

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE COUNTY MENTAL HEALTH AGENCY
AND
THE COUNTY OFFICE OF EDUCATION**

WHEREAS, Government Code Sections 7570, et seq. (Chapter 1747, Statutes of 1984) (Assembly Bill 3632) require the county mental health agency to provide mental health services which are identified within the individualized education plan (IEP) pursuant to Government Code Section 7572 et seq.;

WHEREAS, since 1984 county mental health agencies have provided mental health services pursuant to AB 3632;

WHEREAS, the county mental health agency and special education local plan areas (SELPAs) enter into an Interagency Agreement(s) for services pursuant to Government Code Section 7570 et seq. which are reviewed annually;

WHEREAS, AB 1765 (Chapter 157, Statutes of 2003) provides Federal IDEA funds for mental health services pursuant to Government Code Sections 7570 et seq. through county offices of education;

WHEREAS, AB 1765 requires each county office of education receiving funds to contract with the county mental health agency for the purpose of transferring these funds in their entirety to the county mental health agency to provide specified mental health services to eligible students;

WHEREAS, this funding shall be considered offsetting revenue within the meaning of Government Code Section 17556(e) for any reimbursable mandated cost claim for the provision of these mental health services provided in the 2003-2004 fiscal year;

WHEREAS, these funds shall be used exclusively for purposes of funding mental health services, which are related to an IEP, in 2003-2004; and

WHEREAS, AB 1765 states that it is the intent of the Legislature that the allocation be in effect for the 2003-2004 fiscal year only;

NOW, THEREFORE, it is mutually agreed as follows:

1. The county office of education shall contract with the county mental health agency to transfer the local allocation prescribed under AB 1765 for fiscal year 2003-2004.

2. Upon receipt of funds pursuant to AB 1765, the county office of education shall transfer the funds in their entirety to the county mental health agency.

3. The county mental health agency shall deposit these funds into a separate account for the purpose of identifying expenditures incurred for the provision of mental health services pursuant to this agreement.

4. The county mental health agency shall provide an accounting to the county office of education of expenditures incurred pursuant to this agreement.

5. This agreement pertains only to the enactment of funding and other provisions of AB 1765 and shall terminate on June 30, 2004.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officers in the County of _____, State of California.

COUNTY BOARD OF SUPERVISORS

By: _____
(name and title)

Dated: _____

COUNTY MENTAL HEALTH AGENCY

By: Gale Bataille
Gale Bataille, Director, Mental Health Services

Dated: 2/2/04

COUNTY OFFICE OF EDUCATION

By: John Mehl
(name and title)
John Mehl, County Superintendent of Schools

Dated: 1/9/04

GRANT AWARD AO-400 (9/98)

RETURN TO:

California Department of Education
 Special Education Division - GRANTS
 1430 N Street, Suite 2401
 Sacramento, CA 95814

CDE GRANT NO.			
FY	PCA	VENDOR NO.	SUFFIX
03	4467	1041	01
CO. NO.	NON-SACS ACCT.	SACS Resource	SACS Rev. Object
41	8182	3328	8182

Grantee San Mateo County Office of Education		Superintendent Dr. John Mehl	
Address 101 Twin Dolphin Drive		City Redwood City	State Zip CA 94065-1064

AWARD INFORMATION - IDEA COUNTY MENTAL HEALTH SERVICES				CDE USE ONLY	
2003-2004	Original Award Amount	Amendment No. _____	Award Total	State Index Project W/P	0663 28/03
Grant Amount	\$1,826,855		\$1,826,855	CFDA No.	84.027A
Award Dates	Beginning: July 1, 2003	Ending: June 30, 2004		Fed. Cat. No.	H027A030116

Congratulations! You have been awarded a California Department of Education (CDE) Special Education Division Grant Award. Your program contact is Jan Martinez, Administrative Services Unit, at (916) 327-3546. If you have questions regarding the fiscal aspects of this award, please contact the Grants staff at (916) 327-3530, 327-3508, or 327-3676. The following conditions apply:

- All approved project funds must be expended within the designated award period and for no more than the total amount indicated under the "Award Information" above. Encumbrances may be made at any time after the beginning date identified above. However, all funds must be expended or legally obligated by the above-stated ending date.
- This grant shall be administered in accordance with the provisions of the Individuals with Disabilities Education Act (IDEA) and Education Department General Administrative Regulations (EDGAR). Furthermore, expenditures shall comply with all applicable provisions of federal, state and local rules, regulations, and policies related to the administration of, use of, and accounting for public school funds including, but not limited to, the *Education Code* of the State of California.
- Beginning October 2003, a new CDE accountability requirement necessitates that all grantees complete and return the Mid-Year Report by February 1, 2004.
- PLEASE NOTE:** The first payment will not be issued until CDE has received this Grant Award (Form AO-400) signed certifying acceptance of grant conditions. **Please return your Grant Award to CDE completed and signed within ten (10) days of receipt of your award.** In addition, failure by grantee to submit the Grant Award certifying acceptance of grant conditions will result in the withholding of current-year payments.
- The Business/Fiscal Officer for the Grantee shall submit a Final Expenditure Report within 60 days of the ending date of the grant. Upon our receipt of the Final Expenditure Report, up to 100 percent of the grant will be reimbursed. **PLEASE NOTE:** Failure to submit a Final Expenditure Report: a) within 90 days of the ending date will result in denial of 25 percent of the grant amount; b) within 180 days of the ending date will result in a billing from CDE for the entire amount of any grant funds paid; and c) prior to next year's (SFY 2004-2005) grant award issuance will result in no more than 25 percent of SFY 2004-2005 funds being released.
- In light of the State's current budget crisis, you should be aware that the State Legislature is currently considering numerous proposals, including those made by the Governor. Many of these proposals could potentially reduce and/or defer funds available for current year programs, including the funds available for this award. This is to advise you that if the legislature takes action to reduce or defer the funding upon which this award is based, then this award will be amended accordingly.
- General Assurances and Federal Funds Conditions are attached and hereby incorporated by reference.

CERTIFICATION OF ACCEPTANCE OF GRANT CONDITIONS

<i>On behalf of the grantee named above, I accept this grant award. I have read the conditions contained in this grant notification letter and, if applicable, the assurances in the grant application packet, and I agree to comply with all requirements as a condition of grant funding.</i>		
Printed Name of Authorized Agent	Title	Telephone No. ()
Signature of Authorized Agent ▶		Date
Signature of the State Superintendent of Public Instruction ▶		Date December 26, 2003

Attachment: General Assurances and Federal Funds Conditions (Rev. 11-4-03)
 cc: Business/Fiscal Officer - Mid-Year Report (New 10/03) and Final Expenditure Report (Rev. 10/03)
 Special Education Administrator at County Office (SEACO)
 Special Education Director at County Office
 SELPA Director