

February 6, 2001

TO: All Treatment Providers

FROM: Patrick L. Ogawa, Administrator
Alcohol and Drug Program Administration

SUBJECT: PROP 36 REQUIRED LICENSING AND CERTIFICATION

This is to inform you that Proposition 36, the Substance Abuse and Crime Prevention Act, which was approved by the voters in November 2000, must be implemented on July 1, 2001. The initiative amends the State of California Health and Safety Code and Penal Code to require qualifying defendants who have been convicted of non-violent felony and misdemeanor drug possession or being under the influence of drugs, to be placed on probation and ordered into drug treatment for up to one year with an additional six months of aftercare services when appropriate. The law also applies to parole violators who have been found to have committed a nonviolent drug possession offense or to have violated any drug-related condition of parole.

Preliminary estimates project that more than 22,400 drug offenders may be eligible for drug treatment services through Prop 36. As no single treatment approach is appropriate for all individuals, the Alcohol and Drug Program Administration (ADPA) anticipates that all community-based treatment providers will be impacted by this influx of new admission referrals.

Prop 36 specifically requires that treatment services must be provided by State certified or licensed programs. Presently, the State Department of Alcohol and Drug Programs (SDAP) takes at least several months to complete certification and/or licensing procedures for new programs. All agencies wishing to provide Prop 36 services are encouraged to review their current certifications and licenses. If your agency is currently not certified or licensed, you should take immediate action to begin this process. A complete package of application materials and process information can be obtained by contacting:

California Department of Alcohol and Drug Programs
Quality Assurance Division
Licensing and Certification Branch
1700 K Street
Sacramento, California 95814
(916) 322-2911
www.adp.cahwnet.gov

Announcements on funding opportunities, as well as other Prop 36-related information are also available on ADPA's website at www.lapublichealth.org/adpa.

If you have any questions or need additional information, please contact Carol Morris Lowe, Planning Division at (626) 299-4198.