

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE YOLO COUNTY BOARD OF SUPERVISORS  
AMENDING THE COUNTY CODE  
RELATING TO THE LOCAL MENTAL HEALTH BOARD

The Board of Supervisors of the County of Yolo hereby ordains as follows:

**SECTION 1. Background and Findings.** Voters passed Proposition 1 in the March 2024 statewide primary election, which reorganized the Mental Health Services Act by renaming it the Behavioral Health Services Act (BHSA), among other things. Proposition 1 expanded the BHSA to merge the treatment of substance use disorders with mental health disorders. The Proposition also amended state law to require each county's mental health system to comply with State Department of Health Care Services reporting requirements. To provide comparability among counties in the reports, state law requires uniformity of definitions among counties and the state, which would require the County to rename the Yolo County Local Mental Health Board to the Local Behavioral Health Board and make other relevant changes throughout the Yolo County Code. The Board of Supervisors finds that it is vital to have consistency of definitions so that information provided in reports under the BHSA can be analyzed accurately and the needed behavioral health services can be provided effectively.

**SECTION 2.** Article 13, of Chapter 2, of Title 2 to the Yolo County Code is hereby amended as follows:

**Section 2-2.1301. Created.**

There is created the Yolo County ~~Mental~~-Behavioral Health Board. Prior to May 8, 2025, the Behavioral Health Board was known as the Mental Health Board and had substantially the same duties and responsibilities.

**Section 2-2.1302. Duties and responsibilities.**

The ~~Mental~~-Behavioral Health Board shall have the following duties and responsibilities:

- (a) Review and evaluate the community's mental health and substance use disorder needs, services, facilities, and special problems;
- (b) Review any county agreements entered into pursuant to Welfare and Institutions Code Section 5650;
- (c) Advise the governing body and the local ~~mental~~-behavioral health director as to any aspect of the local ~~mental~~-behavioral health program;
- (d) Review and approve the procedures used to ensure citizen and professional involvement at all stages of the planning process;
- (e) Submit an annual report to the governing body on the needs and performance of the county's ~~mental~~-behavioral health system;
- (f) Review and make recommendations on applicants for the appointment of a local director

of ~~mental behavioral~~ health services. The board shall be included in the selection process prior to the vote of the governing body;

(g) Review and comment on the county's performance outcome data and communicate its findings to the County ~~Health and Human Services Agency~~~~Mental Behavioral Health Department~~, the Board of Supervisors, and the State ~~Mental Behavioral~~ Health Commission.

### **Section 2-2.1303. Membership.**

The ~~Mental Behavioral~~ Health Board shall consist of sixteen (16) members appointed by the Board of Supervisors as follows:

(a) *Permanent member.* There shall be one permanent member of the board, who shall be a member of the Board of Supervisors.

(b) *Rotating members.* There shall be fifteen (15) rotating members appointed as follows:

(1) At least fifty (50%) percent of the members shall be consumers or the parents, spouse sibling, or adult children of consumers, who are receiving or have received ~~mental behavioral~~ health services;

(2) At least twenty (20%) percent of the total membership shall be consumers and at least twenty (20%) percent of the total membership shall be families of consumers.

(c) The Board of Supervisors shall, through its appointments to the ~~Mental Behavioral~~ Health Board, strive to reflect the ethnic diversity of the client population of the County.

(d) *Veteran or veteran advocate member.* At least one member of the board shall be a veteran or veteran advocate, as defined in Welfare and Institutions Code Section 5604(i). To ensure compliance with this subsection, the Board of Supervisors shall notify the Yolo County Veterans Services Office about vacancies on the board as they occur.

(e) The Board of Supervisors is encouraged to appoint individuals who have experience and knowledge of the ~~mental behavioral~~ health system. (§ 4, Ord. 1159, eff. May 20, 1993, as amended by § 2, Ord. 1566, eff. March 28, 2024)

### **Section 2-2.1304. Membership: Terms.**

The initial terms of the fifteen (15) rotating members of the ~~Mental Behavioral~~ Health Board shall be as follows:

(a) Five (5) members shall be appointed for a three (3) year term.

(b) Five (5) members shall be appointed for a two (2) year term.

(c) Five (5) members shall be appointed for a one-year term.

(d) Thereafter, as vacancies occur, subsequent appointments shall be made for three (3) year

terms.

(e) Membership shall be effective upon appointment by the Board of Supervisors. However, all terms shall be deemed to have commenced on February 1 following the initial appointment, and thereafter all terms shall be aligned to begin on February 1 and end on January 31.

(f) There shall be an equal number of appointees by each member of the Board of Supervisors.

(g) No member of the [Mental-Behavioral](#) Health Board or his or her spouse shall be a full-time or part-time county employee of a County [mental-behavioral](#) health service, an employee of the State Department of [Mental-Behavioral](#) Health, or an employee of, or a paid member of the governing body of, a Bronzan-McCorquodale contract agency.

(h) A member of the [Mental-Behavioral](#) Health Board shall abstain from voting on any issue in which the member has a financial interest as defined in Section 87103 of the California Government Code.

(i) If, prior to the expiration of a term, a member ceases to retain the status which qualified the member for appointment to the [Mental-Behavioral](#) Health Board, the membership of the member shall be terminated, and a vacancy shall be declared.

(j) If it is not possible to secure membership as specified from among persons who reside in the County, the Board of Supervisors may substitute representatives of the public interest in [mental-behavioral](#) health who are not full-time or part-time employees of the County [mental-behavioral](#) health service, the State Department of [Mental-Behavioral](#) Health, or on the staff of, or a paid member of the governing body of, a Bronzan-McCorquodale contract agency.

#### **Section 2-2.1305. Meetings: Quorum.**

A quorum for meetings of the [Mental-Behavioral](#) Health Board shall consist of not less than one-half (1/2) of the currently appointed members. A majority vote of the members present shall be required for any motion, resolution, or other action.

#### **Section 2-2.1306. Membership: Termination.**

The term of office of a rotating member who has three (3) consecutive unexcused absences from meetings of the [Mental-Behavioral](#) Health Board may be terminated by the Board of Supervisors after notification to the member and the [Mental-Behavioral](#) Health Board. The vacancy thereby created shall be filled by the appointment of another representative of the same group for the remainder of the unexpired term of the member being replaced. A person so appointed may then serve a maximum of two (2) additional terms following the completion of the unexpired term.

#### **Section 2-2.1307. Officers.**

The officers shall be a chairperson and a vice-chairperson who shall be [Mental-Behavioral](#) Health Board members and who shall serve on a yearly basis and be subject to election in May of each year. A secretary may be elected, unless secretarial staff is

otherwise provided.

### **Section 2-2.1308. Reimbursements for Expenses.**

Members of the ~~Mental Behavioral~~ Health Board shall receive reimbursements for their actual and necessary expenses incurred in the performance of their duties outside the boundaries of the County. A member shall obtain written approval from the ~~Mental Behavioral~~ Health Director prior to attending any event outside the boundaries of the County for which the member wishes to be reimbursed. Odometer readings and receipts will be required for reimbursement in accordance with the rules established by the County Auditor-Controller.

Reimbursements shall be budgeted and charged ~~again- against~~ County ~~Mental Behavioral~~ Health funds and shall be subject to the budget limitations and restrictions placed on such funds.

**SECTION 3.** Article 21, of Chapter 5, of Title 2 to the Yolo County Code is hereby amended as follows:

### **Section 2-5.2103. Director of the Health and Human Services Agency.**

(c) In addition, if the Director possesses all of the necessary qualifications and is appointed by the Board of Supervisors (or County Administrator, in the case of the Drug and Alcohol Administrator position), he or she may hold the following positions included within the organizational structure of Agency:

The consolidation of positions set forth above shall not apply to Community Corrections Partnership membership. The branch director with primary responsibility for each program area listed in Penal Code section 1230(b)(2)(G)-(J) shall be deemed the department or program head for purposes of Community Corrections Partnership membership.

(1) ~~Mental Behavioral~~ Health Director, with qualifications subject to any regulations promulgated by the California Department of Health Care Services in accordance with Sections 5607, 5608, and 5751.1 of the Welfare and Institutions Code.

### **Section 2-5.2104. Organization of the Health and Human Services Agency.**

(c) Functions and responsibilities described in federal, state, and local laws relating to the positions identified in Section [2-5.2103](#), above, shall be performed by the Director or, for positions identified in Section [2-5.2103](#)(c), by the appointee to each such position (if other than the Director) under the general oversight of the Director. As necessary or appropriate, such functions and responsibilities may be delegated to appropriately qualified personnel within the agency. These functions and responsibilities include, but are not limited to:

(1) For ~~mental behavioral~~ health issues and the County alcohol and drug program, those matters described in Government Code Sections 24308 and 33200, Health and Safety Code Section 11800, and Welfare and Institutions Code Sections 5607, 5608, and 18966.86. The County alcohol and drug program shall be placed at the same administrative level and have responsibilities similar to other major health programs in the County.

**SECTION 4.** Chapter 1, of Title 4 to the Yolo County Code is hereby amended as follows:

**Section 4-1.03. Disaster Services Council.**

(b) *Membership.* The Yolo County Disaster Council consists of the following persons or their designees. The County Administrator shall appoint all County representatives listed below, and other non-County representatives shall be appointed as indicated. All representatives shall serve in an advisory capacity (except as otherwise expressly set forth in this Chapter) and without any term limits.

(5) County ~~Mental~~ Behavioral Health Director or designee.

**SECTION 5. Severability.** If any section, subsection, sentence, clause or phrase of this Ordinance is held by a court of competent jurisdiction to be invalid, such decision shall not affect the remaining portions of this ordinance. The Board of Supervisors hereby declares that it would have adopted this Ordinance and each section, sentence, clause or phrase thereof irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases be declared invalid.

**SECTION 6. Conflicting Enactments.** To the extent that there is any conflict between the provisions of this Ordinance and the provisions of any other County Code, ordinance, resolution or policy, all such conflicting provisions shall be suspended.

**SECTION 7. Effective Date.** This Ordinance shall take effect and be in force thirty (30) days after its passage, and prior to expiration of fifteen (15) days after its passage thereof, shall be published by title and summary only in the Davis Enterprise together with the names of members of the Board of Supervisors voting for and against the same.

Introduced at a Board of Supervisors regular meeting held on March 25, 2025, and subsequently approved following a second reading on April 8, 2025, by the following vote:


AYES:  
NOES:  
ABSENT:  
ABSTENTION:

\_\_\_\_\_  
Mary Vixie Sandy, Chair  
Yolo County Board of Supervisors

Attest: Julie Dachtler, Senior Deputy Clerk  
Yolo County Board of Supervisors

Approved as to Form:

By: \_\_\_\_\_  
Deputy (Seal)

By:  \_\_\_\_\_  
Philip J. Pogledich, County Counsel