

## **RESOLUTION 31-2016**

### **A RESOLUTION OF THE JEFFERSON COUNTY BOARD OF COUNTY COMMISSIONERS FORMING THE JEFFERSON COUNTY MENTAL HEALTH LOCAL ADVISORY COUNCIL**

**WHEREAS**, the Board of County Commissioners has the authority to “establish board, districts or commissions allowed by law” pursuant to Section 7-1-201, MCA; and

**WHEREAS**, the Mental Health Local Advisory Council (MHLAC) was established pursuant to §53-21-702 MCA to report to the Mental Health Oversight Advisory Council (MHOAC) as part of the statewide mental health care system; and

**WHEREAS**, the MHLAC also collaborates with the Service Area Authority (SAA) in planning, implementation and evaluation of regional public mental health care pursuant to §53-21-103, MCA; and

**WHEREAS**, the MHLAC as requested the active support and participation of Jefferson County to improve public mental health services; and

**WHEREAS**, the Montana State Legislature in 2009 made revisions to the Montana Code Annotated regarding administrative boards, districts, commissions and special districts, and the County Commissioners seek to maintain conformity with the law; and

**WHEREAS**, Section 7-1-201, MCA, makes particular requirements of the resolution creating an administrative board, district or commission; and

**WHEREAS**, it is the desire of the Jefferson County Commission to ensure that all Boards are created per applicable statutes and in uniform fashion.

#### **NOW, THEREFORE, BE IT RESOLVED:**

1. The Jefferson County Commission hereby ratifies and forms the MHLAC, and
2. Determines that the MHLAC shall be comprised of not more than fifteen (15) voting members to be appointed by and serve at the will of the Jefferson County Commission.
3. The MHLAC shall consist of fifty-one (51%) percent consumers and/or family member of consumers, and may include one member from each of the following entities:
  - a) One (1) County Commissioners or designee
  - b) One (1) Provider of Adult Mental Health Services
  - c) One (1) Provider of Child Mental Health Services
  - d) One (1) Representative from the Public Health Department
  - e) Two (2) School Representatives
  - f) One (1) Law Enforcement
  - g) One (1) Preventative Services

Consumers of mental health services may include persons with serious mental illness who are receiving public mental health services, other recipients of mental health service, former recipients of mental health services, and immediate family members of recipients of mental health services. All members must be residents of Jefferson County.

4. Members shall service staggered four (4) year terms, except Elected Official terms shall be for one year and shall be reviewed for appointment annually by each Commission. Terms shall commence January 1.
5. Members shall adopt the bylaws with the consent and approval of the County Commissioners.
6. Members shall have no power to sue or be sued independently of Jefferson County unless authorized by law.
7. Members, personnel, and employees shall abide by all federal, state and local laws and rules and as applicable, the policies and procedures of Jefferson County.
8. Members shall serve at the pleasure of the County Commissioners and may be removed for cause by a majority vote of the County Commissioners.
9. The principle mission of the MHLAC is to assist in the improvement of public mental health services in the local community and to provide input and recommendations to the MHOAC, the SSA serving the community, and the Jefferson County Commission.
10. If any part or provision of this Resolution is held to be unenforceable, then the remainder shall be upheld. In the event of any conflict with any part or provision of this Resolution and the Montana Code Annotated, the statute shall be controlling.

**PASSED AND ADOPTED** by the Board of County Commissioners of the County of Jefferson, Montana this 18<sup>th</sup> day of October, 2016.

**ATTEST:**

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**BONNIE RAMEY**  
**CLERK AND RECORDER**

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**BOB MULLEN, CHAIR**

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**LEONARD WORTMAN, COMMISSIONER**

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**CORY KIRSCH, COMMISSIONER**