



# COMMONWEALTH of VIRGINIA

Susan Cumbia Clare, M.Ed  
Executive Director

OFFICE OF COMPREHENSIVE SERVICES  
*Administering the Comprehensive Services Act for At-Risk Youth and Families*

## ADMINISTRATIVE MEMO #12-11

TO: CPMT CHAIRS  
CSA COORDINATORS

FROM: SUSAN CUMBIA CLARE

DATE: JULY 31, 2012

SUBJECT: USE OF POOL FUNDS FOR INDIVIDUALS OVER THE AGE OF 18

The Office of Comprehensive Services (OCS) received questions regarding the use of non-mandated funds for individuals over the age of 18 and sought consult from the Office of the Attorney General (OAG). The OAG has advised that there is no provision in statute for individuals over the age of eighteen who are not "otherwise eligible for mandated services" to access state pool funds. Thus, non-mandated funds may not be used for individuals over the age of eighteen.

The OAG further advised that any policy to allow use of non-mandated pool funds for individuals over the age of eighteen would exceed statutory language and that neither the State Executive Council or the Office of Comprehensive Services has the authority to develop policies that exceed statute.

This office acknowledges that guidance provided to local governments prior to this OAG consult has not been compliant with statute. Local CPMTs are encouraged to review local policies and practices regarding the use of non-mandated funds for individuals over the age of eighteen and to make the necessary changes to ensure compliance from this date forward. Expenditures for a reasonable transition period, as documented in the IFSP and authorized by the CPMT, will be considered appropriate for any individual currently receiving services.

Questions regarding this matter may be directed to the appropriate regional contact as listed below:

Central Region	Stacie Fisher	(804) 662-9136
Northern Region	Stephanie Bacote	(804) 662-7441
Tidewater Region	Brady Nemeyer	(804) 662-9082
Western Region	Ty Parr	(804) 662-7451
Southwestern Region	please contact Stacie Fisher or Brady Nemeyer	

cc: William A. Hazel, Secretary of Health and Human Resources  
SEC Members  
SLAT Members