

Yolo County Health and Human Services Department Mental Health Services Act



2017-2018 Plan Update Plan to spend reverted funds subject to AB 114

BACKGROUND AND TIMELINE:

Assembly Bill (AB) 114 (Chapter 38, Statutes of 2017) became effective July 10, 2017. The bill amended certain

Welfare and Institutions Code (WIC) Sections related to the reversion of Mental Health Services Act (MHSA) funds. AB 114 implemented provisions concerning funds subject to reversion as of July 1, 2017. Funds subject to reversion as of July 1, 2017 were deemed to have been reverted and reallocated to the county of origin for the purposes for which they were originally allocated (WIC Section 5892.1 (a)). Funds that could be subject to reversion as of July 1, 2017, were distributed to counties from Fiscal Year (FY) 2005-06 through FY 2014-15.

On December 28, 2017, Yolo County Health and Human Services Department received Department of Health Care Services MHSUDS Information Notice 17-059. The purpose of the notice was to inform counties:

- The process used to determine the amount of unspent MHSA funds subject to reversion as of July 1, 2017
- The appeal process available to counties
- The requirement that by July 1, 2018, counties have a plan to expend the reverted funds by July 1, 2020

The MHSUDS Information Notice 17-059 supersedes all other reversion policies contained in past information notices.

Counties were given instruction and an opportunity to appeal the amount of unspent funds subject to reversion as determined by DHCS. Yolo County received the first notice of unspent funds January 5, 2018, which included \$248,605 PEI funds from FY09-10; this finding was appealed and approved by DHCS March 12, 2018.

A second notice was received by Yolo County which included funding from FY2013-2014 through 2014-2015 for CSS, PEI, and INN; FY2006-2007 WET; and FY2007-2008 CFTN components. Yolo County chose not to appeal the updated DHCS determinations.

REVERSION TIMELINE

JUNE 23, 2016
DHCS issued IN 16-026 rescinding IN 11-15, thereby making unspent funds from fiscal years 2008-2009 through 2015-2016 subject to reversion if not spent within three fiscal years from 7/1/16.

DECEMBER 5, 2011
Department of Mental Health (now DHCS) issued Information Notice 11-15 clarifying how funds subject to reversion should be calculated by counties.

JULY 10, 2017
7/10/17 Assembly Bill (AB) 114 (Chapter 38, Statutes of 2017) became effective and amended Welfare and Institutions Code (W&I) sections related to the reversion of MHSA funds making funds subject to reversion as of 7/1/17 deemed reverted and reallocated to the county of origin for the purposes for which they were initially allocated, and that such funds be spent by 7/1/20. AB 114 required that each County with unspent funds prepare a plan to expend funds by 7/1/18.

DECEMBER 28, 2017
DHCS issued IN 17-059 providing the methodology used to calculate funds subject to reversion as of 7/1/17. IN 17-059 also provides guidance on the appeals process, the plan to spend the funds, and the consequences for failure to spend the funds.

JANUARY 5, 2018
Yolo County HHSA receives first official notice of unspent MHSA funds subject to reversion from DHCS. Includes funding from FY05-06 through FY2012-2013 for CSS, PEI, and INN components.

FEBRUARY 16, 2018
DHCS receives Yolo County Appeal of PEI funds subject to reversion.

MARCH 12, 2018
Yolo County HHSA receives DHCS letter approving PEI appeal.

MARCH 28, 2018
Yolo County receives second official notice of MHSA funds subject to reversion. The notice includes funding from 2013-2014 through 2014-2015 for CSS, PEI, and INN; FY2006-2007 WET; and FY 2007-2008 CFTN components.



Yolo	CSS	PEI	INN	WET	CFTN	Total
FY 2005-06	\$ -					\$ -
FY 2006-07	\$ -			\$ -		\$ -
FY 2007-08	\$ -	\$ -			\$ 268,922	\$ 268,922
FY 2008-09	\$ -	\$ -	\$ 386,700			\$ 386,700
FY 2009-10	\$ -	\$ -	\$ -			\$ -
FY 2010-11	\$ -	\$ -	\$ -			\$ -
FY 2011-12	\$ -	\$ -	\$ -			\$ -
FY 2012-13	\$ -	\$ -	\$ -			\$ -
FY 2013-14	\$ -	\$ -	\$ -			\$ -
FY 2014-15	\$ -	\$ -	\$ -			\$ -
Total	\$ -	\$ -	\$ 386,700	\$ -	\$ 268,922	\$ 655,622

PLAN TO SPEND FUNDS:

MHSUDS Information Notice 17-059 provided guidance to counties so that counties may expend reallocated funds for an already approved program/project or use the reallocated funds to expand an already approved program/project provided the program/project is in the same component as the component for which the funds were originally allocated to the county. Subject to any funding adjustments identified by DHCS not previously identified, this plan may be adjusted.

Capital Facilities/ Technology Needs - In FY 2016/17, the Yolo County Health and Human Services Agency (HHS) developed a Capital Facilities plan in to create adequate space and infrastructure to serve the Adult and Transitional Age Youth populations in Yolo County communities. The Capital Facilities and Technology Needs (CFTN) projects included the remodel, renovation and infrastructure set-up of publicly-owned buildings. The FY 2017/18 planned expenditure for CFTN projects was \$1,530,000, which included funding for the Davis Wellness Center Remodel Project and the Acquisition and Rehabilitation of a facility for an Adult Residential Treatment Facility. Identified funding for these CFTN projects is Mental Health Services Act fund balance, including both CFTN identified funds, and unassigned Community Services and Supports (CSS) funding. HHS anticipates that the entire CFTN and other funding planned for facilities acquisition and rehabilitation will be fully expended by June 30, 2020, through a contract with a private non-profit agency that outlines the renovations and deliverable timelines to occur across the next fiscal year.

MHSUDS Information Notice 17-059 notified counties that unspent MHSA funds subject to reversion would be considered reverted and reallocated to counties, as long as counties have a plan to fully expend the funds by July 1, 2020. The Yolo County Health and Human Services Agency intends to complete the original plan for the CFTN and other MHSA funding by collaborating with the Yolo County Housing Authority and New Hope Community Development for the establishment of the Adult Residential Facility.

Innovation - Funds subject to reversion from past years will be used to fund our current Innovation Plan approved by the MHSOAC in July of 2017. Yolo County has two approved Innovation Projects for FY17-20: The Board and Care Study Project and the First Responders Initiative. Amounts for these projects were approved July 27, 2017 and there is no expansion to the plans. Yolo County will utilize a first in first out accounting methodology to spend the funds by June 30, 2020.

The Yolo County plan to spend funds subject to reversion will be available for 30-day public review and comment from May 4, 2018 – June 4, 2018. The plan will be posted on the Yolo County website May 4, 2018 and a link submitted to DHCS via email at MHSA@dhcs.ca.gov by June 30, 2018. The Yolo County BOS is scheduled to review the plan June 5, 2018.

PUBLIC COMMENTS: No public comments were received.