

COUNTY OF SAN MATEO
Office of the County Manager

Date January 29, 2001
Hearing Date. February 13, 2001

TO: Honorable Board of Supervisors
FROM: John L. Maltbie, County Manager
SUBJECT: RESOLUTION ACCEPTING SUBSTANCE ABUSE AND
CRIME PREVENTION ACT OF 2000 FISCAL YEAR
2000-2001 FUNDING

Recommendation

1. Adopt a resolution accepting Substance Abuse and Crime Prevention Act of 2000 fiscal year 2000-2001 funding.
2. Identify the Human Services Agency, Alcohol and Drug Services as the lead agency.
3. Agree to comply with the provisions of the Act.
4. Establish a County trust fund for funds received pursuant to the Act.

Background

In November 2000, Californian voters passed Proposition 36, the Substance Abuse and Crime Prevention Act of 2000 (Act). The Act mandates that any person convicted of a nonviolent drug possession offense, or any probationer or parolee who is determined to have committed a nonviolent drug possession offense or violated any other drug-related condition of their sentence, shall be diverted from incarceration into licensed or certified community-based drug treatment programs. The Act also provides a total of \$60 million Statewide in the current fiscal year for start-up costs and \$120 million annually for drug treatment services in Fiscal Years 2001-2002 through 2005-2006. The County's allocation for planning and start-up efforts is \$1,098,786. The ongoing funding allocation is \$2,197,572, although changes to the allocation formula might be made legislatively. The California Department of Alcohol and Drug Programs has been designated as the state agency to implement and administer the Act.

Discussion

According to the San Mateo County Bar Association's report on the potential population impact, an average of 1,798 persons a year would be eligible for services under Prop 36. A Prop 36 Implementation Committee is currently meeting to identify the needs and structure of the new program. Alcohol and Drug Services has been named the lead County Agency and will be working to create capacity to provide treatment services

through contracts with community organizations. Other County departments including Probation and the Courts are assessing the impact on their departments.

In order to receive funding pursuant to the Act, the Board of Supervisors must agree to comply with the requirements set forth in the California Code of Regulations, Title 9, Division 4, Chapter 2.5. Upon receipt of the Board Resolution, the County's portion of \$1,098,786 will be released from the State and deposited into the designated County Trust Fund.

This resolution has been reviewed and approved as to form by the County Counsel.

Fiscal Impact

The initial award of \$1,098,786 will fund planning and start-up efforts so that services to eligible clients will be available on July 1, 2001. Subsequent funding for fiscal years 2001-02 through 2005-06 will be deposited into the County trust fund established for this purpose and be used to fully fund efforts as described in Prop 36 legislation. Providing expenditures do not exceed the County's allocation to administer Prop 36, there will be no negative impact to the County General Fund. The County is currently assessing the long-range fiscal impacts of Prop 36 and the ability of the County's approved funding to meet those needs.

RESOLUTION NO _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

RESOLUTION ACCEPTING SUBSTANCE ABUSE AND CRIME PREVENTION ACT
OF 2000 FISCAL YEAR 2000-2001 FUNDING

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California,
that

WHEREAS, the Substance Abuse and Crime Prevention Act 2000 requires that, in order to receive funds for Fiscal Year 2000-2001, the County shall designate a County lead agency; shall establish a trust fund for the sole purpose of receiving the Substance Abuse and Crime Prevention Act of 2000 funds, and that all funds received shall be deposited into said trust fund; and that the County shall comply with the provisions of the Substance Abuse and Crime Prevention Act of 2000 under the California Code of Regulations, Title 9, Division 4, Chapter 2.5:

NOW, THEREFORE, IT IS HEREBY DETERMINED AND RESOLVED, that

- (1) the funding from the Substance Abuse and Crime Prevention Act of 2000 is hereby accepted;
- (2) the County agrees to comply with that Act and the California Code of Regulations, Title 9, Division 4, Chapter 2.5;
- (3) the Human Services Agency, Alcohol and Drug Services is designated as the lead agency for such funds; and
- (4) The Controller is hereby directed to establish a trust fund for the sole purpose of receiving the Substance Abuse and Crime Prevention Act of 2000 funds and to deposit all such funds into said trust fund
