Thurston County Criminal Justice Treatment Account Plan

2014 - 2016
This plan has been prepared in response to Behavioral Health and Service Integration Administration, Division of Behavioral Health and Recovery (DBHR) and County guidelines for submittal of Criminal Justice Treatment Account (CJTA) plans and services. Additionally, the Statewide Criminal Justice Treatment Account Panel has some oversight of the plans and set the funding formula for counties.

The CJTA funding formula takes into account a number of variables utilizing data from Washington State Research Data Analysis (RDA) and Treatment and Assessment Report Generation Tool (TARGET) data entry.

Based on these data sources there were a total of 3,862 non-violent felony or non traffic misdemeanor charges filed by the Thurston County Prosecutor in 2012. Of these, 1,627 qualified for Medicaid services and 646 or 40% were estimated to be in need of substance use treatment. ¹

Thurston County DUI/Drug Court serves individuals charged with crimes who meet eligibility requirements, including the need for treatment. Individuals who do not participate in DUI/Drug Court may be referred, assessed, and treated for substance disorders outside of the DUI/Drug Court Program.

**Criminal Justice Treatment Account (CJTA) Funds 2014-2016**

These funds will be used to continue providing Thurston County DUI/Drug Court Program services for nonviolent adult, DUI misdemeanor and felony drug and property offenders. The rationale for continuing to provide DUI/Drug Court services is based on the successful program outcomes, lower recidivism rates, and cost savings. The team has been working together for 16 years and has established an effective process that ensures that the operational accountability and treatment structure is sound.

The Chemical Dependency Program (CDP) in the Thurston County Correctional Facility (TCCF) will also continue to use a portion of the CJTA Innovative funds. The corrections program was developed in July 1995 to address the law enforcement, prosecution, incarceration, and other community challenges presented by the use/abuse of drugs and alcohol in the community. The program has developed solid linkages with critical ancillary services to provide services that address the whole person for all clients.

A complimentary relationship between the Thurston County Correctional Facility Program and the Thurston County DUI/Drug Court supports the clinical needs of DUI/Drug Court participants. Graduated sanctions set forth by the DUI/Drug Court could require a participant be incarcerated for a period of time with involvement in the chemical dependency program. This not only protects the safety of the community and holds the participant accountable for program violations and the need for a higher level of care, but allows clinical care to continue uninterrupted for CDP Program participants and DUI/Drug Court Participants.

¹ Division of Behavioral Health and Recovery (DBHR)
Other Anticipated Funds 2014-2016

Treatment services for the DUI/Drug Court are purchased with a combination of Local Sales Tax dollars, Repeat DUI State dollars, Drug Court State dollars, and Medicaid/Low Income State dollars beyond the CJTA funds. Infrastructure supports for the DUI/Drug Court program are also supported by the Thurston County General fund.

Funding sources and what they cover are likely to change in the next two years depending on budget adjustments, integration of behavioral health systems, and grant opportunities.

Criminal Justice Treatment Account Programs/Services 2014-2016

The following programs will be provided: 1) Office of Assigned Counsel Evaluations, 2) DUI/Drug Court Program, and 3) Chemical Dependency Jail Program.

1. Office of Assigned Counsel RCW 10.05.130 Evaluations

   A. Program Description

   Early in 2013 the State Supreme Court issued a case State v. Velasquez in which the court clarified that while RCW 10.05.130 requires "Funds shall be appropriated from the fines and forfeitures of the court to provide investigation, examination, report and treatment plan for any indigent person who is unable to pay the cost of any program of treatment" Velasquez ruled that the language does not require treatment payment for the treatment itself, but confirmed that public funds should pay for the evaluations.

   Per the Washington Defender Association, many other counties are utilizing local or state funds to pay these evaluation expenses. In 2013, a couple motions were brought before the District Court asking for payment. While the court acknowledged their need to pay the associated costs, there were no dedicated funds to cover this service. Therefore the CJTA team is recommending that the Office of Assigned Counsel receive a set amount of funding to cover the costs associated with these evaluations when there is no other available fund source.

   This solution will support indigent defendants in receiving the Substance Use Disorder Evaluation needed to ensure proper referral and care.

   B. Measurable Goals and Objectives

   Clients that meet the requirements of the statute will be evaluated in a timely manner.

   C. Evaluation Strategy

   Report from Office of Assigned Counsel on number in need of service, and number served.
2. DUI/Drug Court Services

A. Strategic Plan

The Thurston County DUI/Drug Court team acknowledges funding sources are shifting, and some funds are becoming less available overall. The focus is to maintain the integrity of the programs currently being funded as the top priority.

Should the opportunity to expand services arise in the future, the team has submitted the following plans for the improvement and enhancement of their DUI/Drug Court as funds and resources are identified.

1) Expedite the process whereby defendants are offered an opportunity to participate in DUI/Drug Court.

2) Expedite the process whereby defendants enter DUI/Drug Court after being deemed eligible by treatment staff.

3) Identify and access alternative funding sources (i.e., grants).

4) Maintain adequate staff of counselors and case management services.

5) Identify avenues to close the gap for treatment service participants on the insurance exchange with high co-pay and deductibles.

B. DUI/Drug Court Services Description

The DUI/Drug Court Program is an 18-24 months long court-supervised, integrated and comprehensive treatment program for non-violent adult, repeat and/or high risk DUI misdemeanor and felony drug/alcohol and property offenders whose crime(s) is related to or caused by drug and/or alcohol addiction. It is a voluntary program and includes regular court reviews before the DUI/Drug Court Judge and DUI/Drug Court team. Innovative CJTA Funds will be used for Moral Reconation Therapy in the DUI/Drug Court.

Total abstinence from drugs and alcohol is mandatory. Participants are monitored by random urinalysis and breathalyzer testing throughout the entire program.

Successful completion and graduation from the program results in the participant having the felony charge(s) dismissed, with prejudice. DUI Court participants must plead guilty to their charge(s) at the time of program entry. The charge(s) does not get dismissed.

Thurston County DUI/Drug Court treatment services shall include:

- Biopsychosocial substance use assessments
- Individualized service plans that include the appropriate level of treatment
- Components of trauma informed cognitive/behavioral therapies
- Moral Reconation Therapy
- Participation in sober support groups
- Relapse prevention education
- Random scientific monitoring of abstinence
1) **Phase I – Orientation and Stabilization (3-4 months)**

During Phase I, the participant will become stabilized and will learn recovery concepts that will be used throughout the program.

a. Intake/Assessment/Treatment plan
b. Substance Abuse Education
c. Moral Reconciliation Therapy (MRT)
d. Individual and Group Counseling
e. Regular DUI/Drug Court Progress Reviews
f. Recovery/Support Groups
g. Random Home Visits
h. Case Management
i. Proof of work toward or obtaining education or meaningful work

2) **Phase II – Intensive Counseling and Treatment Services (7-9 months)**

During Phase II, the intensity of the program changes and counseling sessions focus on more in-depth problem areas and on skill-building.

a. Same services as phase 1
b. Victim Impact Panel: DUI Court participants must attend one impact panel

3) **Phase III – Application and Transitioning (4 months, minimum)**

During Phase III, participants will focus on applying and enhancing recovery and relapse prevention skills, and complete workbooks that specifically address their individual needs.

a. Same Services as prior phases
b. Optional Eye Movement Desensitization and Reprocessing (EMDR) Sessions

4) **Phase IV – Monitoring and Aftercare (4 months)**

During Phase IV, participants focus on applying and enhancing the recovery and relapse prevention skills that have been obtained. This phase is designed to support the participant as a contributing, productive, and responsible person in the community.

a. Same services as prior phases
b. Reduced sessions as participant prepares to own his/her personal recovery work 100% and graduate from the program

5) **Detoxification/Inpatient Treatment**

A CDP(T) makes a referral if a participant is in need of detoxification services. If the participant is pregnant, special arrangements are made to address both needs. The counselor also determines if the participant could benefit from going to an inpatient treatment program.

**C. Measurable Goals and Objectives**

1) 100% of all incoming cases will be reviewed for DUI/Drug Court potential.

2) Reduce recidivism of criminal offenses.

3) Ensure a minimum of three Evidence based Practices are being offered and used to fidelity standards

**D. Evaluation Strategy**

1) Routine case review for compliance in place. Plan to have tracking system in place by January 15, 2015.

2) Use DUI/Drug Court-specific Access Management Information Systems (MIS) to report performance measures.

3) Fidelity Reports in accordance with the Evidence Based program.

**3. Chemical Dependency Jail Program (CDP)**

Alternatives Professional Counseling Inc. provides Adult Intensive Outpatient treatment services for offenders who have begun their treatment in the Thurston County Corrections Facility (TCCF) treatment program. Treatment services provided by Alternatives Professional Counseling Inc. use a combination of Innovative CJTA and local funds.

Thurston County Sheriff’s Department partners with Alternatives Professional Counseling Inc. to provide community-based adult, case management, transition and aftercare services for inmates diagnosed with chemical dependency and/or co-occurring disorders for offenders who have begun their treatment in the Thurston County Correctional Facility (TCCF) treatment program. Correctional staff working in this unit is trained in Moral Reconation Therapy (MRT), creating a team of individuals that are all able to use common language toward a common goal of reducing recidivism and relapse.
A. **Program Description**

Phase I services are provided by and at the correctional facility and are funded by Local County funds, and not CJTA funds.

Phase II and III treatment services are funded by CJTA innovative funds. Case management services are funded by Local County funds.

Phase II and III of the CDP Program allows participants in the program an option to transition to work release through the Thurston County Correctional Options Program. Phase II and III CDP participants remain under supervision of the correctional facility.

Inmates are monitored by TCCF with urinalysis testing (UAs) through the duration of treatment, are subject to all jail rules and disciplinary actions, and are held to a high standard of conduct to remain in all phases of treatment.

1) **Phase I (Approximately 10 weeks)**

   Phase I includes the following:

   a. Three (3) group meetings weekly (minimum of 30 to complete phase)
   b. Minimum of 4 individual counseling sessions per month
   c. 3 pro-social recovery support groups weekly (mandatory)
   d. Complete steps 1 through 8 in MRT
   e. Weekly education relevant to addiction, recovery

2) **Phase II (Minimum of 10 weeks)**

   Upon completion of Phase I, inmates transfer to the Thurston County Correctional Options Program/Work Release and begin Phase II. Inmates must be employed in Phase II to remain in the program.

   CDP participants may have transitioned from full-time incarceration to work release status in the Thurston County Correctional Options Facility. Phase II includes the following:

   a. Weekly recovery support groups
   b. Ten (10) weeks of two-hour MRT sessions
   c. Minimum of 2 individual counseling sessions per month
   d. Complete steps 9 through 12 in MRT
   e. Ten (10) hours of community service
   f. Attend a Victim’s Impact Panel
   g. Attend 3 pro-social support meetings weekly
h. Ongoing review of educational units relevant to addiction and recovery presented weekly
i. Random, weekly, or higher frequency drug testing

3) **Phase II (Minimum of 6 weeks)**

CDP participants may have transitioned from work release to electronic home monitoring status through the Thurston County Correctional Options Facility. This phase includes the following clinical focus:

a. One group session weekly
b. Minimum of 2 individual counseling sessions per month
c. Complete an extensive in-depth relapse prevention module
d. Complete MRT Steps 13 through 16
e. Attend 3 pro-social support meetings weekly
f. Participate in other treatment activities as assigned.
g. Random, weekly, or higher frequency drug testing

4) **Intensive Case Management**

Intensive Case Management for transition and aftercare are provided throughout the program and focus on identifying and addressing needs, behaviors, and barriers that continue to bring inmates into contact with the criminal justice system. Services include:

a. Medication acquisition and mental health treatment and referral
b. Medication management, lab work, referral to dental, vision, hearing assistance
c. Enrollment in Apple Health or other public benefits (if eligible)
d. Transitional Housing application and placement, and/or referral to secure clean and sober housing
e. Transportation
f. Food Stamps
g. Valid identification, Social Security card, and information on reinstating driving privileges if eligible
h. Adult Basic Education, GED and referrals for continuing education.
i. Emphasis on obtaining sustainable employment supported through connections with Work Source
j. Liaison with treatment provider, DSHS, probations, and other involved stakeholders
k. Referral for and connection to volunteer employment
l. Referral for and support in family reunification efforts, education and support
B. **Measurable Goals**

1) Maintain Retention as defined in treatment contract at or above 70%
2) Reduce recidivism of criminal offenses

C. **Evaluation Measures**

1) System for Communicating Outcomes, Performance & Evaluation (SCOPE), WA State DSHS Division of Behavioral Health and Recovery (DBHR)
2) Use data from Judicial Information Systems (JIS) to report performance measures

**End Note**

Pursuant to RCW 70.96A.350(6), this group consisting of the Thurston County Public Health and Social Services alcohol and drug coordinator, and representatives from the Thurston County Prosecuting Attorney's Office, Thurston County Sheriff, Thurston County Superior Court, a representative from Alternatives Professional Counseling Inc., Office of Assigned Counsel, and a representative of the Thurston County Drug Court shall jointly submit a plan for disposition of all the funds provided from the Criminal Justice Treatment Account within Thurston County. This plan is not a contract, and is meant to be adjusted as necessary to adequately outline proper disposition of CJTA funds for the next two years.