

# final minutes

---

## State Drug Treatment Court Advisory Committee Meeting

10:00 a.m. • Tuesday, July 26, 2016

Legislative Council Conference Room • 3<sup>rd</sup> Floor Boji Tower

124 W. Allegan • Lansing, MI

### Members Present:

Judge Amy Ronayne Krause, Chair  
Heidi Cannon  
Judge Susan L. Dobrich  
Andrew Konwiak (via teleconference)  
Douglas Lloyd  
Sheriff Michael Main  
Dr. Jessica Parks  
Mark Risk  
Judge Geno Salomone  
Gary Secor

### Members Excused:

Judge William Ervin, Vice-Chair  
Jesse Billings  
Judge Harvey Hoffman  
Janette Kolodge  
Judge Frederick Mulhauser  
Stacy Salon  
Judge Raymond Voet  
Mark Witte

### I. Call to Order

The Chair called the meeting to order at 10:07 a.m.

### II. Roll Call

The Chair asked the clerk to take the roll. A quorum was present and absent members were excused.

### III. Appointments and Reappointments Update and Recommendation

The Chair welcomed Heidi Cannon, Judge Geno Salomone, and Sheriff Michael Main to the Committee and had each of them share information about themselves. The Chair noted that Certificates of Appreciation have been prepared for three former members—Stephanie Drury, Judge Jodi Debbrecht Switalski, and Sheriff Thomas Reich. The Chair also reported that the Speaker and the Senate Majority Leader reappointed the following members to the Committee and thanked them for agreeing to serve another term:

**Andrew Konwiak** – new term expires July 18, 2020

**Mark Risk** – new term expires September 3, 2020

**Stacy Salon** – new term expires September 3, 2020

**Gary Secor** – new term expires September 3, 2020

**Douglas Lloyd** – new term expires September 18, 2020

Committee members then introduced themselves to the new members.

Since the last meeting, Judge Louise Alderson was contacted and she is interested and willing to serve on the Committee when Judge Hoffman submits his resignation. **Judge Dobrich moved, supported by Mr. Secor, that when Judge Hoffman submits his official resignation that a letter from the Chair on behalf of the Committee be prepared and sent to the Speaker and Senate Majority Leader to recommend the appointment of Judge Louise Alderson to represent the position of the district court judge of an alcohol treatment court. There was no further discussion. The motion was unanimously approved.**

### IV. Certificates of Recognition

The Chair reported that certificates of recognition have been prepared for the Honorable Jodi Debbrecht Switalski, Stephanie Drury, and Sheriff Thomas Reich.

### V. Approval of the Minutes of the April 19, 2016 Meeting

The Chair directed attention to the proposed minutes of the April 19, 2016 meeting and asked if there were any changes. There were none. **Mr. Lloyd moved, supported by Mr. Secor, to approve the minutes of the April 19, 2016 SDTCAC meeting as presented. No changes were offered and there was no objection. The motion was unanimously approved.**

### VI. Subcommittee Updates

The Chair called on each subcommittee chair for an update.

Affordable Health Care Act Impact Subcommittee: Mr. Witte submitted a written report which is attached to these minutes.

Defense Attorney Participation Subcommittee:  
Mr. Risk was present, but had no update to report.

Family Dependency Court Subcommittee:  
Judge Dobrich reported that she met with Stacy Bladden of DHHS. She noted that the primary issue for family dependency courts is getting DHHS to be a collaborative partner with family courts. She and others are working behind the scenes to get DHHS more involved and will continue to work on that issue. The Chair put on the record that her husband is the chief attorney for DHHS.

Funding Alternative Subcommittee:  
Judge Hoffman was not present at today's meeting. No update was given. With Judge Hoffman's resignation, Dr. Parks and Judge Salomone were named co-chairs of the Funding Alternative Subcommittee.

Juvenile Issues Subcommittee:  
Judge Mulhauser was not present and no update was given.

Legislative Subcommittee:  
Judge Hoffman was not present and no update was given. With Judge Hoffman's resignation, Judge Voet was named chair of the Legislative Subcommittee.

Marijuana Subcommittee:  
Judge Voet was not present and no update was given.

Veterans Treatment Court Subcommittee:  
Judge Voet was not present and no update was given.

Vision Subcommittee:  
Judge Hoffman was not present and no update was given. With Judge Hoffman's resignation, Mr. Lloyd was named chair of the Vision Subcommittee.

## **VII. Funding Update**

The Chair called on Dr. Parks for the general funding update. She presented details on FY 2017 drug court funding and an overview of approximately what is anticipated. Highlights of the details she presented are as follows:

	<u>Drug Court</u>
MDCGP	Appropriation +\$125,000 ongoing
88 apps	+ \$750,000 Medication Assisted Treatment one time (2 tracks- opioids and alcohol)
4 plans	Drug Court Fund – restricted from filing fees, down
	<u>Returned Funds</u>
	Overall up slightly
4 apps	Urban Drug Court Initiative – end data collection – cost \$10,000 per person per year
Bryne=22	Byrne & OHSP – 1,305,000 & 1,710,000 (7 yrs-reg)
OHSP=12	
DWI=5	
Plan=3	
6 apps	RDWI – same funding
	<u>VTC</u>
22 apps	+250,000 one-time (up from 500,000)
	<u>MHC</u>
24 apps	+125,000 ongoing
Regional =3	
Planning grant opens 8/1	

23 apps            SSSPP  
Small cut but sufficient funding (250,000 & COA filing fees)  
500,000 must be available to courts with high prison incarceration rates.

RFPs for 2 evaluations:

Adults multivariate – 6 months

Juvenile drug court model – longitudinal study – over 4-5 yrs.

Other                Searching for a treatment liaison  
Looking for comparison groups for VTC & SSSPD ongoing  
"Official List" that classify all problem-solving courts that matches federal definitions & PCP

Dr. Parks continued with news about a SCAO/MADCP initiative to develop Michigan-specific best practices and to roll them out at the state conference in March. A discussion of figuring out a way to limit courts from calling themselves a treatment court when they are not following the guidelines followed.

Judge Dobrich suggested a change in the subcommittee title from the Funding Alternative Subcommittee to the Funding Review Subcommittee. A discussion of the idea followed. The subcommittee title will be changed to the Program Standardization and Alternative Funding Subcommittee. Judge Salomone was named Chair with Mr. Secor added as a member of the subcommittee.

**VIII. Public Comment**

The Chair asked for public comment. There were none.

Mr. Secor shared information on a statewide public awareness initiative used by the state of New Jersey and the Red Project in Grand Rapids which is focused on overdose awareness and prevention. Mr. Secor will send the documents used to make the pamphlets to Susan who will distribute them to the members. He will also share a presentation on the study of minority success rates in specialty courts.

**IX. Next Meeting Date**

The Chair announced that the date of the next meeting is **Tuesday, October 18, 2016, at 10:00 a.m.**

**X. Adjournment**

There was no further business. The Chair adjourned the meeting at 11:13 a.m.

*(Minutes approved at the October 18, 2016 SDTCAC meeting.)*

**Affordable Health Care Act Impact Subcommittee 7/26/16 Update from Mark Witte:**

**Healthy Michigan Plan – SUD Clarifications Provided**

The State of Michigan issued the July 1, 2016 quarterly Medicaid Manual revision with clarifications about the way in which substance use disorder treatment services are to be provided under the April 2014 expansion of Medicaid through the Healthy Michigan Plan. The manual basically sorts the HMP covered services into three groups: (a) services not available to persons with SUD, (b) services available to persons with SUD and which do not require SUD program licensure, and (c) services that are available to persons with SUD but which do require SUD program licensure. Now that this has been clarified, all 10 PIHPs will need to determine the path they will follow to develop and offer these services. They may opt to do this through expanding the population that current mental health services providers serve (meaning that the providers of CMH services will now offer these services to persons with SUD too), or by adding new services to what traditional substance use disorder provider have provided, or a combination of both. The PIHPs will be interested in standardizing the codes used to report these services and the rates paid for these services in keeping with our mandate to achieve regional efficiencies. We will also work across the PIHPs to assure that we are developing services for each region in alignment with those of other regions in order to assure we do not start a process of creating unequal benefits for citizens in need of treatment that vary too much by region. One more thing; it is unfortunate that the funding for HMP (which has generally been in surplus) will be reduced by our legislators even as the SUD system finally enters its need for growth in those resources to make the implementation of these new services happen. We will need to determine whether and how we might fund these services through our other funding sources (e.g. block grant, PA2 funding) for individuals who do not have Healthy Michigan coverage. We have always worked to avoid a different level of service based on which public funding source one happens to have one's eligibility under. We will work with our Oversight Policy Boards and our PIHP boards to sort through the policy and advocacy issues that may arise.

For information only, the grid we are currently using to prioritize/track/develop services that are now clarified to be applicable to persons with SUD conditions and the "Wieferich Memo" which is referred to in the grid was sent to you electronically.