

# Final Minutes

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## State Drug Treatment Court Advisory Committee Meeting

9:30 a.m. • Tuesday, January 22, 2013

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

124 W. Allegan • Lansing, MI

### Members Present:

Judge Amy Ronayne Krause, Chair  
Judge William Ervin  
Janette Kolodge  
Andrew Konwiak  
Robert Nida  
Dr. Jessica Parks  
Mark Risk  
Stacy Salon  
Jeffrey Sauter  
Mark Witte

### Members Excused:

Judge William Rush  
Stephanie Drury  
Judge Allen Garbrecht  
Judge Michael Haley  
Christopher Luty  
Judge Brian MacKenzie

### I. Call to Order

The Chair called the meeting to order at 9:37 a.m.

### II. Roll Call

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

### III. Approval of Minutes of November 27, 2012 Meeting

The Chair asked members to review the minutes of the November 27, 2012 meeting. No changes or additions were recommended. The Chair asked for a motion to approve the minutes as proposed. **Judge Ervin moved, supported by Mr. Risk, to approve the proposed minutes of the November 27, 2012 State Drug Treatment Court Advisory Committee meeting. The motion was unanimously approved.**

### IV. Committee Appointments

The Chair noted that the Committee is still looking for recommendations to fill two vacant positions on the Committee—the juvenile graduate position and the Veterans’ Treatment Court judge position. Ms. Kolodge commented that she is still working on the possibility of two candidates to recommend. Judge MacKenzie was not present and could not report back on his inquiries regarding candidates for the Veterans’ Treatment Court position.

### V. Subcommittee Updates

Medical Marijuana: Mr. Sauter had no update to report.

Cross-Assignment Subcommittee: Judge Haley was not present at today’s meeting so Dr. Parks provided an update. She shared that the drug court transfer process memo under review is close to being approved. She expects to send it to the members of the SDTCAC subcommittee soon.

Funding Alternative Subcommittee: Judge Hoffman was not present at today’s meeting. No update was given.

Legislative Subcommittee: Judge Hoffman was not present at today’s meeting. Mr. Sauter noted that there is nothing really to report.

Juvenile Issues Subcommittee: Mr. Nida had no update to report.

Recidivism Subcommittee: Dr. Parks reported that they are receiving files from their vendor this week and hope to compile the data and get the new recidivism figures out by April 1 which is when the legislative report is due.

Defense Attorney Participation Subcommittee: Mr. Risk reported he had made some calls to a few attorneys in the Traverse City area and he plans to get seek input from the Criminal Defense Attorneys of Michigan. There was a brief discussion regarding the purpose of the subcommittee. The Chair suggested Jim Samuels from Mecosta County and Beth LaCosse from Menominee would be good contacts for Mr. Risk to make for input as well. Judge Bowler shared a historical perspective regarding the discussion of increasing defense attorneys involvement in the drug court movement. He noted that defense attorney scholarships were given to last year's MADCP annual conference and the turnout was tremendous.

## **VI. Ad Hoc Committees**

### Veteran Treatment Courts

Judge MacKenzie was not present at today's meeting. No update was given.

### Affordable Care Act Impact

Mark Witte submitted the following report on behalf of the Ad Hoc Committee:

**Meeting:** 1/18/2013 Conference call

**Participants:** Judge Harvey Hoffman, Andy Konwiak, Mark Witte

#### **Summary:**

1. Inaugural meeting of the Ad Hoc committee.
2. Focus on organizing membership for our assigned task.
3. Acknowledged that states are responsible for implementation of many of the key features of the ACA. Michigan's Insurance Commissioner is a key player; more so than DCH.
4. Brainstormed names of several individuals/organizations that may be helpful (e.g. a Governor's office liaison, a SAMHSA person, an insurance company ally, a liaison from the MI Office of Financial and Insurance Regulation, etc.); contacts will be made by committee members.
5. Noted that the 2013 MADCP conference includes a plenary session on 3/13/2013 by SAMHSA's H. Westley Clark that will squarely address our assigned task.
6. Made plans to solicit interested individuals present at the conference that day to join us for a meeting at 3 pm on 3/13/2013 to assist the Ad Hoc committee with its charge.
7. Links of Interest –
  - a. Nat'l Commission on Correctional Health Care – *Correct Care* article on impact of health care reform on jails.  
([http://www.ncchc.org/filebin/images/Website\\_PDFs/25-1.pdf](http://www.ncchc.org/filebin/images/Website_PDFs/25-1.pdf))
  - b. Michigan Department of Licensing and Regulatory Affairs (LARA), Office of Financial and Insurance Regulation (OFIR) – The office that will establish what behavioral services (Essential Health Benefits) will actually be covered under insurance plans available to individuals under the ACA.  
([http://www.michigan.gov/lara/0,4601,7-154-35299\\_10555-278783--,00.html](http://www.michigan.gov/lara/0,4601,7-154-35299_10555-278783--,00.html)), and  
([http://www.michigan.gov/documents/lara/EHB\\_Gov\\_Benchmark\\_400142\\_7.pdf](http://www.michigan.gov/documents/lara/EHB_Gov_Benchmark_400142_7.pdf))

Dr. Parks shared that Jana Benjamin has read the entire Affordable Care Act and is SCAO's resident expert on the matter. The Chair added her to the Ad Hoc committee. There was no objection. Judge Bowler suggested the co-chairs of the Ad Hoc Committee organize a liaison with the Michigan Insurance Commissioner for the MADCP conference and perhaps extend an invitation for him to attend the luncheon to hear the scheduled speaker, Westley Clark.

## **VII. Funding Update**

Dr. Parks reported there is a new grant opportunity called the Access and Collaboration Grant. She explained there are two grants available to courts that have either increased access to allow for more participation in the program or to courts where two or more courts have collaborated to increase services to their existing participants.

Dr. Parks continued with news regarding FY 2014 funding. She noted \$4 million has been requested to increase the problem-solving court program with \$3 million dedicated to drug courts and veteran treatment courts and \$1 million to mental health courts.

Mr. Risk offered comments regarding the need for increased funding especially in light of his experience as a defense attorney and the lack of testing and recovery efforts of participants.

**VIII. Public Comment**

The Chair asked for public comment. There was none.

Committee Member Comments

Judge Ervin inquired about the possibility of members participating in future meetings via conference call. The Clerk noted that is available to members and she will send out information alerting members of this option.

**IX. Next Meeting Date**

The Chair announced that the next meeting is tentatively scheduled for **Tuesday, March 26, 2013, at 9:30 a.m.**

**X. Adjournment**

The Chair called for a motion to adjourn. **Judge Ervin moved, supported by Mr. Sauter, to adjourn the meeting. There were no objections. The motion was unanimously approved and the meeting was adjourned at 10:15 a.m.**

*(Approved at the March 26, 2013 State Drug Treatment Court Advisory Committee meeting.)*