



SUPLANTATION POLICY

Adopted: May 7, 2003

Purpose: The purpose of the policy is to assure compliance with Proposition 10, the Children and Families Act passed by California voters in 1998. Health and Safety Code section 30131.4 provides, in part, that Proposition 10 funds shall be used only to supplement existing levels of service and not to fund existing levels of service. It further provides that no money in the Commission's trust fund shall be used to supplant state or local general fund money for any purpose.

Policy: 1. No Commission funds shall be used to supplant state or local general fund money for any purpose. Commission funds may only be used to enhance an existing service and not supplant existing funds.

2. To that end, no Commission funds shall be granted or used for any existing project or program funded by state or local general funds unless the proponent demonstrates to the satisfaction of the Commission that the funding will be used to improve the quality or quantity of an existing service.

3. The prohibition on Supplantation was not intended to prevent or discourage state or local agencies from funding pilot programs or services. Pilot programs as described below are implemented only on a temporary basis for a specific purpose.

Guidelines: 1. Every applicant must disclose in its application for Commission funding whether the program has received funding from other sources within the past two years (local or state government, private, or federal) and identify the law or program under which any public funding was received.

2. Whenever an applicant discloses that state or local government funding has been received within the last 2 years, the applicant must also demonstrate to the satisfaction of the Commission the following:

a. that the program or service has not received state or local general fund monies with the 12 month period preceding the Commission's action

b. that the program or service was a pilot project

- c. that the Commission's funds will be used to augment or improve the existing level of service (quality or quantity)

3. The Commission reserves the right to require the applicant to provide additional information regarding funding sources at any time. Based on all the existing facts and circumstances, the Commission shall determine whether the proposal is in violation of the Supplantation Policy. The Commission's determination will be made prior to the time that a service agreement is entered into. For multi-year contracts, the Commission, reserves the right to re-examine its determination that its funds will not be used in violation of the Supplantation Policy.

4. The Commission shall review the Supplantation Policy in the event that an enactment of the legislation or a formal opinion of the Attorney General provides guidance to the interpretation of Supplantation.

Date

First 5 Plumas Executive Director

See Attorney General's Advisory Opinion 01-01
Supplantation Policy/PCCFC/Evieira/2003