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Frank Edelblut  
Commissioner



Christine M. Brennan  
Deputy Commissioner

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF EDUCATION  
101 Pleasant Street  
Concord, N.H. 03301  
TEL (603) 271-3495  
FAX (603)-271-1953  
Citizens Services Line 1-800-339-9900

~~APPROVED BY FISCAL COMMITTEE~~

DEC 13 2019

November 25, 2019

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, NH 03301

His Excellency, Governor Christopher T. Sununu  
and the Honorable Council  
State House  
Concord, NH 03301

**REQUESTED ACTION**

Pursuant to RSA 14:30-a, VI, the Department of Education, Bureau of Student Wellness requests authorization to accept and expend funds from the New Hampshire Department of Health and Human Services (DHHS) in the amount of \$250,000, to provide funding from the Governor's Commission on Alcohol and Other Drugs to increase access to Kindergarten through the 12th grade (hereinafter referred to as "K-12") substance-misuse prevention curricula and social-emotional learning practices to New Hampshire school districts, effective upon Fiscal Committee and Governor and Council approval through June 30, 2020. 100% Transfers from Other Agencies.

Funds to be budgeted as follows:

**STUDENT WELLNESS - GOV COMMISSION FUNDS**

Account: 06-56-56-562010-10740000

Class	Description	FY 2020
<u>Income</u>		
001-487356	Transfers From Other Agency	\$(250,000)
<u>Expenditures</u>		
073-500583	Grants - Non-Federal	\$250,000

**EXPLANATION**

The purpose of this request is to ensure the development, enhancement and expansion of a statewide system of support for and technical assistance to local educational agencies and schools to implement an evidence-based, multi-tiered framework for improving behavioral outcomes and learning conditions for students.

The Honorable Mary Jane Wallner, Chairman  
Fiscal Committee of the General Court  
and  
His Excellency, Governor Christopher T. Sununu  
and the Honorable Council  
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On December 14, 2018, the Governor's Commission on Alcohol and Other Drugs voted to approve the use of funding to support access to K-12 substance misuse prevention curricula and social-emotional learning practices, pursuant to its authority under RSA 12-J:3.

The Director of the DHHS Bureau of Drug and Alcohol Services serves as the Executive Director of the Governor's Commission and is responsible for administering the budget. Approval of this Fiscal Item will allow the Department of Education to accept the authorized funding from the Governor's Commission for the development of curricula and the provision of training to local educational agencies and schools on substance misuse.

Through the provision of curricula and training to local educational agencies and schools, the Department of Education will develop, enhance, and expand a system of support and technical assistance for an evidence-based, multi-tiered behavioral framework for improving behavioral outcomes and learning conditions for students, statewide.

The Department of Education will use the funding provided by the DHHS from the Governor's Commission funds only to support the implementation of substance-misuse prevention curricula and social-emotional learning practices. The Department of Education will provide semi-annual summaries on the progress of the use of funds to the Governor's Commission and to the Department of Health and Human Services.

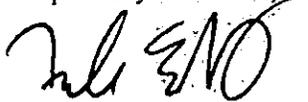
Should the Governor and Executive Council not approve this request, the state of New Hampshire's ability to improve behavioral outcomes and learning conditions for students will be significantly diminished.

Area served: The three southern DOE regions (South East, South Central, and South West).

The following appropriation authorities are being requested:

<u>Class</u>	<u>Class Description</u>	<u>Explanation</u>
073	Grants – Non-Federal	Appropriation to grant funding to NH LEA's.

Respectfully Submitted,



Frank Edelblut  
Commissioner of Education



Jeffrey A. Meyers  
Commissioner

Katja S. Fox  
Director

STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION FOR BEHAVIORAL HEALTH

129 PLEASANT STREET, CONCORD, NH 03301  
603-271-9544 1-800-852-3345 Ext. 9544  
Fax: 603-271-4332 TDD Access: 1-800-735-2964 www.dhhs.nh.gov

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MOU

October 31, 2019

His Excellency, Governor Christopher T. Sununu  
and the Honorable Council  
State House  
Concord, New Hampshire 03301

**REQUESTED ACTION**

Authorize the Department of Health and Human Services (DHHS), Division for Behavioral Health, to enter into a Memorandum of Understanding (MOU) with the Department of Education (DOE), (Vendor# 177900), to increase school districts' access to substance-misuse prevention curricula and social-emotional learning practices in the amount of \$250,000 to be effective upon the date of Governor and Executive Council approval through June 30, 2020. 100% Other Funds.

Funds are available in the following account for State Fiscal Year 2020.

**05-96-92-920510-3382 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SVS, HHS:  
BEHAVIORAL HEALTH DIV, BUREAU OF DRUG & ALCOHOL SERVICES, GOVERNOR'S COMMISSION  
FUNDS**

Fiscal Year	Class/Account	Class Title	Job Number	Amount
2020	049-584956	Transfer to Other State Agencies	92058502	\$250,000
			<b>TOTAL</b>	<b>\$250,000</b>

**EXPLANATION**

The purpose of this request is to ensure the development, enhancement and expansion of a statewide system of support for, and technical assistance to, local educational agencies and schools to implement an evidence-based, multi-tiered framework to improve behavioral outcomes and learning conditions for students.

On December 14, 2018, the Governor's Commission on Alcohol and Other Drugs voted to approve to support access to K-12 substance misuse prevention curricula and social-emotional learning practices pursuant to its authority under RSA 12-J:3. The Director of the DHHS Bureau of Drug and Alcohol Services serves as the Executive Director of the Governor's Commission and is responsible for administering the budget. Approval of this MOU will allow the Department to provide the authorized funding from the Governor's Commission to the DOE for the development of curricula and the provision training to local educational agencies and schools on substance misuse.

As referenced in the MOU, the parties have the option to extend the MOU for up to 1 (one) additional year, contingent upon satisfactory delivery of services, available funding, agreement of the parties, and approval of the Governor and Executive Council.

Based on an evaluation of outcomes of the Multi-Tiered System of Supports for Behavioral Health and Wellness (MTSS-B) conducted in January 2019 by Antioch University New England, in schools that have implemented the MTSS-B framework, there has been an increase in trauma-informed learning

supports for students and their families resulting in a reduction in problem behaviors in the classroom and an increase in instructional time.

The Department of Education will provide semi-annual summaries on the progress of the use of funds to the Governor's Commission and to the Department of Health and Human Services.

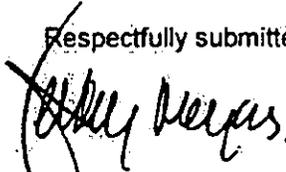
Should the Governor and Executive Council not approve this request, the state of New Hampshire's ability to improve behavioral outcomes and learning conditions for students will be significantly diminished.

Area served: The three southern DOE regions (South East, South Central, and South West).

Source of Funds: 100% Other Funds from the Governor's Commission on Alcohol and Other Drugs.

In the event that Other Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,



Jeffrey A. Meyers  
Commissioner

MEMORANDUM OF UNDERSTANDING BETWEEN  
THE STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES,  
DIVISION FOR BEHAVIORAL HEALTH

AND

THE STATE OF NEW HAMPSHIRE DEPARTMENT OF EDUCATION

MOU-2020-BDAS-06-CURRIC

1. GENERAL PROVISIONS

- 1.1. This Memorandum of Understanding (MOU) is between the New Hampshire Department of Health and Human Services (DHHS), Division for Behavioral Health, 129 Pleasant Street, Concord, NH 03301 and the New Hampshire Department of Education ("DOE"), 101 Pleasant Street, Concord, New Hampshire 03301 (referred to as the "Parties").
- 1.2. The purpose of this MOU is to set forth the roles and responsibilities of the DHHS and the DOE regarding the use of funds from the Governor's Commission on Alcohol and Other Drugs (Governor's Commission) in order to support NH school districts and community organizations with access to adequate training and evidence-based K-12 curricula that will assist in reducing risk factors and strengthening protective factors for individuals affected by substance use disorders.
- 1.3. The Director of the DHHS Bureau of Drug and Alcohol Services serves as the Executive Director of the Governor's Commission and is responsible for administering the budget for the Governor's Commission.
- 1.4. On December 14, 2018, the Governor's Commission voted to approve funding to support access to K-12 substance-misuse prevention curricula and social-emotional learning practices, pursuant to its authority under RSA 12-J:3.
- 1.5. Through these efforts, the DOE will develop, enhance, and expand a statewide system of support for, and technical assistance to, local educational agencies and schools to implement an evidence-based, multi-tiered framework for improving behavioral outcomes and learning conditions for students in participating communities and to decrease risk factors, such as substance misuse, within those communities.
- 1.6. In connection with the performance of this MOU, DHHS and DOE shall comply with all applicable laws and regulations.

2. DURATION

- 2.1. Effective date: This MOU is effective upon Governor and Executive Council approval.
- 2.2. Duration: The duration of this MOU is from the date of approval by the Governor and Executive Council through June 30, 2020. The parties may extend this MOU for up to one (1) year at any time by mutual written agreement, subject to the continued availability of funds, satisfactory performance of responsibilities, approval by the Governor's Commission, and approval of the Governor and Executive Council.  
Modification: The parties may modify this MOU by mutual written agreement at any time, subject to the approval of the Governor and Executive Council.



- 2.3. Termination: Either party may unilaterally terminate this MOU upon written notice to the other party, in which case the termination shall be effective thirty (30) days after the date of that notice or at a later date specified in the notice.

### 3. RESPONSIBILITIES OF THE DEPARTMENT OF EDUCATION

The DOE agrees to:

- 3.1. Use the funding provided by the DHHS from the Governor's Commission funds only to support the implementation of substance-misuse prevention curricula and social-emotional learning practices.
- 3.2. Provide semi-annual summaries on the progress of the use of funds to the Governor's Commission and to the DHHS. Any data provided in these summaries shall be aggregated and not include any personally identifiable information or other confidential information.

### 4. RESPONSIBILITIES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

The DHHS agrees to:

- 4.1. Provide funding to the DOE to support the implementation of substance-misuse prevention curricula and social-emotional learning practices in communities, statewide, upon receipt of approved invoices and subject to the DOE's compliance with the terms and conditions of this MOU as follows:
- 4.1.1. Up to a maximum of \$250,000 in State Fiscal Year 2020.

### 5. IT IS FURTHER UNDERSTOOD AND AGREED BETWEEN DHHS AND DOE THAT:

- 5.1. The maximum amount of funds available for reimbursement under this MOU from the DHHS to the DOE shall not exceed \$250,000 with one hundred percent (100%) of those costs covered by funds provided by the Governor's Commission.
- 5.2. Notwithstanding any provision of this MOU to the contrary, all obligations of the DHHS hereunder are contingent upon the availability and continued availability of funds from the Governor's Commission. The DHHS shall not be required to transfer funds from any other source in the event that such funds become unavailable. The DHHS may adjust encumbrances between State Fiscal Years within the price limitation through the Budget Office, if needed and justified.
- 5.3. The DOE shall take appropriate steps to accept and expend the funds provided within the project period. The DOE agrees to submit annual invoices to the DHHS for costs incurred. Invoices must include a description of services and associated costs.
- 5.3.1 Invoices shall be mailed or emailed to:  
Department of Health and Human Services  
Division for Behavioral Health  
129 Pleasant Street  
Concord, NH 03301  
[Jill.Burke@dhhs.nh.gov](mailto:Jill.Burke@dhhs.nh.gov)
- 5.4. The DHHS agrees to pay the DOE within thirty (30) days of receipt of the approved invoices.

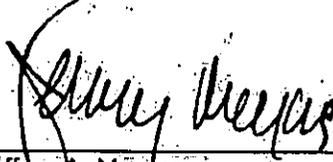
Memorandum of Understanding Between DHHS and DOE  
MOU-2019-BDAS-06-CURRIC



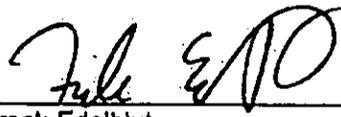
6. APPROVALS

  
\_\_\_\_\_  
Katja Fox  
Director  
Division for Behavior Health  
NH Department of Health and Human Services

10/28/19  
Date

  
\_\_\_\_\_  
Jeffrey A. Meyers  
Commissioner  
NH Department of Health and Human Services

10.31.19  
Date

  
\_\_\_\_\_  
Frank Edelblut  
Commissioner  
NH Department of Education

10-16-19  
Date

Memorandum of Understanding Between DHHS and DOE  
MOU-2019-BDAS-06-CURRIC



The preceding Memorandum of Understanding, having been reviewed by this office, is approved as to form, substance, and execution.

OFFICE OF THE ATTORNEY GENERAL

11/4/19  
Date:

*Catherine Pinos*  
Name: CATHERINE PINOS  
Title: Attorney

I hereby certify that the foregoing Memorandum of Understanding was approved by the Governor and Executive Council of the State of New Hampshire at the Meeting on:  
\_\_\_\_\_ (date of meeting).

OFFICE OF THE SECRETARY OF STATE

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name:  
Title: