

INFORMATION

TAB SECTION: 4

 X ACTION REQUIRED

DATE OF MEETING: 4/24/09

PREPARED BY: Whitt

DATE MATERIAL PREPARED: 4/13/09

AGENDA ITEM: Adopt MOU

ENCLOSURES:

- Final Draft MOU, dated 3/13/09
- Comments from Client and Family Leadership Committee
- Letter from Dede Ranahan, dated 4/13/09 with comments from Community Partners

OTHER MATERIAL RELATED TO ITEM: Tab 5 of the March 26, 2009 Meeting Packet

Issue

The enclosed Final Draft Memorandum of Understanding (MOU) between the Department of Mental Health (DMH), the Mental Health Services Oversight and Accountability Commission (MHSOAC), the California Mental Health Planning Council (CMHPC) and the California Mental Health Directors Association (CMHDA) was before the MHSOAC for adoption at the March 2009 meeting; however, due to significant public comment requesting to delay the vote and some commissioners being unfamiliar with the document, the MHSOAC decided to bring it back for adoption at the April 2009 meeting

Background

In May 2008, the Department of Finance Office of State Audits and Evaluation (OSAE) issued a report to DMH (enclosed) that described areas of inconsistency and duplication related to MHSA implementation by DMH and MHSOAC. The report recommended that the parties work collaboratively to come to an agreement on roles and responsibilities related to implementing the MHSA.

Over the last several months, Larry Poaster, MHSOAC Vice Chair, and Sheri Whitt, Executive Director, attended a series of meetings sponsored by DMH to develop a draft memorandum of understanding between DMH, MHSOAC, CMHDA and CMHPC. The goal of these meetings was to develop a consensus document describing the roles and responsibilities of each entity and to improve the understanding and implementation of the Mental Health Services Act (MHSA).

The Final Draft Memorandum is being vetted by the four entities, all of whom were asked to focus specifically on the broad authorities described in this draft MOU and to determine only those items which would be considered “deal breakers” as a reason for not participating in the final MOU.

At the March 26, 2009 meeting, various stakeholder organizations provided numerous written comments requesting that the draft MOU not be voted on. Many stakeholders believe that the OSAE report describes five entities: DMH, MHSOAC, CMHPC, CMHDA and stakeholder organizations. Stakeholders believe that they should be a

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Background (cont'd)

party to the MOU. Enclosed are comments from the Client and Family Leadership Committee and a letter from Dede Ranahan, dated April 13, 2009 with comments on the draft MOU from the Community Partners.

Proposed Motion:

The MHSOAC adopts the Memorandum of Understanding between the Department of Mental Health, the Mental Health Services Oversight and Accountability Commission, the California Mental Health Planning Council and the California Mental Health Directors Association.