

DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS

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DATE: December 15, 2005 ACLA Letter No. 05-10

TO: All County Lead Agencies (ACLA)

SUBJECT: SUBSTANCE ABUSE AND CRIME PREVENTION ACT OF 2000
(SACPA) - UNAPPROVED EXPENDITURE OF FUNDS

REFERENCE: Health and Safety Code Section 11999.13
Title 9, California Code of Regulations, Section 9515

This letter is to advise County Lead Agencies that county SACPA funds may not be spent without approval of the Department of Alcohol and Drug Programs (ADP).

ADP approves expenditure of SACPA funds, including excess funds, in the annual county plan. Approval extends only to expenditures for that Fiscal Year (FY). Counties may not expend, without ADP approval, more funds than were approved in the county plan.

ADP approval authority is stated in Health and Safety Code, Section 11999.13:

"At the end of each fiscal year, a county may retain unspent funds received from the Substance Abuse Treatment Trust Fund and may spend those funds, if approved by the department, on drug programs that further the purposes of this act."

Counties that expect to spend more funds than those approved by ADP should contact ADP to request approval of the proposed expenditures. If spending in any one category shifts by 10 percent (10%) or more, the county must submit a revised plan.

Starting with the FY 2004-05 audits, ADP's Audit Services Branch will review county expenditures of excess funds. If the county has unapproved expenditures of excess funds, an audit finding requiring repayment to the Department's Substance Abuse Treatment Trust Fund may result.

If you have questions, contact your SACPA county liaison or the Office of Criminal Justice Collaboration at (916) 445-7456 or SACPA@adp.state.ca.us.

Sincerely,

[Original Signed By]

MILLICENT GOMES
Deputy Director
Office of Criminal Justice Collaboration

