

# MEMORANDUM

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**TO:** Members of the JBC

**FROM:** Steve Allen, JBC Staff

**SUBJECT:** Staff Comeback for a Division of Criminal Justice footnote

**DATE:** March 24, 2016

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*Recommendation:* Staff recommends that the Committee approve the attached footnote for the *Community Corrections Placements* line item in the Division of Criminal Justice (DCJ). This footnote replaces the footnote for *Community Corrections Placements* that was approved yesterday. The last sentence of the footnote text, which is in small caps, has changed and the placements table has been changed to provide enough funding for placements and startup costs of the Cognitive Behavioral Treatment Pilot Program.

*Analysis:* The DCJ's Cognitive Behavioral Treatment Pilot Program, which the Committee approved on Monday, projects \$200,000 of startup costs for the successful bidder. The DCJ requested that all of the \$1.4 million of first-year costs of the pilot program come from repurposing appropriations for other types of community corrections placements, but the DCJ did not suggest how this was to be done. Normally, the *Community Corrections Placements* line item is used only to pay a per diem to programs. The revised footnote allows the DCJ to also pay startup costs from the Cognitive Behavioral Treatment Pilot Program appropriation in the placements table and provides enough extra funding to do so.

**FOOTNOTES** -- The following statements are referenced to the numbered footnotes throughout section 2.

1 N Department of Public Safety, Division of Criminal Justice, Community Corrections, Community Corrections Placements -- This  
2 appropriation assumes the daily rates and average daily caseloads listed in the following table and is based on the following assumptions:  
3 the base rate for standard nonresidential services is a weighted average of the rates for four different levels of service; community  
4 corrections providers will collect client fees of up to \$17 per day for residential placements and up to \$3 per day for nonresidential  
5 placements; client fees may be partially or fully waived in specialized residential and non-residential programs with the approval of the  
6 Division of Criminal Justice; pursuant to its authority to administer and execute contracts under Section 17-27-108, C.R.S., the Division  
7 of Criminal Justice will ensure that every reasonable effort is made to achieve such collections; and outpatient therapeutic community  
8 programs: (1) will receive the standard non-residential base rate for all offenders in their programs, including Department of Corrections  
9 clients; (2) will receive the outpatient therapeutic community base rate for all clients in program phases other than the post graduate phase,  
10 including Department of Corrections clients; (3) will not receive the outpatient therapeutic community base rate or the non-residential base  
11 rate for probation clients; (4) will collect client fees of up to \$3 per day; and (5) will not receive payment from the Department of  
12 Corrections for services covered by the standard non-residential base rate or the outpatient therapeutic community base rate. Of this  
13 appropriation, \$1,545,409 is from the savings produced by H.B. 10-1360 pursuant to Section 17-2-103 (11.5), C.R.S., for parolee Intensive  
14 Residential Treatment beds and for parolee sex offender beds and 48 Intensive Residential Treatment beds are from savings produced by  
15 S.B. 15-124. IT IS ALSO ASSUMED THAT THE APPROPRIATION FOR PLACEMENTS IN THE COGNITIVE BEHAVIORAL TREATMENT PILOT PROGRAM  
16 MAY BE USED TO PAY STARTUP COSTS OF THE PROGRAM.

	Placement Type	Rates			Caseload			Appropriation
		Base	Differential	Total	Diversion	Transition	Parole	
1								
2								
3	Standard Residential	42.09	0.00	42.09	1,183.0	1,141.0	109.0	37,377,814
4	Cognitive behavioral treatment pilot	42.09	51.91	94.00	40.8	0.0	0.0	1,399,848
5	program							
6	Intensive Residential Treatment	42.09	46.71	88.80	39.0	43.0	83.0	5,347,980
7	Inpatient Therapeutic Community	42.09	27.73	69.82	78.0	49.0	15.0	3,618,771
8	Residential Dual Diagnosis	42.09	35.29	77.38	68.0	42.0	14.0	3,502,219
9	Treatment							
10	John Eachon Re-entry Program	42.09	55.04	97.13	6.0	11.0	0.0	602,692
11	Sex Offender Residential	42.09	35.29	77.38	57.0	20.0	13.0	2,541,933
12	Standard Non-residential	6.13	0.00	6.13	583.3	5.0	5.0	1,327,479
13	Outpatient Day Treatment	34.68	0.00	34.68	2.0	0.0	0.0	25,316
14	Outpatient Therapeutic Community	22.00	0.00	22.00	<u>55.0</u>	<u>25.0</u>	<u>6.0</u>	<u>690,580</u>
15	Total				2,112.1	1,336.0	245.0	56,434,632
16								