

**MINUTES OF THE
EXECUTIVE OFFICES & CRIMINAL JUSTICE
APPROPRIATIONS SUBCOMMITTEE
Salt Lake County Youth Services
177 Price Avenue, Salt Lake City
August 5, 2014**

Members Present: Sen. Daniel Thatcher, Co-Chair
Rep. Eric K. Hutchings, Co-Chair
Rep. Keven J. Stratton, House Vice Chair
Rep. Richard Greenwood
Rep. Craig Hall
Rep. Gregory H. Hughes
Rep. Brian S. King
Rep. Jennifer M. Seelig

Members Absent: Sen. Curtis S. Bramble
Sen. Jim Dabakis
Sen. Mark B. Madsen
Sen. Ralph Okerlund
Sen. Stuart C. Reid
Rep. Rich Cunningham
Rep. Merrill F. Nelson
Rep. Curtis Oda

Staff Present: Mr. Gary Syphus, Fiscal Analyst
Mr. Zackery King, Fiscal Analyst
Ms. Jennifer Eyring, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

1. Introduction/Approval of Minutes

Co-Chair Thatcher called the meeting to order at 8:17 a.m. No minutes were approved due to a lack of a quorum.

2. Salt Lake County Youth Services Introduction

Ms. Pat Berckman, Director, Salt Lake County Youth Services, described the facilities and services they provide at the Price Avenue location and other locations in the county. Their purpose is to provide safety, shelter, and support to children, youth, and their families. Ms. Berckman led the tour of the facilities which include the receiving center, clinical services, short term stay areas, a boys group home and a girls group home. Ms. Berckman explained how receiving centers are used, what counseling services are available for youth and their families, how schoolwork is maintained, and how they hope to provide early intervention services to help youth and families through challenging situations. Other youth service professionals who joined the tour answered questions from committee members.

After the tour, Ms. Berckman continued with a more in depth presentation on services they provide. The Receiving Centers provide a place for law enforcement to bring youth for status offenses, a safe place for

youth to go, and crisis counseling. Youth Services also provides crisis residential placement, short-term individual and family counseling, long-term mental health treatment programs through Medicaid, and the Family Assessment and Stabilization Team (FAST) program, also through Medicaid funding. It was noted that mental health services are expensive and youth may not qualify for Medicaid. Needed services may not be covered under medical insurance. Ms. Berckman continued describing services which include a wide variety of substance abuse treatment services and support, home and community based therapeutic services, and prevention classes. They also provide services to young adults, 18 to 21 years of age, who are homeless or transitioning out of foster care through the Milestone Transitional Living Program. Budget revenues and expenses were outlined.

3. DJJS Service Model – Receiving Centers and Youth Services

Mr. Zackery King, Legislative Fiscal Analyst, presented background information concerning how receiving centers and youth services have been funded in the past, how they are currently funded in various locations, and efforts to move to a state and local funding model.

Mr. Russ Van Vleet, Chair, Juvenile Justice Board, spoke about how youth services began in Utah and his experiences and insights from working with programs in Utah and in other states. He commented that Utah is seen as a model system throughout the nation. Mr. Van Vleet stated his opinion that the best opportunity for early intervention is through receiving centers and that the services are best funded through the state. He also felt that staff members who work with the youth in the daily setting are the ones who have the greatest influence, and should be supported and well trained.

Mr. Doug Thomas, Director, Division of Substance Abuse and Mental Health, Department of Human Services, provided a slide presentation on mental health services that included a historical background, guiding principles, state and county responsibilities, and funding sources, with an explanation of Medicaid funding. Charts were provided that showed substance abuse and mental health treatment needs compared to the number of clients who were served. Early intervention for mental health problems was discussed, noting that most mental illnesses manifest themselves before the age of 24. Mr. Thomas concluded the presentation with the 2014 Division strategies and the risk and protective factors that influence an individual. The committee was provided additional handouts: “State/County Human Service Programs – Program and Funding Relationships” and “Division of Juvenile Justice Services – Report on Legislative Intent Language 2014 Legislative Session.”

7. Working lunch

Co-Chair Thatcher dismissed the committee for a short lunch break and reconvened the meeting at 12:20 p.m.

Department of Corrections

Mr. Rollin Cook, Executive Director, Department of Corrections, outlined their presentation and introduced the Division Directors.

5. Adult Probation and Parole Operations

Ms. Geri Miller-Fox, Director, Adult Probation and Parole, reported on the implementation of recommendations from the Legislative Audit. An interdisciplinary team was established to focus on implementation and evaluation of evidence based practices. A subcommittee of the Sentencing Commission was established to develop a violation matrix. Department of Technology Services projects were discussed, including metrics and dashboards that provide outcome information. The Division is also working with the Pew Charitable Trust through the Justice Reinvestment Initiative. Ms. Miller-Fox stated they have encouraged the various local offices to innovate and find operational changes that increase success rates. Those success rates have been defined as a reduced risk of recidivism for the offender. An example of operational changes is the Female Offender Success Initiative (FOSI), which addresses the specific challenges faced by female offenders and the means to help them be more successful. Potential budgetary needs include the Fortitude Treatment Center funding completion, \$2.5 million, Community Correctional Centers' food costs, \$500,000, and funding for a new Cedar City Office, \$90,000 ongoing funding. Ms. Miller-Fox discussed Pew Institute findings, and noted that they are looking for more effective ways of monitoring and treating parolees in cost effective community supervision. Unmet substance abuse and mental health needs were reiterated. The Division is currently revamping the Case Action Plan to improve outcomes and help parolees become more successful.

6. Corrections Treatment/Work Programs

Mr. Craig Burr, Director, Institutional Programming Division, discussed Therapeutic Communities that are set up to promote a more holistic lifestyle and to help change negative behaviors. Substance abuse treatment programs in state facilities show a recidivism improvement of about 12 to 15 percent. Programs in county jails have either not shown an improvement, or have not been in effect long enough to be evaluated. The Division is working with county jails to improve their programming. Sex offender treatment programming is provided at state and some of the county facilities. Post-secondary education programs are offered in conjunction with the state's Applied Technology Colleges. Snow College provides service for the Gunnison location. These programs are in place to prepare inmates for jobs that are in demand and provide good wages. Initial outcomes show about an 8% improvement in recidivism for those who complete the program. High school education is provided in conjunction with local school districts.

Mr. Alan James, Director, Correctional Industries, explained the purpose of correctional industries is to provide offender job training and to reduce recidivism. The program is self sustaining and has a variety of businesses that employ over 700 inmates. He also pointed out that three of their business operations will receive ISO 9000 certification this fall. This certification is an internationally recognized quality management standard. Mr. James outlined how they have used the SUCCESS framework to improve production in the furniture shop. The committee and others discussed whether state agencies are fully using the services of correctional industries, and the benefit these job training opportunities provide the inmates as they prepare for work outside of prison.

8. Intent Language Follow-up Reports

Dr. Richard Garden, Director, Clinical Services Bureau, Department of Corrections, gave an update on recommended actions from the Legislative Audit. The current offsite outpatient care is contracted with the University of Utah. A Request for Information has been issued to explore if there are other providers at a cost saving rate for future contracts. The current prescription drug provider was found to be the most cost effective. Under state purchasing laws, they may not buy outside of that contract. Dr. Garden stated they

are working with the Department of Health to see if all medical claims could be processed through their claims software to streamline that process. It was noted that it is not yet known how changes to Utah Medicaid will affect them.

Mr. Jerry Pope, Director, Division of Institutional Operations, Department of Corrections, discussed the use of Second Market (overstock commodities for sale at a reduced price) purchases to lower food costs. They have found some savings and are expanding the commodities purchased on the Second Market. The recommendation to increase freezer space at the prison has shown to be cost prohibitive. The Division is currently working with a dietician and medical professionals for a more healthy and gender specific menu.

9. Off-budget Funds Review

Mr. Gary Syphus, Fiscal Analyst, outlined the purpose of looking at the remaining funds that had not been addressed in the Legislative session.

Mr. Werner Haidenthaller, Budget Director, Office of the Attorney General, explained Fund 8060 - Attorney General Financial Crimes Trust Fund. It was recommended that the Office provide an annual report on this fund. Background information and use of Fund 2000 – Attorney General Consumer Programs Fund was provided. It was recommended to create statutory language authorizing the fund and that it be reported on annually. The committee discussed what might be the best way to handle the fund so there is accountability and structure, without restricting the fund being used as designed.

Mr. Haidenthaller stated they would like to report to the committee, but putting the fund under the appropriations process would be problematic because the funds fluctuate and cannot be predicted.

Mr. King reiterated that this fund was not created in statute and has no reporting requirements or oversight, and that is the basis for the analyst recommendation to re-categorize the fund as a General Fund Restricted Account.

Mr. Haidenthaller continued with an explanation of Fund 2010 – Attorney General Crime & Violence Prevention Fund. It was recommended that this fund be reported on annually. Fund 1520 – Abortion Litigation Account is a small account that has not been used recently and could be closed due to inactivity.

Mr. Syphus spoke about Fund 2390 – Alcoholic Beverage Control Act Enforcement Fund as an example of a fund recommended for inclusion in an appropriations act.

Mr. Joe Brown, Finance Director, Department of Public Safety, stated that expenditures are fixed on Fund 2390, so it would work as a restricted fund as recommended. Fund 8150 – Public Safety-Seized Cash is a holding account until disposition of funds. He stated the Department is agreeable to the annual review recommendations.

Co-Chair Hutchings requested the fiscal staff show pass through funding as separate from other budget amounts in order to clarify actual budget funding.

Mr. Derek Byrne, Budget Director, Courts, stated they are agreeable to analyst recommendations on Fund 8010 – Misdemeanor Fines, Fund 8016 – Surcharge Fines, and Fund 8170 – Juvenile Courts Trust

Account, to add statutory language requiring periodic legislative review. Mr. Byrne also discussed a report on the Juror/Witness/Interpreter line item expenditures and the Courts' efforts to control costs. Cost saving efforts included hiring full time interpreters who work at the Matheson Courthouse, and the purchase of remote interpreting technology, making it possible for interpreters to serve other courts from the Matheson Courthouse.

10. Other Business

No other business was considered.

11. Site Visits

No other sites were visited.

MOTION: Rep. Stratton moved to adjourn the meeting. The motion passed unanimously with Rep. Greenwood and Rep. Hall absent for the motion.

Co-Chair Thatcher adjourned the meeting at 3:50 p.m.

Sen. Daniel W. Thatcher, Co-Chair

Rep. Eric K. Hutchings, Co-Chair