA COUNTY
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on: 4/20/02
Department Name: Alcohol, Drug & Mental Health
Department No.: 043
Agenda Date: 5/7/02
Placement: Administrative
Estimate Time:
Continued Item: NO
If Yes, date from:

TO: Board of Supervisors

FROM: James L. Broderick, Ph.D., Director
Alcohol, Drug and Mental Health Services (ADMHS)

STAFF CONTACT: Al Rodriguez, ADMHS-Alcohol and Drug Program, Manager
(805) 681-5442

SUBJECT: Santa Barbara County Substance Abuse Crime Prevention Plan for FY 02/03

Recommendation(s):

That the Board of Supervisors:

- A. Approve the attached Santa Barbara County Plan for FY 02-03, which is required by the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36);
- B. Adopt the attached Resolution to approve and submit to the State Alcohol and Drug Programs (State ADP) the FY 2002-2003 County Plan for SACPA (Proposition. 36); and 2) authorize the Department of Alcohol, Drug and Mental Health Services' (ADMHS) Director, or designee, to revise and submit to the State ADP any future amendments that reduce funding or are non-monetary for SACPA and Drug Testing (S.B. 223), in concert with the SACPA Policy Council.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with Goal No. 2. A Safe and Healthy Community in Which to Live, Work, and Visit.

Executive Summary and Discussion:

On May 22, 2001, your Board approved the Implementation Plan for SACPA 2000, commonly known as Proposition 36, which diverts nonviolent persons convicted of drug possession or drug use to appropriate treatment instead of incarceration. Approval of this plan resulted in Santa Barbara County receiving \$1,845,234 of the \$120 million allocated to the State of California for FY 01-02. In accepting SACPA and S.B.223 funds, and to continue receiving these funds, counties are required each year to submit an updated County SACPA Plan.

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The attached County SACPA Plan for FY 02-03 serves as the county's agreement with the State ADP and describes the collaborative planning process, service delivery and goals, monitoring and assessment process, referral process, drug testing activities, and the tracking of drug treatment services to assess the need for additional services. The services described in the County SACPA Plan for 2002-2003 are the results of an intensive collaborative planning process with input from the contracted community based treatment agencies, SACPA Core Committee and finalized by the SACPA Policy Council (comprised of ADMHS, Superior Court, District Attorney, Probation, Public Defender and representatives of treatment agencies). As designated lead agency, Alcohol, Drug and Mental Health Services' oversight of this process helps to ensure that the County SACPA Plan is responsive to local needs and priorities of the county. Currently, ADMHS staff is preparing a year-to-date SACPA and S.B. 223 report, summarizing the activities within the county, that will be provided to your Board before the end of the fiscal year.

Approval of this action will: 1) allow funding to be realized from the state; 2) allow SACPA and S.B. 223 services to continue and be delivered throughout the county; 3) ensure that the county is in compliance with State SACPA and S.B. 223 guidelines; and 4) authorize the Department of Alcohol, Drug and Mental Health Services' (ADMHS) Director, and/or designee, to revise and submit to the state future amendments that reduce funding, or are non-monetary for SACPA and Drug Testing, in concert with the SACPA Policy Council. [Authority California Code of Regulations, Title 9, §9515 (b)(3)]

Mandates and Service Levels:

The State ADP promulgated emergency regulations to implement SACPA. The regulations are subject to California Code of Regulations (CCR) Title 9 §9500 to §9545; §9505, Subdivision (a)(5); Penal Code §1210, §1210.1, and §3063.1; and added to the Health and Safety Code §11999.4 to §11999.13.

Drug Testing funds, Senate Bill 223 (Burton), approved by your Board 1/8/02, added Division 10.9 to the Health and Safety Code (HSC) enacting the Substance Abuse Treatment and Testing Accountability Program. Pursuant to HSC Division 10.9 (commencing with §11999.20) the State ADP requires that counties revise their County Plan for SACPA as a condition of funding, and further requires counties to comply with the state reporting and data collection requirements.

Federal law requires the SACPA funds be used for planning, carrying out, and evaluating activities to prevent or treat substance abuse per Title 42, U.S.C. §300x-21(b). Funds received pursuant to S.B. 223 shall not be deposited in the county's SACPA trust fund established pursuant to Section 9517, Title 9, CCR, and must be traceable to ensure that they are expended in compliance with the terms and conditions under which they were awarded (Title 45, CFR, Part 96, and §96.30).

The County SACPA Plan for FY 2002-2003 was developed in collaboration with impacted stakeholders as required by Section 9515, Title 9, CCR, and reflects local community interest in promoting increased accountability of drug abusing county residents involved in SACPA. The SACPA program is in the early implementation stage and continues to be developed and improved with input from the SACPA Policy Council and partner agencies. Statistical reports submitted over the past nine (9)-months of FY 01-02 project that a total of 760 unique clients will be referred for SACPA services. Based upon this projection, it

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is estimated that the number of unique SACPA clients referred by the courts will increase by about (9%), to approximately 832 in FY 02-03. Client projections are increasing at a slower rate than previously anticipated, however the needs of these clients are much greater than expected. Clients entering into the SACPA program have numerous issues, including physical and mental illness, and the lack of employment. Services provided for SACPA clients include outpatient treatment, family counseling, literacy training, vocational training, anger management, acupuncture (stress relief), smoking cessation, and health and nutritional education. In concert with SACPA services, it is estimated that funding from S.B. 223 will only support 635 (being 84.7%) of the 750 clients that will be enrolled in treatment in FY 02-03.

Fiscal and Facilities Impacts:

Approval of the County SACPA Plan will allow Santa Barbara County to receive from the state in FY 02-03, \$1,902,295 in SACP funds and \$140,422 in S.B. 223 funds, which have been budgeted. The recommended action will not alter the budgeted net county cost of this budget unit.

During the past nine (9)-months of FY 01-02, the costs for providing SACPA services has been less than originally projected due to a lower number of cases referred to the courts, and treatment agencies. As a result, ADMHS has not needed to access the SACPA trust fund reserve for additional funds beyond those originally budgeted. However, with clients remaining in the program longer than expected and requiring more intensive service (it was estimated the client retention rate would be 50%, however, we are now projecting a 64% client retention rate), the annual cost of this program may begin to exceed the annual SACPA allocation available to the County.

While the \$140,422 allocation drug testing funded by S.B. 223 is critical and significant to the reimbursement of treatment agencies and County Probation it is anticipated, based on referral projections, that the overall costs would far exceed the allocation. ADMHS and the Policy Council believe in FY 02-03 there will be a short fall of funding. Due to anticipated savings in the drug court program as a result of a sharp decrease in caseload, some reallocation of funds from drug court services will be considered.

There is no need for additional facilities.

Special Instructions:

Please return the adopted Resolution and a certified copy of the Minute Order to: Al Rodriguez, ADP Manager, Alcohol, Drug and Mental Health Services, 300 N. San Antonio Road, Santa Barbara, CA 93110

Concurrence:

Superior Court
Public Defender
District Attorney
Probation