

2.17 Ord
09/09/14



ORDINANCE NO._____

**THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES
ORDAIN AS FOLLOWS:**

SECTION 1. The Board of Supervisors of the County of El Dorado, State of California, finds and determines the addition of Chapter 2.17 to Title 2: Administration and Personnel, of the El Dorado County Code is necessary to formalize the creation of the Health and Human Services Agency.

SECTION 2. A new Chapter 2.17 is hereby added to the El Dorado County Code to read in full as follows:

TITLE 2

Chapter 2.17

HEALTH AND HUMAN SERVICES AGENCY

Sec. 2.17.010 Agency Establishment – Consolidation of Departments

Pursuant to California Government Code §33200 and Welfare and Institutions Code §18986.86, there is hereby established the El Dorado County Health and Human Services Agency to consolidate the former departments of Health Services and Human Services.

Any reference in this code to the Health Department, Department of Human Services, Welfare Department, Department of Mental Health, Department of Community Services, Public Health Department, or Department of Social Services, shall be understood to refer to the Health and Human Services Agency.

Sec. 2.17.020 Purpose

The Health and Human Services Agency is created for the delivery of services through an integrated and comprehensive county health and human services system.

Sec. 2.17.030 Divisions

Within the Health and Human Services Agency there shall be created divisions known as Administration and Finance, Community Services, Mental Health, Public Health and Social Services.

Sec. 2.17.040 Director of the Health and Human Services Agency

Under the general direction of the County Administrative Officer and the Board of Supervisors, the Director of the Health and Human Services Agency shall plan, organize, and direct all activities of the Agency in accordance with applicable federal, state, and local laws and regulations. The Director of the Health and Human Services Agency shall be appointed and serve at the will of the Board of Supervisors pursuant to Section 404 of the charter of El Dorado County.

Any reference in this code to the director of the area agency on aging, director of community services, the director of health services, the director of human services, the director of public health, the director of social services, or the director of welfare, shall be understood to refer to the Director of the Health and Human Services Agency, or his/her qualified designated representative.

Sec. 2.17.050 Consolidation of Positions under the Director of the Health and Human Services Agency

- A. The person appointed by the Board of Supervisors to the position of Director of the Health and Human Services Agency is hereby deemed the county director of public social services in accordance with Welfare and Institutions Code §10801.
- B. In accordance with Welfare and Institutions Code §5607 and §5608, local mental health services are to be administered by a local director of mental health services who is appointed by the governing body and meets standards of training and experience required by regulation. The position of local director of mental health may be consolidated with the position of Director of the Health and Human Services Agency, provided the Director of the Health and Human Services Agency possesses the particular qualifications required by statute and regulation or is otherwise approved for the position by the State Department of Health Care Services.
- C. In the event the Director of the Health and Human Services Agency does not possess the particular qualifications required by statute and regulation of the local director of mental health or is not approved for the position by the State Department of Health Care Services, section 2.17.050(B) of this code shall not apply. A director of mental health separate from the Director of the Health and Human Services Agency shall be appointed by the Board of Supervisors.

- D. In accordance with Health and Safety Code §101000 et seq., the local health officer shall be appointed by the Board of Supervisors. The position of local health officer may be consolidated with the position of Director of the Health and Human Services Agency, provided the Director of the Health and Human Services Agency possesses the particular qualifications required by statute and regulation.
- E. In the event the Director of the Health and Human Services Agency does not possess the particular qualifications required by statute and regulation of the local health officer, section 2.17.050(D) of this code shall not apply. A local health officer separate from the Director of the Health and Human Services Agency shall be appointed by the Board of Supervisors. The Board of Supervisors shall ensure the local health officer who is not the Director of the Health and Human Services Agency has the authority and resources necessary to carry out duties as required by law.

Sec. 2.17.060 Duties and Responsibilities

The Health and Human Services Agency shall be responsible for the administration of the various functions and services concerning public health, mental health, social services, and community services provided to the residents of El Dorado County as designated by the Board of Supervisors and in accordance with federal and state law and local ordinance.

Sec. 2.17.070 Organization of the Health and Human Services Agency

- A. The Director of the Health and Human Services Agency shall have the discretion to organize and administer functions within the Agency to ensure services and benefits are provided to the public through an integrated and comprehensive health and human services system.
- B. Such discretion shall be exercised in accordance with then existing laws, as well as County policies established by ordinance or resolution concerning any reorganization or restructuring of the functions and operations of a county department or division of a county department.
- C. If the director of mental health is separate from the Director of the Health and Human Services Agency, pursuant to section 2.17.050(C) of this code, such discretion may not be used to impede the director of mental health from carrying out duties, services, or functions as required by law.
- D. If the local health officer is separate from the Director of the Health and Human Services Agency, pursuant to section 2.17.050(E) of this code, such discretion may not be used to impede the local health officer from carrying out duties, services, or functions as required by law.
- E. The Director of the Health and Human Services Agency shall direct and administer public health functions, pursuant to Government Code §33201.

SECTION 3. This ordinance shall become effective thirty (30) days following adoption hereof.

The foregoing Ordinance was introduced and read at a regular meeting of the Board of Supervisors of the County of El Dorado, State of California, held on the ____ day of _____, 2014, and passed at a regular meeting of the Board of Supervisors of the County of El Dorado, State of California, held on the ____ day of _____, 2014, by the following vote:

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the ____ day of _____, 2014, by the following vote of said Board:

Ayes:

ATTEST
JAMES S. MITRISIN
Clerk of the Board of Supervisors

Noes:
Absent:

By _____
Deputy Clerk

Chair, Board of Supervisors

APPROVED AS TO FORM

COUNTY COUNSEL

By _____
Paula Frantz
Senior Deputy County Counsel

I CERTIFY THAT:
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

Date _____
ATTEST: JAMES S. MITRISIN, Clerk of the Board of Supervisors
of the County of El Dorado, State of California.

By _____
Deputy Clerk