MARIPosa COUNTY
BOARD OF SUPERVISORS
DEPARTMENT: HUMAN SERVICES
BY: Cheryle Rutherford-Kelly PHONE: 966-3609
and Pete Judy, Probation

AGENDA ACTION FORM
DATE: 07/17/01
AGENDA ITEM NO.: #5

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes___ No x___)
SEE ATTACHED

BACKGROUND AND HISTORY OF BOARD ACTIONS:
SEE ATTACHED

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

COSTS: ( ) Not Applicable
A. Budgeted current FY $____
B. Total anticipated costs $____
C. Required additional funding $____
D. Internal Transfers $____

SOURCE: ( ) 3/5ths Vote Required
A. Unanticipated revenues $____
B. Reserve for contingencies $____
C. Source description: ___________________
Balance in Reserve for Contingencies, if approved: $____

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:
28 pages

CLERK’S USE ONLY:
Res. No.: 01-215
Vote - Ayes: ___
Absent: ___
Noes: ___
Abstained: ___

() Approved ( ) Denied
() Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: ____________
ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

BY: ___________________
Deputy

ADMINISTRATIVE OFFICER’S RECOMMENDATION:
This item on agenda as:
Recommended
Not Recommended
For Policy Determination
Submitted with Comment
Returned for Further Action

Comment: ___________________

Action Form Revised 5/92
Date: June 14, 2001

To: Members of the Board of Supervisors
From: Pete Judy, CMC
       Cheryl Rutherford Kelly, CMC

Re: Proposition 36 / Substance Abuse and Crime Prevention Act (SACPA) Plan

Recommendation

In conjunction with the Alcohol and Drug Advisory Board and the Drug Court, it is respectfully recommended that your Board: (1) approve the Mariposa County Substance Abuse and Crime Prevention Act (SACPA) Plan; and (2) delegate future approval authority to Mariposa County Human Services, the designated lead agency for Mariposa County after review by County Counsel and your County Administrative Officer.

Background

The California voters approved Proposition 36, a measure to decriminalize certain non-violent drug offenses by providing community based non-residential and residential drug treatment programs as an alternative to incarceration. After voter approval, your Board authorized the Auditor to accept $101,793 of unanticipated Proposition 36 money for fiscal year 200-2001, $203,506 for fiscal year 2001-2002 and establish a trust fund in which to hold and account for the money.

The new law takes effect on July 1, 2001. The Mariposa County implementation team has been meeting bi-monthly, developing the County Implementation Plan. The plan was actually written by Beverly Nowlin, the new Alcohol and Drug Program Manager, and carefully follows the program we initially discussed with your Board on Tuesday, February 27, 2001.

Current Situation

This is an interdisciplinary plan in the best sense of the word. It builds on the successful Drug Court model, while greatly improving the quantity and quality of local alcohol and drug services. For the first time, the families and children of the person addicted are assisted to recover from their problems and pain. The Alcohol and Drug Advisory Board, appointed by your Board, took an active role in this plan. They not only discussed the needs of the community and the individual, but also contributed their ideas. They had working meetings during which they actually went over this plan line by line, idea by idea, so that everyone was working together to strengthen the initial program concept. They will be monitoring the program with us and, if modifications are needed, we will make them to better serve the clients.
Estimated case numbers remain as indicated to your Board on February 27, 2001 (Board memo attached for your convenience). However, state parole indicated they may (or may not) refer up to 20 offenders who are residents of this County.

To secure funds and meet State requirements, it was necessary to submit the plan before you to the State of California, Department of Alcohol and Drug Programs on May 31, 2001. However, the State was made aware that the plan was a draft because it lacked Board approval and it can certainly be modified based on your input.

Financial

SACPA funding statewide for 2000-2001 was $60 million general fund dollars, followed by $125 million general fund dollars each of the subsequent five years. SACPA funding brought $101,793 of unanticipated revenue into Mariposa County for start-up and implementation costs in fiscal year 2000-2001. An additional $196,312 is targeted to this County for fiscal year 2001/02. Proposition 36 revenues and expenditures are part of the 2001/02 County budget. If your Board approves this plan, it will be necessary to develop a program specific contract with Kingsview to provide the counseling component described in this plan.

No matching funds are required.

Alternatives

If you wish, Your Board could ask staff to modify the implementation plan. Upon modification, we would submit that plan to the State.
May 30, 2001

Kathryn P. Jett
Director
Department of Alcohol and Drug Programs
1700 K Street
Sacramento, CA 95814

Attention: Joy Jarfors, Manager
Office of Criminal Justice Collaboration

Dear Kathryn P. Jett,

We are respectfully submitting the Mariposa County Substance Abuse and Crime Prevention Act (SACPA) Plan without the approval of the County Board of Supervisors, as per discussions with your agency.

This plan will be submitted to the County Board of Supervisors for approval at their next meeting, and the Board of Supervisors Resolution will be forwarded to your agency immediately.

Thank you for your understanding in this matter.

Respectfully,

Beverly D. Nowlin
Program Manager
Kings View, Mariposa County Alcohol and Drug Services
Mariposa County’s Proposition 36 Implementation Plan offers a multi-disciplinary approach by law enforcement, probation, the drug court and the alcohol/drug department. Mariposa County provides all alcohol and drug treatment services through a contract with Kings View/Mariposa Counseling Center/ Alcohol and Drug Services. This provider will provide assessment, education, case management and outpatient treatment, working closely with probation. Contracts with residential treatment services are in place through the Counseling Center.

The Mariposa County Board of Supervisors approved a resolution establishing a trust fund for Proposition 36 monies and designated the County Alcohol and Drug Program as lead agency. The Mariposa County implementation team consists of the Honorable Carlos LaRoche, Presiding Judge of Superior Court, Cheryle Rutherford-Kelly, Human Services Director and Alcohol/Drug Program Administrator of Mariposa County, Pete Judy, Chief Probation Officer, David Smothers, Public Defender, Inez Terra, Administrative Specialist for Kings View/ Mariposa Alcohol and Drug Services and Beverly Nowlin, Program Manager, Kings View/Mariposa Alcohol and Drug Services. The implementation team has been meeting bi-weekly and will continue to do so.

The total allocation to Mariposa County for Fiscal Year 2000-2001 is $101,759. The total allocation for Fiscal Year 2001/2002 is $196,312.

Probation and AOD staff will be co-located one day a week, allowing for a quick risk assessment and treatment assessment after the client is determined Proposition 36 eligible by the court. The probation officer will complete a risk assessment, then the treatment counselor will provide a thorough assessment using the Addiction Severity Index (ASI) assessment and the American Society of Addiction Medicine Patient Placement Criteria (ASAM) and will schedule the next appointment with the client. If the ASI and ASAM determine outpatient treatment, the client will complete the intake procedure the same day and have a treatment plan prior to leaving the office. If the client, through the ASI and ASAM, is determined to need detoxification, intensive day care or residential treatment, the treatment counselor will contact the contract provider and provide the client with an appointment to that provider within 30 days. This ensures that the probation assessment is completed within 7 days, and the client has had an intake into treatment well within the 30-day requirement period. The client’s need for ancillary service needs will be assessed at the participant’s initial individual intake interview.

Ancillary services will include family counseling, mental health services, peri-natal services, literacy training, vocational counseling and employment services and referrals to other agencies, as needed.
The philosophy of the county implementation team and our alcohol/drug advisory board is that addiction is a family disease, best treated by including all members of the family whenever possible. Therefore, in addition to providing services to the participant, we are dedicated to providing a full range of services to family members. This includes groups for codependents, mental health groups for children, anger management groups, signs of relapse groups for significant others, adolescent support groups, etc. In the design of our additional site, we have included a “kiddie korral”, a special area to provide safe entertainment to small children. This area will be supervised by staff, thereby providing childcare so parents may attend counseling/groups/meetings without distraction. Another area identified to present a barrier to treatment in our remote rural county is transportation. We are prepared to provide transportation to participants who would otherwise not be able to attend needed services on an on-going basis.

There will be three levels of care under Mariposa County’s Substance Abuse Crime Prevention Act’s (SACPA) treatment continuum, and assessment and placement into a specific level of care will be at the discretion of the treatment program based on the ASI and ASAM results. All levels will include drug testing on a minimum of three times weekly by probation staff, intake and assessment. Participants may be moved from one level to another, based on on-going reassessment.

**Level I**

Level I, which is three months, consists primarily of education plus case management. It will include an intake, group education for 12 weeks, a minimum of one individual session per month, and ancillary services. Discharge/data collection will be done at three months.

**Level II**

Level II consists primarily of education, case management and treatment services. It will include an intake, group education for 12 weeks, group treatment for twelve weeks, individual sessions two to four times per month, ancillary services, interim re-assessment/data collection at three months and discharge/data collection at six months.

**Level III**

Level III, which is three to twelve months, consists of intensive treatment services including detoxification of 3 to 10 days, residential treatment from 30 to 90 days, day treatment from 60 to 90 days (9 to 20 hours per week), and individualized treatment. After intensive services of 30 to 90 days, the client would typically be re-assessed and placed in less intensive outpatient services, if appropriate.
All outpatient services will be provided by contract with the Mariposa Counseling Center, who will in turn, contract out more intensive in-patient services.

Aftercare will be provided for up to six months after discharge and will consist of weekly group sessions (peer support), a minimum of one individual session per month, with discharge/data collection at three-month intervals.

Mariposa County, by contract arrangement with Kings View/Mariposa Counseling Center, anticipates locating a second site and having additional staff in place by July of 2001 to begin implementation of the program. The additional site will be staffed and utilized to provide intensive outpatient treatment, referral and access to literacy training, vocational counseling and employment services. In addition, it will provide a drug-free environment for networking. It will be available for client access forty hours per week.
COUNTY OF MARIPOSA
PROPOSITION 36 – PROPOSED PROGRAM DESIGN

1. Assumptions
   Collaborative effort will take place among Court/Probation/AOD with other crucial stakeholders
   Emphasis will be placed on both system and participant accountability
   For planning purposes, 150 referrals are anticipated in year one
   Among those referred:
   - 139 will be Probation referrals
   - 11 will be Parole referrals

   80% will participate in services
   55% will participate and complete services
   45% will participate but not complete services
   Actual implementation is necessary before more exacting projections can be made.

2. Assessment Procedures
   Assessment functions will be shared between AODS and Probation
   Court will refer participant to report immediately to Probation
   Probation will complete risk assessment and schedule client with AOD
   AOD will complete treatment assessment
   AOD will include initial screening for ancillary services
   Probation and AOD will collaborate with combined assessments and prepare treatment plan recommendation for the Court

3. Probation Supervision
   Public safety, accountability and treatment needs will be priorities
   Risk assessment/level of supervision will be determined immediately
   An officer will be assigned specifically to this caseload
   Dual Probation/Parole cases will be rated as high risk
   Probation staff will provide both field and office contacts

4. Parole Supervision
   Dual Probation/Parole cases are likely to be under 10% on an annual basis
   Dual cases will be considered a high risk, with limited tolerance to violations
5. Monitoring

Intensive monitoring of treatment compliance will be observed. Probation staff will be on treatment site, as needed. Treatment contracts will include reporting standards.

Communication flow from treatment to Probation and to Court will be ongoing.

6. Drug Testing

Testing will be provided by Probation. There will be minimum standards in place to complete the program. Frequency of testing will be increased or decreased, as needed.

7. Treatment Continuum

* The County will contract services with Kings View/Alcohol & Other Drug Services.
* Residential Treatment services will be provided, by contract to Kings View, by State ADP licensed/certified providers.
* There will be three core levels of care:
  - Level I (three months) – primarily education and case management.
  - Level II (six months) – primarily education, case management, and treatment services.
  - Level III (three to six months) – intensive levels of service (e.g. detoxification, residential, perinatal, intensive outpatient treatment (9 to 20 hours per week), etc.) will be provided as needed.
* Ancillary services (e.g. literacy training, vocational counseling, family counseling, mental health services, etc.) will be incorporated into the participant’s case plan and provided both on and off-site.
* Brokerage will be provided with existing County resources for those that meet eligibility requirements (e.g. CalWORKs, SSI, etc.)
* Treatment plans will be based on a thorough assessment using the California Addiction Severity Index (ASI) and the American Society of Addiction Medicine Patient Placement Criteria (ASAM).
* Quarterly reports will be submitted by the Alcohol/Drug Services to Probation on the participant’s treatment progress.
* Flexibility will be utilized by AODS to adjust levels of treatment and ancillary services to best meet individual participant’s needs.
* Reassessment of participant’s needs and data collection will take place at three-month intervals and at discharge.
8. **Data Collection and Program Evaluation**
   Data collection and program evaluation will take place by the following methods:
   - Court reporting
   - State reporting
   - CMHC/MIS reports
   - Evaluation plan

9. **Estimated Costs and Revenues**
   *Costs to set up and support local implementation plan provided to County Probation and AODS by lead agency by way of trust fund
   *AOD treatment provider to collect participant co-payment
   *Strategies will be developed to maximize alternate funding streams

10. **Estimated Timeline**
    *Resolution by Mariposa County Board of Supervisors naming Human Services Director lead agency signed
    *Proposition 36 funding placed in trust
    *Hiring of provider AOD staff for treatment expansion to be completed by June 30, 2001
    *Hiring of county probation staff for assessment and supervision to be completed by June 30, 2001
    *Contract with treatment provider to be completed by June 30, 2001
    *Location of expanded provider facilities determined and leased by June 30, 2001
COUNTY OF MARIPOSA
PROPOSITION 36 (SACPA) – PROPOSED TREATMENT PLAN MENU

Concept

Treatment outpatient services are to be provided by contract to Kings View AOD Services at two locations – the Mariposa Counseling Center will be utilized for individual and family AOD and mental health counseling and a second location (to be determined) will be used to provide intensive outpatient treatment and provide a drug-free supportive environment.

There will be three levels of care. Participants will be assessed initially by probation for level of risk, followed by a treatment assessment by AOD staff, utilizing the California ASI and ASAM. Level of care will be determined and a treatment plan developed, based on these findings.
Ancillary services will be incorporated into the treatment plan and provided both on and off-site.

Participants may move to different levels within the program, depending on their individual progress or need of more intensive services.

Level I
(Three Months)

Intake
Group Education (12 weeks)
Individual Counseling – minimal one hour per month
Ancillary Services
Discharge/data collection at three months

Level II
(Six Months)

Intake
Group Education (12 weeks)
Group Treatment (12 weeks)
Individual Counseling – two to four times per month
Ancillary services
Interim re-assessment/data collection at three months
Discharge/data collection at six months
Level III
(Three to Six Months)

Intensive Outpatient Treatment Services

Intake
Day Treatment – thirty to ninety days, nine to twenty hours per week
Individualized treatment
Ancillary services
Re-assessment of needs at thirty-day intervals
Reduction of Level with progress
Continuation of services in lower level
Interim re-assessment/data collection at three months
Discharge/data collection at six months

Intensive Inpatient/Outpatient Treatment Services

Intake
Detoxification (three to ten days)
Residential Treatment (twenty-eight to sixty days)
Outpatient Day Treatment – thirty to ninety days, nine to twenty hours per week
Ancillary services
Re-assessment of needs at thirty-day intervals
Reduction of level with progress
Continuation of services at lower level
Interim re-assessment/data collection at three months
Discharge/data collection at six months

Ancillary Services

Literacy Training
Vocational Counseling and employment services
Family Counseling
Mental Health services
Referrals to appropriate agencies

Aftercare
(Six Months)

Peer support – weekly group sessions
Minimum of monthly face-to-face contact with treatment provider
Discharge/data collection at six months
SERVICE COORDINATION AND COLLABORATION

1. County services for SACPA clients have been identified and coordinated through a collaborative process with agencies involved in the implementation by way of bi-weekly meetings, followed with monthly meetings of the Alcohol and Drug Advisory Board. Implementation plans have been presented at these meetings with changes and suggestions noted. The final draft of the implementation plan was presented and approved on May 16, 2001.

2. Identification of the entities participating in the development of the county plan:
   - Office of County Alcohol and Drug Program Administrator
   - Probation Department
   - Court/Presiding Judge
   - Parole Authority (Telephone only – has not been available for meetings)
   - District Attorney
   - Sheriff
   - Chief of Police (Mariposa County does not have a Police Department)
   - County Office of Education
   - Social Services
   - Workforce Investment Board
   - Mental Health
   - Public Health
   - County Executive Officer (By way of Board of Supervisor’s approval)
   - Drug Treatment Providers
   - Other (Alcohol and Drug Advisory Board of Mariposa County)

3. Did formulation of the county plan include input from federally recognized American Indian Tribe(s) located within your county or their representatives?
   - Yes
   - No

Mariposa County has no federally recognized American Indian Tribes. However, Kings View, Mariposa Counseling Center, administers the All Tribes Counseling Center, a federal grant program, and close collaboration between programs has always been a priority.

4. Did formulation of the county plan include input from impacted community parties?
   - Yes
   - No
5. The County intends to provide services to SACPA clients by way of allocation authorized by the County Lead Agency Director from the Trust Fund to the provider, Kings View/Mariposa County Alcohol and Drug services.

6. What services are available to SACPA clients under the county plan?

_x_Drug Treatment
_x_Family Counseling
_x_Vocational Training
_x_Literacy Training
_x_Monitoring/Supervision
_x_Assessment
_x_Placement
_x_Referral
_x_Case Management
_x_Other

Children’s mental health treatment group
Childcare
Transportation

7. Will drug testing be required for SACPA clients in your county jurisdiction?
_x_Yes
___No

Drug testing will be done by the County Probation office, at a minimum of three times per week.
Funding will be through Probation monies, with no allocation from SACPA funds.

8. Identify the entities responsible for determining a client’s level of need for, placement in, and referral to drug treatment and other services in your county.

The initial determination of the client’s appropriateness as a SACPA participant will be made by the District Attorney’s office, before appearing in court. The presiding judge will then sentence the participant to the program and refer him/her to the probation officer assigned to this caseload. The probation officer will then do a risk assessment and make an appointment with the provider of alcohol/drug services for a treatment assessment. The treatment provider will administer the ASI and ASAM. The need for ancillary services will also be determined at the Intake appointment. When all assessments are completed, the probation officer and treatment provider will meet for case management. The completed treatment plan will then be presented to the court.
9. The process used by these entities to determine a client's need for, placement in, and referral to drug treatment and other services will be a combination of the Addiction Severity Index (ASI), the ASAM Patient Placement Criteria and the Probation Risk Assessment.

10. Excess Funds

   a) The excess funds are 21,126.00.

   b) These funds will be allocated to the provider to implement the 2001 – 2002 budget
Section I. Contact Information

1. County of ____________________________ (2) Fiscal Year ________

(3) Current Contact Info:

<table>
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<tr>
<th>(a) Name</th>
<th>Cheryle Rutherford-Kelly</th>
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<tr>
<td>(b) Title</td>
<td>Human Services Director/Alcohol Drug Program Administrator</td>
</tr>
<tr>
<td>(c) Phone</td>
<td>(209) 966-3609</td>
</tr>
<tr>
<td>(d) Fax</td>
<td>(209) 966-5943</td>
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<tr>
<td>(e) Pager</td>
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<td>(f) Mobile Phone</td>
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<tr>
<td>(g) Email Address</td>
<td><a href="mailto:crk@yosemite.net">crk@yosemite.net</a></td>
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(4) Notes: ________________________________
## Section II. Entity Information

1. **Allocation Amount**: $196,312
2. **Excess Funds**: $21,126
3. **Total Funds**: $217,438
4. **County of**: MARIPosa
5. **Fiscal Year**: 01/02
6. **Version**: 1

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*California Department of Alcohol and Drug Programs*

*Revised 04/27/01*
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*California Department of Alcohol and Drug Programs*

*Revised 04/27/01*
## Section III. Service/Activity Information

(1) Allocation Amount $196,312  
(2) Excess Funds $21,126  
(3) Total Funds $217,438  
(4) County of MARIPOSA  
(5) Fiscal Year 01/02  
(6) Version 1

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<td>(m) Literacy Training</td>
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<td>(o) Vocational Training</td>
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<td>(16) Subtotal</td>
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<td>1 4 6 8 4</td>
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<td>Case Management Activities</td>
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<td>(18)</td>
<td>(19)</td>
<td>(20)</td>
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<tr>
<td>(q) Referral/Aqusement</td>
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<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>(r) Placement</td>
<td>2 5 3 0 8</td>
<td></td>
<td>3 2 8 0 2</td>
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<td>(s) Court Monitoring</td>
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</tr>
<tr>
<td>(t) Supervision</td>
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<td></td>
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</tr>
<tr>
<td>(u) Miscellaneous (explain below)</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Explanation:</td>
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<td>9 9 9 9 2</td>
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<td>(22) Grand Total</td>
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<td>1 8 8 5 8 5</td>
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</table>

*California Department of Alcohol and Drug Programs*

*Revised 04/27/01*
## Section IV. Capacity Planning

(1) County of **MARIPOSA**  
(2) Fiscal Year **01/02**  
(3) Version **1**

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Capacity</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Drug Treatment</strong></td>
<td>Existing</td>
</tr>
<tr>
<td>(a) Non-Residential/Outpatient</td>
<td></td>
</tr>
<tr>
<td>(b) Treatment/recovery – no meds</td>
<td>(4)</td>
</tr>
<tr>
<td>(c) Treatment/recovery – Methadone, LAAM, or other meds prescribed</td>
<td>3</td>
</tr>
<tr>
<td>(d) Day Program – intensive</td>
<td></td>
</tr>
<tr>
<td>(e) Detoxification – no meds</td>
<td>2</td>
</tr>
<tr>
<td>(f) Detoxification – Methadone, LAAM, or other meds prescribed</td>
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</tr>
<tr>
<td>(g) <strong>Residential</strong></td>
<td></td>
</tr>
<tr>
<td>(h) Detoxification (hospital)</td>
<td>(7)</td>
</tr>
<tr>
<td>(i) Detoxification (non-hospital) – no meds</td>
<td></td>
</tr>
<tr>
<td>(j) Detoxification (non-hospital) – Methadone, LAAM, or other meds prescribed</td>
<td>2</td>
</tr>
<tr>
<td>(k) Treatment/recovery – no meds</td>
<td></td>
</tr>
<tr>
<td>(l) Treatment/recovery – Methadone, LAAM, or other meds prescribed</td>
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</tr>
<tr>
<td>(10) <strong>Sub Total Drug Treatment</strong></td>
<td>3</td>
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</table>
Capacity Planning, cont’d.

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Capacity</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Existing</td>
</tr>
<tr>
<td>(m) Literacy Training</td>
<td></td>
</tr>
<tr>
<td>(n) Family Counseling</td>
<td></td>
</tr>
<tr>
<td>(o) Vocational Training</td>
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</tr>
<tr>
<td>(p) Other Client Services (explain below)</td>
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<td>Explanation</td>
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<td>(14) Sub Total Services</td>
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<td>(15) Grand Total</td>
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*California Department of Alcohol and Drug Programs*

*Revised 04/27/01*
Enclosure C-SACPA FISCAL PLANNING FORM

Section V. Client Projections

1) County of ________________  (2) Fiscal Year ___01/02__  (3) Version __1__

<table>
<thead>
<tr>
<th>(4) Projected Referral Source</th>
<th>Projected Number of Clients</th>
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<td>(a) Referred From Parole</td>
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<tr>
<td>(b) Referred From Court/Probation</td>
<td>3</td>
</tr>
<tr>
<td>(5) Grand Total (optional)</td>
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</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Projected Number of Clients</th>
</tr>
</thead>
<tbody>
<tr>
<td>(6) Drug Treatment</td>
<td></td>
</tr>
<tr>
<td>(c) Non-Residential/Outpatient</td>
<td></td>
</tr>
<tr>
<td>(d) Treatment/recovery – no meds</td>
<td></td>
</tr>
<tr>
<td>(e) Treatment/recovery – Methadone, LAAM, or other meds prescribed</td>
<td>5 1</td>
</tr>
<tr>
<td>(f) Day Program – intensive</td>
<td></td>
</tr>
<tr>
<td>(g) Detoxification – no meds</td>
<td></td>
</tr>
<tr>
<td>(h) Detoxification – Methadone, LAAM, or other meds prescribed</td>
<td></td>
</tr>
<tr>
<td>(i) Residential</td>
<td></td>
</tr>
<tr>
<td>(j) Detoxification (hospital)</td>
<td></td>
</tr>
<tr>
<td>(k) Detoxification (non-hospital) – no meds</td>
<td></td>
</tr>
<tr>
<td>(l) Detoxification (non-hospital) – Methadone, LAAM, or other meds prescribed</td>
<td></td>
</tr>
<tr>
<td>(m) Treatment/recovery – no meds</td>
<td></td>
</tr>
<tr>
<td>(n) Treatment/recovery – Methadone, LAAM, or other meds prescribed</td>
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</tr>
</tbody>
</table>

(7) Sub Total Drug Treatment

1 1 2

California Department of Alcohol and Drug Programs
Revised 04/27/01
Client Projections, cont'd.

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Projected Number of Clients</th>
</tr>
</thead>
<tbody>
<tr>
<td>(8) Other Service Types</td>
<td></td>
</tr>
<tr>
<td>(o) Literacy Training</td>
<td></td>
</tr>
<tr>
<td>(p) Family Counseling</td>
<td></td>
</tr>
<tr>
<td>(q) Vocational Training</td>
<td></td>
</tr>
<tr>
<td>(r) Other Client Services (explain below)</td>
<td></td>
</tr>
<tr>
<td>Explanation:</td>
<td></td>
</tr>
<tr>
<td>(9) Sub Total Other</td>
<td>3 8</td>
</tr>
<tr>
<td>(10) Grand Total</td>
<td>1 5 0</td>
</tr>
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</table>
Date: February 16, 2001
To: Members of the Board of Supervisors
From: Pete Judy
Cheryle Rutherford-Kelly
Re: Proposition 36

Recommendation

It is respectfully recommended that your Board: (1) accept $101,793 of unanticipated Proposition 36 revenue and direct the Auditor to place the entire amount into a trust fund; (2) appropriate $80,667 this fiscal year and use the remainder, $21,126 next fiscal year; (3) designate Human Services to act as the lead agency; (4) authorize your Alcohol and Drug Advisory Board to act as the Task Force and continue program planning with other agencies providers; (5) allocate a Deputy Probation Officer III position to the Probation Department and grant the Probation Officer authority to fill the position; (6) contract with Mariposa Counseling Center for expanded Alcohol and Drug services and authorize your chairman to execute the contract upon approval by the County Administrative Officer and County Counsel; (7) agree to comply with provisions of the law; and (8) forward your Board Resolution to the State Director of the Department of Alcohol and Drug Programs no later than March 1, 2001.

Background

Proposition 36 was proposed and “sold” to the California voters based on the experience of the State of Arizona in implementing their Proposition 200. The philosophy behind California Proposition 36 is to decriminalize certain non-violent drug offenses by providing community based non-residential and residential drug treatment programs as an alternative to incarceration. Your Board funded a Drug Court that has been very successful. The law enforcement community, as well as the Alcohol and Drug Advisory Board, have indicated that Proposition 36 should be used to compliment and expand existing services. The membership of that advisory board is attached for your convenience.

Arizona staffs adult probation supervision caseloads at a rate of one to every sixty offenders. High intensity supervision caseloads are staffed at two officers to every 25 offenders. This was the level of supervision, which supported Proposition 200 in Arizona. Testimony was heard about this staffing level before the Legislature this past summer at a special joint hearing on the ballot initiative. Also discussed at that hearing was the need for urine testing funds to support the initiative.

Current Situation

Proposition 36 Target Population

Proposition 36 mandates that certain crimes shall be treated differently upon conviction. These crimes are:

- Possession of controlled substances (both felony and misdemeanor)
- Transportation for personal use of drugs (felony)
- Under the influence of narcotics (both felony and misdemeanor)

It applies to:

- All persons who are convicted after July 1, 2001 of specified crimes.
• All persons who are currently on probation or in supervision programs such as Drug Court for the named crimes and violate their conditions of probation after July 1, 2001.
• All persons who are on parole for those crimes.

Potential Caseload

It is difficult to calculate the exact number of persons who will be eligible for Proposition 36 processing. There are many legal considerations that surround the charging of crimes. Those decisions will rest with the District Attorney. Factors will include plea negotiation practices, and the arrest and charging practices as they relate to misdemeanors or collateral crimes.

Mariposa County is unique from most of our neighbors in that our Court has rarely used Summary Probation or Probation to the Court on the offenses covered by this proposition. In other words, our Drug Court Program has been servicing the target population of Proposition 36. Therefore, there is less guesswork in identifying the amount of workload caused to probation by this population of offenders.

We do know that most, if not all, of the people participating in the Mariposa Drug Court Program are “Proposition 36 cases.” At the 1-year mark of the 18-month drug court program there are approximately 35 people in the program. The program has been adding approximately 3 new people per month. It is anticipated that at month 18, the program will have approximately 50 participants. Upon graduation from the program, participants will be on probation for the remainder of their sentence (18-36 months).

Human Services will serve these same individuals as well as their families (over 100 people). We will continue to serve these participants and their families after they complete their 18-month program. It is estimated that approximately 50% will continue to seek ongoing drug and alcohol counseling, as well as some mental health counseling during their probationary period.

Last year, Alcohol and Drug placed seven (7) individuals into residential care who were Drug Court participants. We anticipate that this number will double under Proposition 36. The average length of stay is 30 days.

Issues under discussion and consideration

• We are currently in discussion with our many partners to determine the impact on the Drug Court Program
• We intend to offer the same high accountability program that has been successful
• Our partners agree that funding a probation officer to oversee the program is an important component of the Mariposa County Drug Court Program
• Treatment capacity and services must be increased

Proposition 36 and Drug Court

The Mariposa County Drug Court Program was initiated under a grant that funded one (1) part-time Deputy Probation Officer, drug testing, and some residential treatment. That grant will end 6/30/01. Drug Court has continued to operate by Probation redistributing it’s workload. In other words, we have reduced supervision levels of our other caseloads while we searched for additional funding sources for drug court. If Proposition 36 money is not used to hire a Deputy
Probation Officer for the Mariposa County Drug Court, Probation will most probably begin "banking" cases (provide no supervision on selected cases).

Although the Chief Probation Officers of California did not support Proposition 36, it can benefit Mariposa County in that it provides the funding for drug court and treatment programs. The Drug Court Program is very labor intensive for Probation, and it will increase under Proposition 36 mandates. Probation has requested a Deputy Probation Officer III allocation for this position in that it requires a person with extensive knowledge of the Court systems as well as the services available in our community. It is also a position that will require the ability to work with minimum supervision. If approved, it is my intention to promote a DPOII to DPOIII using Proposition 36 funding, and then hire a new DPO I.

Expansion of Substance Abuse Counseling Services

Human Services will assign, through contract, one Alcohol and Drug Counselor to the Drug Court to work in close conjunction with the Probation Officer assigned. We will also be utilizing a therapist to assist the Alcohol and Drug Counselor with childrens issues.

There is a need not only for additional non-residential substance abuse counseling, but for more residential care for people who are seriously addicted to drugs and cannot become drug free through out patient services alone. Further, there is a need to provide individual and group counseling to children and families so that they can support the person suffering an addiction in a positive manner. This approach will also be geared to assist children who have had troubled lives due to the addiction of their parent(s) and to attempt to prevent these children from becoming substance addicted. The children's group will be modeled after AlaTot but will have a therapist present who can assist a child, or group of children, with terribly painful issues in a manner that does not inadvertently cause them harm.

Financial

Proposition 36 funding statewide is $60 million general fund dollars, followed by $125 million general fund dollars each of the subsequent 5 years. Proposition 36 brings $101,793 of unanticipated revenue into Mariposa County for start-up and implementation costs associated with Proposition 36. It is anticipated that we will utilize approximately $80,667 through the end of this fiscal year. We will not expend all of the money this fiscal year simply because it is late in the year and we do not need full year salaries for new staff. For example, the Deputy Probation Officer III has been budgeted for only 3 months. Roll over money, which will be used next fiscal year, is estimated at $21,126 and will be kept in the trust fund. That money will be used to meet program needs next fiscal year and to properly budget for overhead and indirect.

On 7/1/01 Mariposa County will receive an additional $203,506 for fiscal year 2001/02. We will continue working with other departments and the Alcohol and Drug Advisory Board to plan for program expansion. All program and fiscal plans will be brought to your Board for review and discussion.

No matching funds are required.

Alternatives

Your Board could refuse to accept the monies necessary to implement the provisions of the new law. This alternative would result in legal problems for the County and halt funding that could
benefit the Drug Court, Probation and expand alcohol and drug services to addicted clients and their families.