

State of Colorado Correctional Treatment Board



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Arapahoe County Sheriff's Office
County Sheriffs of Colorado

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Division of Adult Parole,
Department of Corrections

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16th Judicial District
Colorado District Attorney's Council

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Department of Human Services

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Sherri Hufford,
Manager, Evaluation Unit
Division of Probation Services
Colorado Judicial Branch

Jeanne Smith, Director
Division of Criminal Justice
Department of Public Safety

FY2018 Funding Plan

The Correctional Treatment Cash Fund and its oversight board, the Correctional Treatment Board, was established with the passage of HB12-1310. This legislation consolidated three major sources of state funding for substance abuse/co-occurring assessment and treatment: The Drug Offender Surcharge Fund, SB03-318 Funding (Drug Treatment Fund) and HB12-1352 Funding. HB12-1310 restructured these funds to create and support a coordinated and collaborative effort regarding the assessment and treatment of criminal justice clients with substance use and co-occurring disorders. Board membership includes a representative from each of the four state agencies that have criminal justice programming (Judicial, Public Safety, Corrections and Human Services) as well as representatives from the County Sheriff's Association, the Public Defender's Office and the District Attorneys' Council. It is the job of the Correctional Treatment Board to ensure a fair and reasonable allocation of cash fund resources in accordance with statutory intent. Statutorily authorized uses of the money include:

- Alcohol and Drug Screening, Assessment, Evaluation, Testing, Training;
- Treatment for assessed substance abuse and co-occurring disorders;
- An annual statewide conference regarding substance abuse treatment;
- Recovery support services; and
- Administrative support for the board.

The Correctional Treatment Board is pleased to present its FY2018 Funding Plan that allocates almost \$22.0M in state resources. This plan reflects the continuing work and programmatic priorities of the Board through the various appropriations to four state agencies as outlined in this report.

Statutory Cites: 18-19-103 (3.5)(b) and 18-19-103 (5)

Fund Overview

Correctional Treatment Cash Fund Overview

Money in the Correctional Treatment Cash Fund is targeted for only those criminal justice clients with substance-abuse and/or co-occurring behavioral health disorders. All funding is appropriated into the Judicial Department’s budget where it is then re-appropriated to the other three state agencies according to the funding plan as developed by the Correctional Treatment Board. Beginning in FY2015, the Board separated out administrative and overhead funding that is housed in the Judicial Branch budget, but isn’t specific to Judicial programming. These costs include cash fund indirect costs, conference and board staff funding and the overhead amount that funds research/data collection and one-time projects. The chart below reflects the historical funding allocation across the four agencies.

Summary of Annual Appropriations						
	FY2013	FY2014	FY2015	FY2016	FY2017	FY2018
Corrections	3,002,227	3,002,227	3,457,227	3,457,227	3,457,227	3,457,227
Human Services	3,090,516	4,290,156	5,071,156	6,621,156	6,671,156	6,671,156
Public Safety	2,666,766	2,916,766	5,301,766	5,305,084	5,299,574	5,299,574
Judicial	6,504,568	6,532,984	5,505,078	5,505,078	5,505,078	5,505,078
Non-Agency Specific	0	0	906,906	899,045	853,297	853,297
Total	15,264,077	16,742,133	20,242,133	21,787,590	21,786,332	21,786,332
Change over prior year		1,478,056	3,500,000	1,545,457	(1,258)	0

Judicial Branch (including Non-Agency Specific):

The Judicial Branch uses its correctional treatment resources for substance use testing and mental health/substance abuse treatment for probation clients as well as outpatient treatment and recovery support for the state’s problem-solving court clients. An adult diversion program was created through the passage of HB13-1156 and in FY2015, the Board established a funding stream to help support outpatient treatment for this program. The adult diversion program is managed on a cost-reimbursement basis with counties whose diversion programs meet state guidelines. Outpatient treatment funds for probation and problem-solving courts are allocated to all of the probation and problem-solving courts within the 22 judicial districts and are managed locally. Aggregated expenses are tracked and monitored centrally at the State Court Administrator’s Office and reported on quarterly.

Department of Public Safety, Division of Criminal Justice (DCJ):

DCJ receives funding to help cover the cost of specialized intensive residential treatment and therapeutic community beds; to pay for out-patient treatment vouchers for clients in community corrections facilities; and to fund 1.0 research/training FTE within the Division of Criminal Justice. Funds are also used to support classroom training costs for substance abuse and risk/need assessments for probation, parole, TASC, community corrections, and prison staff. Residential and out-patient treatment funds are allocated to local community corrections boards across the state and managed by the boards for treatment of community corrections clients. Each board must report quarterly on spending levels.

Fund Overview

Department of Human Services, Office of Behavioral Health (OBH):

OBH uses its funding for three main programs and services. The Jail-Based Behavioral Services (JBBS) program provides substance-abuse and mental health services for clients in county jails. Funds are “granted” to local Sheriff’s offices, managed locally and dispersed via contract agreements with local treatment providers. For FY2016, HB15-1367 was enacted, which transferred \$1.55M from the marijuana cash fund into the correctional treatment cash fund specifically for use in the JBBS program. Each JBBS program reports quarterly to the statewide program manager at OBH. OBH also uses its Correctional Treatment funds to support outpatient treatment services which are managed through contracts with Managed Service Organizations (MSO), and for the Short-Term Intensive Residential Remediation Treatment (STIRRT) program, which is a two-week residential program with continuing care for 8+ months once clients complete the in-patient portion of treatment.

Department of Corrections (DOC):

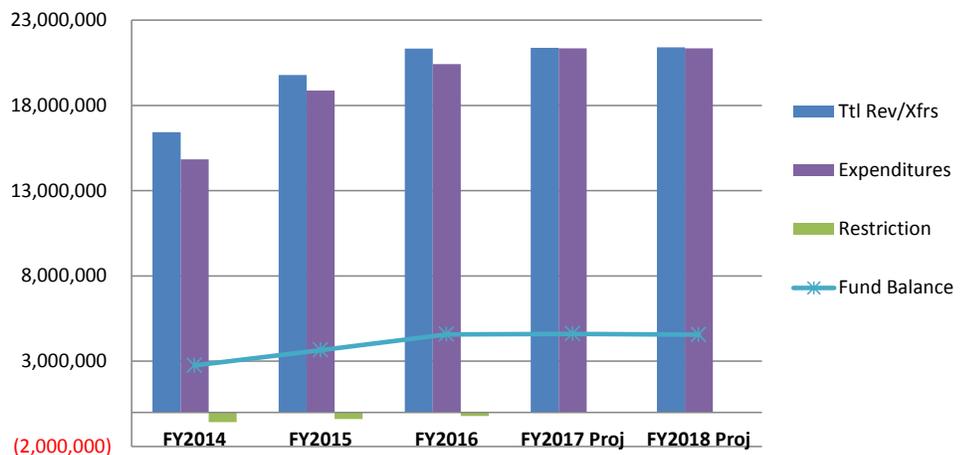
DOC uses correctional treatment funds for the Approved Treatment Provider Program (ATPP), which is a statewide network of treatment providers approved by the Division of Adult Parole. These agencies provide mental health, sex offender, and substance abuse treatment and assessments to DOC offenders being supervised in the community. This includes their administration of VIVITROL injections for alcohol and opioid abuse. The ATPP works in conjunction with the DOC business manager to allocate and track funding for contracted Approved Treatment Providers (ATP). DOC also has a contract with 1st Alliance, who oversees the parole division’s Treatment for Safer Communities (TASC) program. TASC is made up of 1st Alliance case managers who conduct case management services for all offenders statewide. This includes, but is not limited to, assessments and referrals for mental health, sex offender, and substance abuse treatment to the Division’s Approved Treatment Providers.

Correctional Treatment Cash Fund Revenue

The Correctional Treatment Cash Fund (CTCF) receives general fund money, direct cash revenue from the drug offender surcharge, a surcharge assessed on offenders convicted of drug crimes, and as of FY2016, a transfer of funds from the Marijuana Cash Fund.

These funds are annually appropriated to the Judicial Branch, transferred or deposited into the cash fund, and managed by the Correctional Treatment Board. Cash revenue from the Drug Offender surcharge has historically not been sufficient to meet long bill spending authority, so the Board implemented spending restrictions in FY2014-16 to ensure the long-term health of the cash fund. Spending restrictions will be evaluated each year by the Board.

Correctional Treatment Cash Fund



Revenue is continuing to increase and the fund balance is healthy, so the Board determined not to impose any spending restrictions for FY2017 and will discuss FY2018 over the course of the next year.

FY2016 Spending

Cash Fund Expenditures

In FY2016, expenditures were projected to be just over \$20.4M as outlined in the chart below. In addition to the surplus in the Board overhead funds, the Office of Behavioral Health projected surplus funds across programs due in part to the increasing use of Medicaid funds under the Affordable Care Act as well as program expansion in the Jail-Based Behavioral Health Program. RFP's for the JBBS program were re-bid and that program is not expecting such large surplus amounts in future years. The Department is looking at shifting funds from the Treatment and Detox line to help support STIRRT program changes and the JBBS programs based on the new contracts.

Correctional Treatment 2016 Spending - By Agency and Long Bill Line				
	Appropriation	Restriction	Spent*	(Over)/Under Exp
DOC				
Drug & Alcohol Tx Subprogram	1,345,127		1,345,127	0
Parole Subprogram	2,112,100		2,112,100	0
	3,457,227	0	3,457,227	0
DHS				
<u>Substance Use Treatment and Prevention</u>				
Treatment & Detox Contracts	1,064,688	(102,270)	612,418	350,000
Short-Term Intensive Residential Remediation & Tx	427,946		377,946	50,000
<u>Integrated Behavioral Health Services</u>				
Jail-Based Behavioral Health	5,128,522		4,828,522	300,000
	6,621,156	(102,270)	5,818,886	700,000
DPS				
<u>Administration</u>				
Personal Services	87,852		87,852	
Pots	19,463		15,463	4,000
<u>Community Corrections</u>				
Community Corrections Placement	2,643,869		2,643,869	0
Trtmtn. For Subs Abuse and Co-occurring Disorders	2,553,900	(106,988)	2,440,912	6,000
	5,305,084	(106,988)	5,188,096	10,000
JUDICIAL				
<u>Probation & Related Services</u>				
Probation & PSC Treatment	5,428,078		5,331,078	97,000
Conference	220,000		219,000	1,000
Board Overhead	342,190		93,959	248,231
Total Offender Tx & Services	5,990,268	0	5,644,037	346,231
<u>Central Programs</u>				
Pots	16,590		13,272	3,318
Adult Pre-Trial Diversion	77,000		0	77,000
<u>Administration</u>				
Personal Services	96,156		76,925	19,231
Indirects	224,109		224,109	0
	6,404,123	0	5,958,343	445,780
GRAND TOTAL	21,787,590	(209,258)	20,422,552	1,155,780
<i>*As of 8/8/2016 - Figures projected based on agency estimate. Actuals not available</i>				

FY2017 Appropriation

FY2017 Appropriation

The Correctional Treatment Board allocated just over \$21.7M for FY2017. The chart below outlines the funding by agency and long bill line for FY2017. The chart reflects the increase from the Marijuana Cash Fund for the Jail-Based Behavioral Health Program as well as board-shifted funds to support program changes within the STIRRT program.

Correctional Treatment 2016 and 2017 Appropriation -- By Agency and Long Bill Line			
	FY2016 Approp.	FY2017 Request	Difference
DOC			
Drug & Alcohol Tx Subprogram	1,345,127	1,345,127	0
Parole Subprogram	2,112,100	2,112,100	0
	3,457,227	3,457,227	0
DHS			
<u>Substance Use Treatment and Prevention</u>			
Treatment & Detox Contracts	1,064,688	1,064,688	0
Short-Term Intensive Residential Remediation & Tx	427,946	522,946	95,000
<u>Integrated Behavioral Health Services</u>			
Jail-Based Behavioral Health	3,578,522	5,083,522	1,505,000
	5,071,156	6,671,156	1,600,000
DPS			
<u>Administration</u>			
Personal Services/Operating	87,852	89,609	1,757
Pots	19,463	12,196	(7,267)
<u>Community Corrections</u>			
Community Corrections Placement	2,643,869	2,643,869	0
Trtmtn. For Subs Abuse and Co-occurring Disorders	2,553,900	2,553,900	0
	5,305,084	5,299,574	(5,510)
JUDICIAL			
<u>Probation & Related Services</u>			
Offender Treatment & Services	5,990,268	5,990,268	0
<u>Central Programs</u>			
Pots	16,590	13,826	(2,764)
Adult Pre-Trial Diversion	77,000	77,000	0
<u>Administration</u>			
Personal Services	96,156	96,156	0
Indirects	224,109	181,125	(42,984)
	6,404,123	6,358,375	(45,748)
GRAND TOTAL	20,237,590	21,786,332	1,548,742
Cash Funds	5,037,590	5,036,332	(1,258)
Reappropriated Funds	15,200,000	16,750,000	1,550,000

FY2017-18 Planning

FY2017-18 Planning

The Correctional Treatment Board met in June for an all-day planning retreat where it was determined that the Board has made progress on the goals it established at its 2015 planning retreat and continuation of that progress is the focus for FY2018.

This work includes:

- Finishing the validation project related to the newly designed Colorado Assessment Match (CAM); an algorithm developed by a Board sub-committee for use across all the criminal justice agencies to consistently and accurately combine assessed criminal risk and treatment needs. Data collection is progressing and the hope is that the Board will hear the validation results by the end of FY2017 and be able to develop next steps for FY2018.
- The Board established a sub-committee to design and develop a Funding Matrix tool that outlines “ideal” processes and practices for assessment, testing, case planning, interaction with treatment providers and more. This tool is currently being used for new program funding requests and is being tested within the community corrections funds in the Division of Criminal Justice. Over the course of FY2017, the Board will continue to gather feedback on the funding matrix and continue to employ and expand its use with its current programs. The use of this tool will help with data collection on program practices as well as help determine existing practices that may require attention with regard to the system’s interaction with the treatment community.
- The work of the Affordable Care Act sub-committee will continue. The sub-committee is currently working on establishing relationships across the various parts of the criminal justice and Medicaid systems and efforts to “map” the existing treatment system under the ACA will continue. The goal is to maximize utilization of ACA treatment benefits by eligible people in the Colorado criminal justice system.
- Two evaluation studies have been funded for the Jail-Based Behavioral Health Program and the Problem-Solving Court Program. These studies will take place over the next two years and once completed, the Board will review the information and discuss study outcomes and recommendations.
- The Board will continue to co-sponsor the annual Collaborative Justice conference that educates case managers, treatment providers, and criminal justice professionals on the latest research and practices that are proven to effectively support clients in the criminal justice system.
- As time permits, the Board will begin discussing the possibility of a data-based project to look at factors that impact client success in Colorado. Data will be gathered and analyzed as to specific trends/services that contribute to individual client success. This information will help the Board determine if funding changes need to be implemented to ensure that all services impacting success are appropriately supported.

FY2018 Funding Allocation

FY2018 Funding Requests

No new program funding requests were submitted for FY2018. Given the ongoing work of both sub-committees and the two evaluation studies, the Board is comfortable with continued funding until evaluation results are reviewed and sub-committee work is complete enough to make recommendations. The Office of Behavioral Health did request to shift funding across its long-bill lines to better use its Correctional Treatment Cash Fund resources for its program support. The planned FY2018 allocation of resources is outlined in the chart below. The shaded figures were unavailable and will be adjusted during figure-setting in the spring.

Correctional Treatment 2017 Appropriation and 2018 Request -- By Agency and Long Bill Line			
	FY2017 Approp.	FY2018 Request	Difference
DOC			
Drug & Alcohol Tx Subprogram	1,345,127	1,345,127	0
Parole Subprogram	2,112,100	2,112,100	0
	3,457,227	3,457,227	0
DHS			
<u>Substance Use Treatment and Prevention</u>			
Treatment & Detox Contracts	1,064,688	864,688	(200,000)
Short-Term Intensive Residential Remediation & Tx	522,946	622,946	100,000
<u>Integrated Behavioral Health Services</u>			
Jail-Based Behavioral Health	5,083,522	5,183,522	100,000
	6,671,156	6,671,156	0
DPS			
<u>Administration</u>			
Personal Services/Operating	89,609	89,609	0
Pots	12,196	12,196	0
<u>Community Corrections</u>			
Community Corrections Placement	2,643,869	2,643,869	0
Trtmtn. For Subs Abuse and Co-occurring Disorders	2,553,900	2,553,900	0
	5,299,574	5,299,574	0
JUDICIAL			
<u>Probation & Related Services</u>			
Offender Treatment & Services	5,990,268	5,990,268	0
<u>Central Programs</u>			
Pots	13,826	13,826	0
Adult Pre-Trial Diversion	77,000	77,000	0
<u>Administration</u>			
Personal Services	96,156	96,156	0
Indirects	181,125	181,125	0
	6,358,375	6,358,375	0
GRAND TOTAL	21,786,332	21,786,332	0
Cash Funds	5,036,332	5,036,332	0
Reappropriated Funds	16,750,000	16,750,000	0
<i>*Shaded figures are continuation and will be updated at figure-setting.</i>			

Conclusion

Next Steps

The Correctional Treatment Board has several action items in progress and is excited to spend the next year focusing on gathering information on the CAM validation, the use of the funding matrix, the possibilities of the Affordable Care Act and to hear the evaluation data from the two program studies (JBBS and Problem Solving Courts). As this information starts to come together, the Board will review all the information and develop goals to address the issues and needs that come to light. The Correctional Treatment Board is proud of the work it has done to-date and is confident that its efforts over the coming years will continue to contribute to successful client outcomes and improved public safety.