

W. J. C. I.

**AGENDA COVER MEMO**

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AGENDA DATE: December 6, 2006  
TO: Board of County Commissioners  
DEPARTMENT: Health & Human Services  
PRESENTED BY: Rob Rockstroh



AGENDA TITLE: ORDER / \_\_\_\_\_ IN THE MATTER OF APPLYING FOR AND ACCEPTANCE OF A FEDERAL U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE GRANT IN THE AMOUNT OF \$200,000 FOR TWENTY-FOUR MONTHS TO INCREASE COLLABORATION BETWEEN THE MENTAL HEALTH AND CRIMINAL JUSTICE SYSTEMS (DEPARTMENT OF HEALTH & HUMAN SERVICES)

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**I. MOTION**

Order / \_\_\_\_\_ In The Matter Of Applying For And Acceptance Of A Federal U.S. Department Of Justice, Office Of Justice Programs, Bureau Of Justice Assistance Grant In The Amount Of \$200,000 For Twenty-Four Months To Increase Collaboration Between The Mental Health And Criminal Justice Systems.

**II. AGENDA ITEM SUMMARY**

The Federal U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has released a second Justice and Mental Health Collaboration Program grant announcement. Grant applications are being accepted to increase public safety by facilitating collaboration among the criminal justice, mental health and substance abuse treatment systems to increase access to services for offenders with mental illness. The Lane County Department of Health & Human Services is seeking approval of the Board of Commissioners for Lane County to apply for these grant funds.

**III. BACKGROUND/IMPLICATIONS OF ACTION**

A. Board Action and Other History

In May, 2003, Lane County was awarded a two year \$149,999 grant from the U.S. Department of Justice to establish a Mental Health Court (MHC) demonstration project. The Lane County Mental Health Court began operation

in September of 2003 within the Circuit Court. With the decision of the District Attorney to cease prosecuting non-violent misdemeanors, the Municipal Court of Eugene joined the MHC partnership and began the MHC diversion program in September 2004. By the completion of this grant in December, 2005, a total of sixty-one persons entered MHCs with twenty-five successful graduates. Lane County Mental Health and the City of Eugene continued to operate the MHC after the completion of the grant with Lane County Mental Health budgeting and providing for a mental health therapist and treatment services. From the end of the grant to July 1, 2006 though, no funds were available for client expenses such as housing, transportation and medication or other community wraparound services.

The City of Eugene budgeted \$100,000 for the MHC effective July 1, 2006 through June 30, 2007. Lane County and the City of Eugene have executed an Intergovernmental Agreement for purchase of mental health services (contract #226051). \$69,084 is budgeted for the Lane County mental health specialist position and the remainder for client services. This \$100,000 is in the continuation budget for City of Eugene and the Municipal Court anticipates that this funding will be continued beyond the 06-07 budget year. Currently there are 21 people enrolled in the MHC diversion program. Judge Mary Jane Mori is the presiding Municipal Court judge and views the collaboration between Lane County Mental Health and City of Eugene as successful

The Office of Justice Programs offered in May 2006, additional grant funds for planning and implementation of collaboration efforts between local justice and mental health systems. Lane County applied for this grant (Board Order 06-5-24-5). This grant was for \$250,000 for a thirty-month period. Lane County was not awarded this grant. There were a total of 245 applications and 27 awards were made. Office of Justice Programs indicated that the application review process was highly competitive and recommendations for funding reflected geographic diversity. Lane County has requested feedback/scores on the first grant proposal submitted but the Office of Justice Programs has no formalized process to provide this feedback.

The Office of Justice Programs is now offering a second opportunity to apply for planning and implementation grants. Lane County Mental Health, Lane County Sheriff's Department and City of Eugene have agreed that they desire to submit an application for this second grant opportunity but have decided to apply for the Implementation and Expansion grant for a total of \$200,000 for twenty four months. Implementation and expansion grants can support mental health courts and diversion/alternative prosecution and sentencing programs, crisis intervention teams, and treatment accountability services; specialized training for justice and treatment services professionals; service delivery for collateral services such as housing, corrections, transition and reentry services to create or expand mental health and support services.

Lane Council of Governments has been retained to write the grant application for the new planning and implementation category. The due date of this grant is December 12, 2006. At the time of this board order writing, the new grant application has not been completed. Upon completion, it will be forwarded to Board of County Commissioners for review and approval prior to the submission deadline of December 12, 2006.

The information required by the Board of County Commissioners prior to approval of application and acceptance of a grant award in one action is provided below.

1. What is the match requirement, if any, and how is that to be covered for the duration of the grant?

A twenty percent match is required. Match will be the City of Eugene \$100,000 contribution to the MHC for the first year and \$100,000 for the second year of the grant. Lane County has an executed revenue agreement with the City of Eugene for these funds.

2. Will the grant require expenditures for Material and Services or capital not fully paid for by the grant?

No

3. Will the grant funds be fully expended before county funds need to be spent?

There is no anticipation of additional County funds being spent after the grant funds are fully expended.

4. How will the administrative work of the grant be covered if the grant funds don't cover it?

The administrative costs will be covered by existing staff and integrated into current workloads.

5. Have grant stakeholders been informed of the grant sun setting policy so there is no misunderstanding when the funding ends? Describe the plan for service if funding does not continue.

Yes, stakeholders are aware of the sun setting policy. The grant is for 24 months. The proposal will build on the existing MHC infrastructure now in place so that when grant funds end, the MHC will continue. Lane County Mental Health has integrated services for MHC into its budget. The City of Eugene incorporated \$100,000 into the 2006-2007 budget for the continuation of Mental Health.

Courts. The services to be provided in the grant include training of criminal justice personnel, providing intensive treatment services to the seriously and persistently mentally ill through the transition team and other community support wrap around services. After the grant ends, Lane County will not have as many resources to provide direct intensive treatment services for the seriously and persistently mentally ill. The grant will not fund any new County FTE positions.

6. What accounting, auditing and evaluation obligations are imposed by the grant conditions?

Lane County Health & Human Services (H&HS) will contract with Lane Council of Governments (LCOG) to develop an appropriate evaluation plan. The grant contains specific data requirements. LCOG conducted the evaluations for the first grant for MHC and received accolades from the Bureau of Justice Assistance for reports submitted. The accounting and auditing functions will be performed by current staff at Health & Human Services.

7. How will the department cover the accounting, auditing and evaluation obligations? How are the costs for these obligations covered, regardless whether they are in the department submitting the grant or a support service department? Does the department acknowledge that the county will need to cover these costs and it is an appropriate cost incurred by support service departments?

The evaluation expenses are included as a separate line item in the budget. Current staff at H&HS Administration can integrate the duties of accounting and auditing into their workloads. The bulk of these grant funds will be spent on individuals clients with specific treatment needs (medications, therapy, and housing) and training of criminal justice personnel.

8. Are there any restrictions against applying the county full cost indirect charge?

No.

9. Are there unique or unusual conditions that trigger additional county work effort, or liability, i.e., maintenance of effort requirements or supplanting prohibitions or indemnity obligations?

No.

10. Is this a grant funded computer/software applications project?

No.

B. Policy Issues

There are no administrative policy issues that affect this agenda item.

C. Board Goals

The request to apply for the Justice and Mental Health Collaboration Project grant relates to the Lane County strategic goals of Service Improvement and Resource Planning and Allocation.

D. Financial and/or Resource Considerations

The City of Eugene currently funds \$100,000 for the operation of the MHC. Lane County Mental Health provides the mental health therapist and treatment with funds from the City of Eugene and Lane County Mental Health. The additional grant funds will allow for more intensive wrap around services for seriously and persistently ill mental health clients that may not be able to be served in the current MHC and additional training of criminal justice personnel.

E. Analysis

The purpose of this grant is to support established mental health courts and diversion/alternative prosecution and sentencing, provide service delivery for collateral services such as housing, transitional services, medications, employment and reentry services to create or expand mental health and support services for MHC participants.

Performance Measure Objectives for the grant include:

1. Reduce recidivism of the mentally ill in the criminal justice system.
2. Increase the number of criminal justice personnel trained in or using law enforcement-based diversion strategies.
3. Increase the number of alternative jail diversion strategies.
4. Increase number of correctional-based transition programs for mentally ill offenders.
5. Increase mental health and other services available to mentally ill offenders.

This project will include the following components:

1. Screening for mental illness for all people entering the Lane County jail.
2. Housing supports for homeless mentally ill when enrolled in Mental Health Court Diversion program.
3. Supported employment.
4. Medications.
5. Follow up and aftercare through a peer supported system for participants to increase likelihood of continued success.
6. Wraparound services as appropriate.

**F. Alternative / Options**

1. Apply for the grant and Accept if awarded. This grant provides not only an opportunity for increased interdepartmental collaboration through training of the criminal justice personnel in mental health issues but an opportunity to increase services to offenders with more severe mental illness and intervene to keep mentally ill persons from re-entering the justice system or moving further into the justice system. This grant is focused on serving the more difficult mentally ill clients.

2. Do not apply for the grant. The MHC currently serves mentally ill clients with mild thought disorders. It does not serve the more severe mentally ill clients. If Lane County does not apply for this grant, then there is no opportunity to plan for and implement a MHC which will serve the more severely mentally ill.

**IV. TIMING/IMPLEMENTATION**

The grant application is due December 12, 2006. The date of awarding of the grant and the start date have not been determined at the time of the writing of this board order.

**VI. RECOMMENDATION**

The recommendation supported by the Department of Health & Human Services and Lane County Mental Health is as follows:

1. To accept the motions, adopt the order and approve the grant application for the Justice and Mental Health Collaboration Program FY2007. Approval and acceptance of this grant application is consistent with Lane County placing its highest priority on public health and safety services.

**VII. FOLLOW-UP**

Lane County will submit the application. If Lane County is successful in this grant, the bi-annual reports required will be forwarded to the Board of County Commissioners for review.

**V. ATTACHMENT**

Board Order

Admin \ Marcia \ MH Board Orders 06-07 Second Justice and Collaboration grant second submission

THE BOARD OF COUNTY COMMISSIONERS, LANE COUNTY, OREGON

**RESOLUTION AND ORDER:** ) IN THE MATTER OF APPLYING FOR AND ACCEPTANCE OF A  
) FEDERAL U.S. DEPARTMENT OF JUSTICE, OFFICE OF  
) JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE  
) GRANT IN THE AMOUNT OF \$200,000 FOR TWENTY-FOUR  
) MONTHS TO INCREASE COLLABORATION BETWEEN THE  
) MENTAL HEALTH AND CRIMINAL JUSTICE  
) SYSTEMS.(DEPARTMENT OF HEALTH & HUMAN SERVICES)

WHEREAS, the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has released a second Justice and Mental Health Collaboration program grant opportunity; and

WHEREAS, Lane County has established MHCs in Circuit Court and Eugene Municipal Court through a previous grant award; and

WHEREAS, the grant will offer an opportunity for expanding mental health services through the Mental Health Courts including housing, transitional services, medications and supported employment.

NOW THEREFORE IT IS HEREBY ORDERED that Lane County shall apply for a Federal U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance grant in the amount of \$200,000 for twenty four months to increase collaboration between the mental health and criminal justice systems and accept any resulting grant award; and

IT IS FURTHER ORDERED that the county administrator is delegated authority to execute grant documents in the amount of \$200,000 for the twenty-four month period of the grant.

DATED this 6th day of December, 2006.

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Bill Dwyer, Chair  
Lane County Board Of Commissioners

APPROVED AS TO FORM  
date 11/28/06 lane county  
Thaidlaw  
OFFICE OF LEGAL COUNSEL