



Agenda Item Number: 2-7-13.10A

**SANDOVAL COUNTY
BOARD OF COUNTY COMMISSIONERS**

Date of Commission

Meeting: February 7, 2013

Division / Elected

Office: Community Services

Staff Contact: Peggy Folk Cote, Director

Title of Item: Resolution Authorizing Submission of Grant Application to the NM Department of Finance and Administration to Participate in Alcohol Detoxification Grant Program for Fiscal Year 2013/2014

Action Requested: Motion to Adopt Resolution No. 2-7-13.10A Authorizing the Submission of a Grant Application to the NM Department of Finance and Administration for Alcohol Detoxification Program in the Amount of \$150,000 for FY 2013/14

Summary: Sandoval County is one of six counties named in State Statute to receive this money which is a set amount of \$150,000 per year. This money provides treatment for DWI offenders including individual and group counseling.

Attachments:

1. Resolution No. 2-7-13.10A
2. Alcohol Detoxification Grant Funding Detoxification Sheet

FISCAL IMPACT

This money will be included in our 2013-14 DWI and Prevention Budget as it has been over the past several years.



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STAFF ANALYSIS SUMMARY

County Manager:	Recommend Board of County Commission approval. PPR 1/29/2013
Initiating Elected Official/ Division Director:	Peggy Folk Cote Director of Community Services
Legal:	Approved as to form. PFT 1/15/2013
Finance:	Recommend Approval CCH 1/15/13



SANDOVAL COUNTY
RESOLUTION NO. 2-7-13.10A

**A RESOLUTION AUTHORIZING THE COUNTY TO SUBMIT AN ALCOHOL
DETOXIFICATION GRANT APPLICATION TO THE DEPARTMENT OF FINANCE
AND ADMINISTRATION, LOCAL GOVERNMENT DIVISION TO PARTICIPATE IN
THE LOCAL DWI GRANT PROGRAM.**

WHEREAS, the Legislature enacted Section 11-6A-1 through 11-6A-6 NMSA 1978 as amended to address the serious problems of Driving While Intoxicated, alcoholism and alcohol abuse in the State; and

WHEREAS, a program is established to make grant funding available to counties and municipalities for new, innovative or model programs, services or activities to prevent or reduce the incidence domestic abuse related to DWI, DWI, alcoholism and alcohol abuse; and

WHEREAS, the county DWI planning council and other governmental entities approval must be received in order to apply for grant funding; and

WHEREAS, the County along with participating agencies is making application to the Department of Finance and Administration, Local Government Division for program funding.

NOW THEREFORE, BE IT RESOLVED by the governing body of the County of Sandoval that the County Commission Chair on behalf of the County and all participating entities is authorized to submit an application for an alcohol detoxification grant funding under the regulations established by the Local Government Division.

APPROVED AND ADOPTED by the governing body at its meeting of _____ day of _____ 2013.

**BOARD OF COUNTY COMMISSIONERS
OF SANDOVAL COUNTY**

Darryl F. Madalena, Chair

ATTEST:

Peggy Cote, DWI Planning
Council Representative

Eileen Garbagni, County Clerk
(SEAL)

**Alcohol Detoxification Grant Funding Application Cover Sheet
Local DWI Grant Program
Local Government Division - DFA**

County: Sandoval

Application No. _____ Date: 2/7/2013
(Office Only) (of Application)

Contact Person or Project Director:

Name: Diane Irwin
Address: 711 Camino Del Pueblo
City, Zip: Bernalillo, NM 87004
Telephone: 505 867-8165
E-Mail: dirwin@sandovalcountynm.gov
Fax: 505 867-8170

Fiscal Agent:

Name: Sandoval County DWI
Contact Person: Sharon C. Torres
Mailing Address: 711 Camino Del Pueblo
City, Zip: Bernalillo, NM 87004
Telephone: 505 867-7559
E-Mail: storres@sandovalcountynm.gov
Fax: 505 867-8170

Total Alcohol Detoxification Funding Request: \$ 150,000.00

Certification:

The attached resolution adopted by the governing body of Sandoval County on "February 7, 2013
(Applicant) (Date)
authorizes the applicant to file this application for assistance from the State of New Mexico.

To the best of my knowledge, the information presented in this application is true and correct.

Darryl Madalena
Sandoval County Commission Chairperson

Date

MEMORANDUM OF UNDERSTANDING

The County of Sandoval DWI Program (hereinafter referred to as the "Program") and the New Mexico Department of Finance and Administration/Local Government Division/Driving While Intoxicated Program (hereinafter referred to as "Agency") hereby exchange the following assurances and enter into the following Memorandum of Understanding (MOU):

The Agency assures:

1. That Agency is in full compliance with the provisions concerning research activities in Section 2.52 of the Federal Confidentiality of Alcohol & Drug Abuse Patient Records regulations, 42 CFR Part 2, including Section 2.16.
2. That client identifying information will not be re-disclosed except back to the Program from which the information was obtained, or according to the terms of this MOU.
3. That in receiving, storing, processing, or otherwise dealing with any information from the Program about the clients in the Program, the Agency acknowledges it is bound by the provisions of the Federal Confidentiality of Alcohol and Drug Abuse Patient Records regulations, 42 CFR Part 2.
4. That the Agency shall undertake to resist any effort to obtain access to information pertaining to patients otherwise than as expressly provided for in the Federal Confidentiality of Alcohol & Drug Abuse Patient Records regulations, 42 CFR Part 2.
5. That the Agency is not a "covered entity" as defined by the Department of Health and Human Services Regulations entitled "Standards for Privacy of Individually Identifiable Health Information", 45 CFR Parts 160 and 164, implementing the Health Insurance Portability and Accountability Act of 1996 (HIPAA); (the HIPAA Regulations).
6. That the Agency shall never possess treatment or maintain any "individually identifiable health information" or transmit "protected health information" as defined by the HIPAA Regulations and in the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act).

The Program agrees to:

1. Upon request, provide the Agency or other parties authorized with client records for those clients provided services through the Local Government Division DWI Grant Program, for the purpose of conducting outcome monitoring research activities, and evaluation of LDWI Program interventions.
2. If applicable, comply with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act) and the Department of Health and Human Services Regulation entitled "Standards for Privacy of Individually Identifiable Health Information", 45 CFR Parts 160 and 164, applicable to entities covered by HIPAA; (the HIPAA Regulations).
3. Report or transmit data to the Agency that deletes and contains no "individually identifiable health information" or "protected health information" as defined by the HIPAA Regulations and the Health Information Technology for Economic and Clinical Health Act of 2009 (HITECH Act).

Executed this _____ day of _____ 2013.

Ryan Gleason, Director
Department of Finance & Administration
Local Government Division
DWI Program
Bataan Memorial Building, Suite 203
Santa Fe, New Mexico 87501

Darryl Madalena, Chairperson
County Commissioner

Date