County of San Bernardino
Department of Behavioral Health

AB 2726 Program Policy

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Allan Rawland, Director

Policy

It is the policy of the Department of Behavioral Health (DBH) to comply with the provisions of the Federal *Individuals with Disabilities Education Act* of 1997, which provides for a Free Appropriate Public Education (FAPE) to all special education students requiring designated mental health services to benefit from educational services.

Purpose

To inform all staff with the AB 2726 Program eligibility criteria and limitations offered to students referred for Mental Health services under the Education Code, and to ensure compliance of all provisions under the program

Definition

The **AB 2726 Program** is a mandated program that provides a mental health assessment and treatment for children who are unable to benefit from their Special Education Program through their school due to mental health concerns.

Special Education students are entitled to a priority assessment if they are:

- In need of mental health services, in accordance with State regulations
- Designated as having San Bernardino as their county of origin, and
- Formally referred to DBH by the Local Education Agency in compliance with referral requirements outlined in the California Education Code

Eligibility

If found eligible, "AB 2726" students are entitled to Mental Health and Case Management Services as outlined in the California Education Code and other applicable laws authorized by the customary standards and practices in the delivery of behavioral health services by a public entity.

DBH Service Limitations

All mental health services provided through AB 2726 are limited to services outlined in the California Education Code and must be authorized through the most recent Individualized Education Plan (IEP).

The allowed services under AB 2726 consist of the following:

California Education Code	DBH
Therapy	Individual Therapy, Group Therapy
Medication Monitoring	Medication Support Services
Collateral	Collateral & Individual Education Plan (IEP) meeting
Case Management	L & C, Placement
Day Treatment Rehabilitation	Day Treatment Rehabilitation
Day Treatment Intensive	Day Treatment Intensive

Unauthorized/disallowed services under AB 2726 include, but are not limited to the following:

- Psychotropic medications and related lab work
- Crisis Intervention
- Inpatient Services
- Psychological Testing
- Rehabilitation/ADL

Out-of-Home Residential Placement

When out-of-home residential placement services are required, students must be referred directly by the appropriate school agency, most often the Special Education Local Planning Area (SELPA) in compliance with California Education Code.

Important: Participation in approving a referral for residential assessment, conducting such assessment, and approving residential services may only be done by DBH's AB 2726 Residential and Coordination Unit or a designee of DBH's AB 2726 County Coordinator.