



FY2012 RECOMMENDATION/FY12-D01 TREATMENT FUNDING CONSOLIDATION AND REPORTING

Status: Implementation Complete

Actions/Updates

2012 ACTION/IMPLEMENTATION

This recommendation was originally proposed as SB12-104 (Steadman/DelGrosso). Action on this recommendation was completed with the passage of the 2013 criminal omnibus bill, House Bill 12-1310.

Description

Consolidate the Drug Offender Surcharge Cash Fund (to include the H.B.1352 general fund appropriation) and the Drug Treatment Fund (created in S.B.03-318) into a single fund (Correctional Treatment Cash Fund). In addition, consolidate the three oversight bodies into a single decision making body.

Agencies Responsible

Discussion

The purpose of this recommendation is to increase efficiency and foster cross-agency collaboration in the delivery of treatment to people under supervision of the criminal justice system and to enhance reporting requirements on specific treatment outcomes and programs. Currently, there are three major funding sources for substance abuse treatment for individuals in the criminal justice system: Drug Offender Surcharge revenues, funding per H.B.10-1352, and funding per S.B.03-318. Each of these three sources has its own fund in state statute, has a separate oversight and/or decision-making body, and has different permissible uses of the funds and reporting requirements.

Recommendation Details - Proposed Solutions:

Suggestions were offered to the Drug Policy Task Force within the Colorado Criminal and Juvenile Justice Commission (CCJJ) by the Interagency Advisory Committee on Adult and Juvenile Correctional Treatment (IACAJCT), Interagency Task Force on Treatment (ITFT), HB-1352 Advisory and the CCJJ Structure Work Group. The Task Force forwarded the recommendation to the Commission which approved the following recommendation elements:

a) The fund would retain interest earned and at year end all unexpended monies would remain in the fund as re-appropriated funds.

b) Consolidation of the three oversight bodies into a single decision making body would include one voting representative from each statutorily named department, division, office or professional association; Department of Corrections, Judicial Department (Division of Probation Services), Department of Public Safety, Department of Human Services, Office of the State Public Defender, Colorado District Attorneys Council, Colorado Sheriff's Association and Colorado Counties Association. The new body will have 8 voting members.

c) The statutorily identified purposes for the funds will be consolidated and expanded to include data collection, analysis and administrative support. The following would be approved purposes:

1. Screening
2. Testing
3. Assessment/Evaluation
4. Education
5. Statewide conference
6. Treatment- assessed substance use and co-occurring disorders
7. Recovery support services- to be defined by oversight body
8. Data collection, data analysis, and administrative support

d) The populations to be served with funds shall be:

1. Diversion: adult and juvenile
2. Probation: adult and juvenile
3. Parole: adult and juvenile
4. Community corrections
5. Jail

e) Enhance the data collection and reporting on treatment outcomes for people in the criminal justice system. Although treatment-related detail is already collected by treatment providers through the DACOD system maintained by Division of Behavioral Health there has not been a history of reporting this information to criminal justice system stakeholders. DBH would be required to report the following details by treatment program (organized by Judicial District):

1. Referring criminal justice agency
2. Treatment program name and location (county and judicial district)
3. Client name and demographic information including gender and ethnicity
4. Level of treatment delivered
5. Actual length of time in treatment
6. Discharge status (with reasons for negative discharge)
7. Special licenses held by the treatment program (offender, youth, gender specific, bi-lingual, etc.)

f) Local 318 boards will be re-constituted to allow for the inclusion of additional members, one from community corrections boards, one local parole representative (sheriff of designee) and one representative from local government to representative to represent county jails. Both juvenile and adult substance abuse and co-occurring treatment needs will be considered.

g) The role of the local 318 boards will be expanded to allow local 318 boards to coordinate with the single decision making body regarding the allocation of treatment dollars from all funding sources in order to meet the local treatment needs.

h) The single decision making body shall prepare an annual treatment funding plan that will consider a fair and reasonable allocation of resources throughout all regions of the state. The single decision making body shall develop this plan based on the available data and in consultation with the local 318 boards. The re-constituted SB 318 boards should tender recommendations to the single decision making body based on Assessed local needs and the information available to the re-constituted boards as to what the most effective treatment programs would be to meet those needs.

i) Additional stakeholders may be invited to participate in meetings but would not be a voting member. The oversight body would be responsible for developing the funding allocation formula between agencies, how to gather input on local needs, the annual conference budget and a mechanism to retain drug courts as a high priority, a plan for data collection and analysis, and any written guidelines or policies governing the operations of the oversight body.