



Community Competency Restoration Task Force

PLEASE NOTE DATE AND NEW LOCATION PLUS EXTRA HALF HOUR LENGTH

January 24, 2020

10:00 am – 1:30 pm

Department of Corrections (DOC), 1450 Energy Park Drive, West Entrance, Afton Room, 1st Floor, St. Paul, MN 55108

Web ex login:

Event link: [Community Competency Restoration Task Force Meeting](#)

United States Toll +1-415-655-0003

Event number (access code): 969 217 983

Event password: 2019

AGENDA:

I. Welcome and Introductions, Sue Abderholden and Bill Ward, Community Competency Restoration Task Force Co-Chairs, 10:00 – 10:15

Member Participants: Sue Abderholden, Bill Ward, Cathryn Middlebrook, Mark Bliven, Michael Trangle, Ian Heath, KyleeAnn Stevens, Stacy Twite, Tim Carey, Catherine Moore, Leah Kaiser, Molly Hicken, Gertrude Matemba-Mutasa, Becky Graves, Eren Sutherland, Katheryn Cranbrook, Kim Lund (Phone: Tarryl Clark, Michael Woods, Tami Lueck)

Other Participants: Elliot Butay, Lea Bittner-Eddy, Toni Malanaphy-Sorg, Marilyn Etzbach, Sharon Mahowald-Horner, Evelyn Combs, Julie Pearson, Chelsea Magadance

II. Review Taskforce Contributions to *Community Competency Restoration: Questions to Consider* Document, Sue Abderholden, Task Force Chair, 10:15-12:00 (flexing time with item iii) – next meeting

Break and lunches arrive 12:00 – 12:15

III. Taskforce interim report content – review Taskforce member’s contributions, Sue Abderholden, Taskforce Chair, CCRT, 12:15 – 1:15

January Action items and person responsible

Follow up to see if the Court’s final report is available - ?

Make changes to report, add Sequential Intercept Model with changes to the Appendix, and send out on Tuesday for group to review and return by EOB Thursday - Elliot

Send out the data-sharing info that Sue found on St. Cloud – Elliot

Send program descriptions (i.e. Yellow Line) to presenters for approval – Elliot

Check with treatment court presenters (Crow Wing, etc.) on accuracy of information – Elliot

Draft report language on need for education – Bill Ward

Mention workforce shortage and 2017 report which may hinder some recommendations (via Sue Abderholden) – Elliot

Draft report language on following up with people before courts – Tim Carey

Add language around providing a better environment for services (via Ian Heath) - Elliot

Determine success measures for recommendations (via Dr. Trangle) - All

Include Children’s Justice Initiative example and send CJI to members (via Stacy Twite) – Elliot

Address discrimination (via Angie Hirsch) – Elliot

Reference NAMI research on what other states measure - Elliot

Other Editing summary comments:

Page 7 (directly from statute)

- Why we are here – DHS change in December 2018 - legislature enacted this task force
- include Gertrude in membership list – in Appendix
- Suggestion that there be a sentence that captures the impact of the policy change, individuals who are incompetent are released from the hospital without a consistent approach
- Some are provisionally discharged/released to the jail

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- pull what we discussed from the agenda

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- A - Three types of situations that we have been talking about: 1) acute MH crisis, 2) doesn’t understand the court process, 3) someone who has cognitive impairment
- Second bullet is inaccurate, it is about capacity
- Sue: someone who does understand the court process, but due to their current state, can’t understand, second one is mentally ill and don’t know the court process, and third group is that they won’t ever return to competency
- Might be different recommendations for each group
- Do a timeline, short-term, intermediate or long terms, services will look different for each of those groups
- Sue: what if we play around with language and re-send that out and highlight it – Sue will work on this with Dr. Stevens

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- We tried to work on a complicated flow chart to help understand this process
- We must agree that this is the flow in order to get to our recommendations

- Phone: to make it accessible, have to include a narrative for it, attorneys in room, please double check this document
- MH system, resources available, several barriers
- Key Elements that might be contributing to the rise
- (Sue reads list)
- Suggestion on 5th bullet to take out the word 'early', as comment was from one parent in the group - say that it is from all perspectives – call that out
- Note number 5 is somewhat accusatory; say that patients are discharged when they no longer meet criteria for that level of care -- when is the onus back on the hospital?
- Middle space here of acknowledging the diverse perspectives of task force members brought these elements that might be contributing
- Six weeks to get staffed for a waiver while someone is sitting in a hospital
- HCBS waivers?

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- Mentioning that they are accounting more people, putting in data with state board administrator's office
- Comment from Taryl on the phone: Would it make sense to clarify early release/discharge?
- Law Enforcement perspective re: pre-booking, pre-trial -- that is not a law enforcement responsibility, but a prosecuting responsibility – law enforcement should be focusing on diversion and pre-arrest
- people aren't diverted during the booking process
- Pre-arrest process is law enforcement alone
- Cite various diversion programs, in alphabetical order
- Paragraph headed "County Jail" – tele-video access should be mentioned
- List Stearns first, they are the leader
- County Jails edits - Too in the weeds to talk about the development in the jail setting of a separate milieu
- Couple of examples of jails that have a different unit for people who are in crisis or have a serious mental illness

Screening

- Angie Hirsh: counties with populations of special groups should pay attention to cultural competency during screenings esp when they have unique populations
- Include the yellow line project there

Discharge

- Make clear the contracted HC provider in the jail, you don't leave with a prescription, so you have to find a prescriber in the community, and it can take months
- Include that people are indigent in jail (termination/suspension of MA)
- MA process needs streamlining - add that some counties have done this streamlining, and that while Medicaid pays backwards, it doesn't help with medications at the pharmacy level

Availability, Quality, Timeliness

- Michael Woods: 60 days report to get in for evaluation – Is the issue about judge’s timeline to make the ruling? Can take as long as three months to make a determination
- Add in recommendation that the court rules on it in a timely manner

Gap Cases

- We have a lot of people who fall in the gap because they are not dangerous at this time, but they are in a revolving door and they are trapped
- Finding appropriate level of care and the protective safety that adequately meets

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- Elliott can write a summary paragraph about differences in counties
- Rule 20
- Charts from court data and DHS
- To Rule 20 Admissions by County chart, add Census data around the counties, add as a footnote, i.e. largest immigrant population, poverty rates, etc.

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- Analysis of Selected Case Reviews, move more quickly

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- Few states implemented this, well established processes in Washington and Colorado
- Trueblood Settlement of Contempt, Forensic Navigators
- Another example was peer specialists who helped people through this, before they go or when they return back to the community
- Another recommendation, the concept of people who get diverted, that are subject to another arrest – include a means of providing supports in a situation when it is not recognized by the person
- Rewrite of the Commitment Act, will include engagement to get the person voluntarily into treatment - recommendation
- Overall it is an education piece, like the problem of combining 20-01s and 20-02s and how this doesn’t work
- two thirds of those committed did not meet the level of commitment
- Expand upon pilots that are looking good, pre-screening and yellow line, Olmsted project
- legislature needs to help MH professionals to move out into the rural areas
- Sue: Session to expand the loan forgiveness program so communities can get served – big workforce report form 2017, reference– workforce shortages
- address the engagement problem, have a schedule of review hearings related to criminal case dismissals, every two weeks to follow up with the person so the situation does not get worse, review what is happening with that person who is not on probation because they can’t plead guilty because they are not competent
- Need multi-levels of Competency Restoration,
- information sharing between Human Services, court system, jail system

- Education piece – include Children’s Justice initiative
- Model: Teams to make sure IDs are placed in stable homes
- Increasing that prevention and diversion effort at the earliest level – Intercept Zero is where most of our efforts need to go
- Need key measures, outcomes and timeline
- no parity/ support for MH treatment
- Angie Hirsh: add an equity recommendation, for example, 4% of total people are American indignant receiving rule 20s, yet we know they are a much larger number of people who are in jail

IV. Public Comment, 1:15 – 1:30 (taken throughout meeting as appropriate to discussion)

V. Next taskforce meeting and work to be completed. Adjourn, 1:30.

- Agenda items:
 - County Attorneys – gap cases
 - Recommendations (What would CCR look like? How funded?)
 - Bill Ward to talk on education piece
 - Measures, research

The Next Community Competency Task Force Meeting will be February 21, 2019, from 10:00 to 1:00 at DOC.

Thank You!