

Meeting Minutes
Task Force Concerning the Treatment of Persons with Mental
Health Disorders in the Criminal Justice System
Thursday, April 19th, 2018
Legislative Services Building
200 East 14th Avenue, Denver, CO
80203, Room LSB-B
10 a.m.-12:30 pm

Call to Order

- Camille Harding, Colorado Department of Human Services

Introductions and Welcome

- Camille Harding, Colorado Department of Human Services

Approval of Minutes

- Minutes approved in May meeting

Retreat Agenda and Planning Goals

- Retreat from 830 till about 1-2 that day- looking to get facilitator to help structure what bills we will be going for next session. Spend some time what we think the subcommittee would look like and any presentations.
- Is there a way that the task force could give out input for last minute bills. Create a better process. These bills that were just introduced in the last week. We get to look at these and then can have the opportunity to talk about it and support it and send a letter.
- Tracking M1 holds add to the retreat for next months, maybe the department will have an update on m.5 hold transport.
- Discuss possible defense for 2nd degree assault charges from hospital in psychosis or from parents. Have someone bring a presentation to the retreat (would like to know how often this is happening).
- Have a presentation about 27-65.
- Have a presentation about Co-responder.
- Have a presentation about SOMB white paper.
- Have a presentation on the RAE's - how does Medicaid get into larger populations? How the assistance/resources get together
- Better collaboration with CCJJ is there recommendations that they have done and would they be appropriate here.

Legislative Updates and Bill Review and Discussion-

- *SB-249: creates four pre-plea local mental health pilot programs in select JDs that will identify individuals with mental health conditions who have been charged with a low level crimes and divert them into community treatment programs.*

- Based on a model from CCJJ task force post arrest before the appearance- redirect them into some community treatment and get them services and not long term with CJS.
- What's missing- who is doing the redirection and determine the eligibility what the JBC has asked for to create a bill to operationalize this and that there is funding for this and operations.
- Why isn't the CCJJ model this was intended to be this bill
- There is no mechanism (what is low level? Crimes have victims.) This is not fully accepted by the DA's.
- The bill was crafted to make the jurisdictions come together to establish eligibility. MH and criminal activity.
- Is there an estimate of how many people would be served?
- How is this linked to 18-251 court liaison
- How do we track the person after, and how track progress? If they are not met then they are brought back to jail
- Is no distinction between liaison and the redirection specialist?
 - Answer- both positions are there to give warm handoffs and go into these systems to expedite the intake in CMHC. Redirection specialist more clinical in nature. Liaison more of a resource specialist.
 - Some areas have less resources.
 - Medicaid plays... put these in judicial hands to help for non-Medicaid
- Data collection?? Around people not able to provide services. What is the strategy
- Could work with CMHC to help. Question about housing and how many people will be served is exciting and scary.
- There is a lack of CMHC's that help with tough criminally involved clients.
- *SB-250: This bill expands the already established and proven effective program. JBBS is designed to assist jails in screening inmates for substance use disorders and providing treatment in jail. It will provide funding for jails to screen for mental health disorders and suicide risk, provide mental health treatment and medication, and promote continuity of care upon release.*
 - This fund is now available to jail mental health. OBH how do you expand services, continuity of care when they individual is released.
 - At present this is restricted to addiction. Each jurisdiction is able to do what they want.
 - Are there guidelines? Yes page 3 line 10.
 - This will help people that are in less than 90 day and will help start the screenings and then have access to services and then transitioned back into the community.
 - Rules are where we give them more.
 - This screening will help as well.
 - B, C, D- have the jails/sheriffs looked at this.

- There is a Sheriff's meeting tomorrow and will report back on what they say.
- What providers will be a part of this to provide the services
- The data will be helpful

- *SB-251: This bill creates a program in the Office of the State Court Administrator to identify and dedicate local behavioral health professionals as court liaisons in each JD. The liaisons will collaborate with DAs, defense attorneys, and judges about behavioral health resources available in the community.*
 - People that can operate across the state to connect people to services.
 - JBC staff set aside money
 - Get funding from judicial, partner with CMHC, and liaison (not a clinical position) HCPF and other agency's
 - Is there language around staff qualifications
 - Is there a limit on time for all of this to happen? No answer yet...
 - Does the redirection specialist works with the liaison person as well as liaison by themselves.
 - Data, where is that data going to be kept. Judicial. State Judicial.
 - How is this bill handling the HIPAA rights?
 - Will have to give consent. They have to give it.

- *SB-252: This bill makes numerous changes to statutes related to the process of determination of competency to proceed in a criminal case.*
 - As is stands the DA's don't like this
 - Could this be used as a weapon?
 - How do we define restoration- adult restoration
 - Consistency with the language with the juvenile
 - Does the JBC sponsors this?

- I- meds Pilot

Please provide feedback to Camille by Monday and this will be given to the Oversight Committee.

Subcommittee Updates

Behavioral Health Transformation Council Updates

- Will be sun setting September 1, 2018

Membership Updates

- Susie Walton

Next Meeting: May 17th- 8:30 am to 1:00 pm.