Executive Officer’s Report
September 2019

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Office of the Secretary, Ralph M. Diaz, Secretary
California Department of Corrections and Rehabilitation (CDCR)
• Project Updates:
  • Supporting AB 1810 Implementation
  • Lived Experience Contract
  • Medi-Cal Utilization Project
  • Data-Informed State-Level Evaluation Framework
  • Juvenile Justice

• Annual Legislative Report 2019

• Policy Updates
Supporting AB 1810 Implementation
Supporting AB 1810 Implementation

Background

- In FY 2018-19 CCJBH was awarded 150,000 per year for 3 years to support the implementation of AB 1810 or Pre-Trial Mental Health Diversion.

- CCJBH is to provide consultation to the Department of State Hospitals (DSH) to implement the DSH Diversion Program, which focuses on felony pre-trial diversion for individuals at risk of being deemed incompetent to stand trial who are experiencing severe mental illness and who may be homeless or at risk of homelessness.
Status

- CCJBH staff has been supporting DSH with a variety of responsibilities including developing and scoring county proposals, reviewing scopes of work, and acquiring or delivering technical assistance to the counties.

- Training contract with the Council on State Governments Justice Center (CSG), CCJBH is supplying a variety of training to counties including topics such as successful planning and implementation, sustainability, housing, and case planning through the end of 2019.
Status (Cont’d)

- CCJBH and DSH received a technical assistance grant from the SAMHSA GAINS center in which counties could participate in a 2-day training with subject matter experts provided by SAMHSA.

- CCJBH, DSH, and CBHDA also met with experts from the SAMHSA GAINS Center, it was determined that within existing resources the following areas would be priority:
  - DHCS via CIBHS – Develop a Criminal Justice Informed Workforce
  - DSH – Improve DSH Pre-Trial Felony Mental Health Diversion Program Implementation
  - CCJBH – Ensure Broader Mental Health Diversion Implementation and Statewide Policy Success.
Supporting AB 1810 Implementation

Next Steps

Understand, Support and Provide Training to Leadership

- Gather input from implementation leaders – To date meeting are scheduled with the Probation Chiefs and Public Defenders (September and October)

- Provide technical assistance support for Court and County Behavioral Health Leadership (Date Pending)

- Training for State and Local Implementation Leadership via Words to Deeds (November)
Supporting AB 1810 Implementation

Next Steps (Cont’d)

Request for Proposals for On-Going Consultation, Training & Policy Recommendations

- Making the Case of Diversion – especially for partners with critical roles in leadership

- Listening & Learning from Local Expertise - State-level advisory committee of diversion partners that identify policy issues during implementation, find common ground, seek resolutions and propose recommendations to strengthen the effectiveness and sustainable impact of AB 1810.

- Sample deliverables include a final set of policy recommendations and identify next steps to support expanded Mental Health Diversion statewide.
Lived Experience Stakeholder Project
Background

- In FY 2018-19 CCJBH was awarded $670,000 per year ongoing to support stakeholder contracts to help in the reduction of recidivism for those individuals experiencing behavioral health issues.

- Following the spirit of MHSA funds, CCJBH is conducting a statewide community engagement process to obtain input on how to best implement the intent of the legislature.

- CCJBH executed a contract with California State University, Sacramento to facilitate the statewide community engagement process.
Status

- Workgroup of stakeholders initiated to help guide the process (June 2019 – November 2019)
- Kick-Off event to obtain policy makers and program administrators input (June 2019)
- Key informant interviews with a diverse group of criminal justice and behavioral health grant administrators and recipients (August and September 2019)
- Review of literature to document current trends, emerging needs and best practices (September 2019)
Status cont.

- Focused listening sessions with specific community groups such as individuals with substance use disorders, women, LGBTQ youth, people of color, family members and consumers (October/November 2019)

- Regional convenings to allow all stakeholders in the area an opportunity to provide input (October/November 2019)

- Final report which includes findings from various events and recommendations for criteria to use in the competitive bidding process (November 2019)
Lived Experience Stakeholder Project

Next Steps

**Statewide Community Engagement events**
Hold regional forums and listening sessions throughout the state in October and November. Regional forums are scheduled for:

- Redding 10/3/19 9:00 am – 12:00 pm
- Santa Clara 10/10/19 9:00 am – 12:00 pm
- Los Angeles 10/17/19 1:00 pm – 4:00 pm
- Fresno 10/22/19 9:00 am – 12:00 pm
- Riverside 11/5/19 9:00 am – 12:00 pm
Next Steps (Cont’d)

Contracting Process

- Council to hear information learned from state wide community engagement process and vote on criteria for Request for Proposals (RFP)
  - November 2019
- Develop RFP
  - November 2019 thru January 2020
- Release RFP and conduct a competitive bidding process
  - Anticipated February 2020
- Award and monitor contracts
  - Anticipated May 2020
Medi-Cal Utilization Project
In FY 2016-17, CCJBH was awarded ongoing funding to support research on health service access and utilization for people involved in the criminal justice system, especially justice-involved people with mental illness and substance use disorders.

The Affordable Care Act expanded Medi-Cal eligibility, so that many justice-involved people became newly eligible for health care services. CDCR also shifted its warm handoff policy to more effectively enroll people in Medi-Cal at release.
Status

- A new researcher was hired and began work in July 2019

- Current work on the project has involved examining the specialty mental health services that justice-involved people utilized

- This work relies on measures that DHCS Behavioral Health staff use in their reporting, which are in turn informed by measures that counties use

- Findings from this stage of the analysis will be presented as statewide estimates as well as estimates generated for individual counties
Next Steps

- Describe patterns of access to and utilization of substance use disorder treatment services and other types of health services

- Understand which types of health interventions reduce recidivism, as well as for whom these interventions are most effective

- Share our findings with county implementers and statewide partners

- Share our findings with a network of potential research partners nationwide
Data-Informed State-Level Evaluation Framework
Background

- CCJ BH is committed to data-driven policymaking, but there are impediments to high-quality policy research on the behavioral health needs of justice-involved people.

- Understanding how to use data to meet research and evaluation needs is critical to reducing spending on policies and programs that do not meet expectations.
Status

- CCJBH was successful in obtaining $400,000 to be encumbered in a deliverables based contract determined by a competitive bidding process.

- An RFP for the framework is under development, and selection of a contractor will take place by June 30, 2020.

- All deliverables shall be completed by December 2022.

CCJBH is expanding staff capacity for communicating with contractors and for populating and updating the framework by filling two positions. These positions will be filled by January 2020.
Next Steps

- Inventory of data sources and research overview
- Recommendations for CCJBH areas of emphasis
- The framework will help CCJBH to decide how much and what type of capacity is needed for data analysis to support policy-making.
- The framework will also facilitate communication with other statewide data, research, and evaluation efforts, especially those related to data sharing (e.g., CHHS Universal Data Sharing Agreement).
Juvenile Justice Roundtable
Juvenile Justice

Background

The Juvenile Justice Systems across the state are over-represented with youth that have mental health and substance use disorders better known as behavioral health disorders.

- According to research the number of youth with behavioral health disorders at all points of the juvenile justice system is higher than youth in the general population, and

- The percentage of youth with behavioral health disorders is greatest at the point of secure confinement after trial.
Juvenile Justice

Status

- CCJBH hosted a facilitated Roundtable, On April 30, 2019 to hear, learn and identify issues that impact justice involved youth with behavioral health needs.

- CCJBH was able to gather input on best practices, effective solutions, alternatives to incarceration, reducing recidivism and diversion via a Follow-up Survey provided to participants.
Juvenile Justice

Status

- 65% Response rate
- 46% work impacted the juvenile justice system on a state level
- 95% work impacted the juvenile justice system on the local level
- 94% California was not meeting the standards in employing best practices in the juvenile justice system for youth with behavioral health needs

Critical Issues to Address:
- Access to behavioral health services in the community without a referral
- Over-incarceration of youth with behavioral health needs
- Standards and guidance for diversion
Next Steps

- Identify areas for further analysis and review
- Identify possible recommendations to include in the 2019 CCJBH Legislative Report
Annual Legislative Report 2019
Policy Updates
AB 46 (Carnillo) Will replace derogatory terms with more culturally sensitive terms when referring to individuals with mental illness (Chaptered)

SB 10 (Beall) Creates a statewide peer support specialists certification program, as part of the state’s comprehensive mental health and substance use disorder delivery system and the Medi-Cal program (Enrolled)

SB 40 (Wiener) Would authorize the court to establish a temporary conservatorship for a period of 28 days or less if the court is satisfied that the person is presently incapable of caring for their person’s own health and well-being due to a serious mental illness and substance use disorder, person must have been detained 8x times for evaluation and treatment within a 12-month period to meet the threshold for temporary conservatorship (Enrolled)
SB 42 (Skinner) Beginning June 1, 2020, requires a county sheriff to make release standards and to make them available to people as they are booked into and while they are in county jail. The release standards shall include the list of rights provided for in this bill and the timeframe of the expedient release of a person following the determination to release that person by a judge, jury or appropriate county staff member. The bill would require a sheriff to provide a person who declines that option with a safe place to wait to be picked up with adequate and sufficient ability to charge a personal cell phone and access to a free public telephone. This bill provides that a person who is released from jail after being incarcerated for more than 30 days shall receive at least three days’ supply of necessary medication (Enrolled)
SB 282 (Beall) Repeals the Integrated Services for Mentally Ill Parolees (ISMIP) program and would instead enact the Supportive Housing Program for Persons on Parole (the program) to be administered by the Department of Housing and Community Development. The program would incorporate similar eligibility criteria for eligible participants and similar criteria for housing funded by the program (2-year bill)

SB 389 (Hertzberg) Amends the Mental Health Services Act (MHSA) to clarify that MHSA funds can be used for services for individuals who are participating in a pre-sentencing or post-sentencing diversion program or community supervision, most notable parole - in short it repeals the parolee MHSA exclusion (Signed by Governor)
SB 665 (Umberg) Would authorize a county through 2023, to use MHSA funds, if approved locally, to provide services to persons who are incarcerated in a county jail or subject to mandatory supervision, except persons who are incarcerated in a county jail for a conviction of a felony, except felony unless for purposes of facilitating discharge. (Held in Assembly 9/5/19)

Policy Update – Legislation

Others Major Legislation of Interest:

**Housing:**
- **AB 1482 (Chiu)** – Caps raising rent at 5% annually for certain units
- **SB 329 (Mitchell)** – Bans landlord discrimination against individuals who receive Section 8 housing vouchers
- **SB 330 (Wiener)** – Prevent cities from creating methods to circumvent state-mandated housing goals

**Law Enforcement:**
- **AB 392 (Weber)** – Change the use of force standard from “necessary” to “reasonable”
- **SB 230 (Caballero)** – Training to support the implementation of AB 392 including training on how officers should work with individuals with mental illness. The Signed Budget Act of 2019-20 provides the funding for this bill.
Policy Update – Other

• Leadership Changes and Re-Organization at DHCS

• Behavioral Health Action Coalition and Other Efforts to Make Recommendations to the Governor Regarding “Behavioral Health System Transformation”

• Other

• Q and A
Questions