

**Substance Abuse and Crime Prevention Act of 2000 (SACPA)
STATEWIDE ADVISORY GROUP MEETING SUMMARY
June 18, 2004**

WELCOME

Director Kathryn Jett gave a brief welcome. She acknowledged the excellent work the Department had done in applying for the Access to Recovery Program competitive grant. Successful applications are expected to be awarded in September 2004.

Director Jett commented that the Department of Alcohol and Drug Programs' (ADP) proposed counselor certification regulations are on ADP's website. ADP is currently developing additional changes based on the public comments.

Director Jett announced the retirement of Chief Counsel Mimi Budd and praised her work on behalf of ADP.

CHECK IN AND PROGRAM UPDATES

Members engaged in a roundtable discussion and commentary on the Substance Abuse and Crime Prevention Act of 2000 (SACPA).

- Sacramento County has added a sober living component to its Proposition 36 county plan.
- It was reported that the Supreme Court, in *People vs Canty*, unanimously held that driving under the influence of drugs is not a misdemeanor "related to the use of drugs" within the meaning of Penal Code Section 1210(d). This means that a defendant convicted of this offense along with an otherwise qualifying drug crime is ineligible for Proposition 36 under the exclusion set forth in Penal Code Section 1210.1(b)(2).
- Several individuals, including judges, police chiefs, sheriffs, district attorneys, and public defenders met informally to discuss the future funding of Proposition 36.
- A representative of the California Department of Corrections (CDC) reported that Proposition 36 was working smoothly and CDC was working on ways to share mental health information on parolee clients. It was reported that the Mental Health Pilot Program is almost ready to roll out in Los Angeles. Parole continues to roll out new programs such as the Parole and Corrections Team (PACT) orientations. PACT is a collaborative effort with law enforcement, community organizations, and some state agencies to familiarize new parolees with services available in their respective communities.
- A member expressed concern over the number of clients and the lack of local resources. It was stressed that education on Proposition 36 and other alcohol and drug issues is critical and calls for a dedicated course.

SACRAMENTO COUNTY PROPOSITION 36 REPORT

Toni Moore, Administrator, Sacramento County Alcohol and Drug Services Division, presented Sacramento County's second year report highlighting program level information covering referrals, selected participant characteristics, criminal history and supervision levels, treatment assessments and services, drug test results, treatment retention, recidivism trends, criminal justice system impacts, and expenditures for FY 2002-2003.

ALLOCATIONS REGULATIONS, EXCESS FUNDS, AND DEDICATED CAPACITY

Del Sayles-Owen reported that ADP is considering options for recapturing excess funds from counties.

- The purpose is to recapture excess funds from Fiscal Year 2003-04 and redistribute the funds to counties that request them. Regulations would be required to allow the recapture of the funds. ADP intends to have the regulations effective by the end of the year.
- The SACPA allocation regulation package is being reviewed by the Office of Administrative Law. The goal is to have the regulations effective July 1, 2004.
- To address some of the challenges the small/rural counties are facing, ADP is evaluating the needs of small counties surrounding minimum dedicated capacity. Circumstances relating to this issue will be evaluated when the county has received a draft audit finding.

58 COUNTY PLAN ANALYSIS

Dr. William E. Ford, Ph.D., Health Systems Research, Inc., Washington, D.C., reported on his analysis of the 58 FY 2002-2003 county plans. He highlighted county trends and changes.

REPORT ON THE SUBSTANCE ABUSE AND CRIME PREVENTION ACT OF 2000 (SACPA) ANNUAL REPORT

Del Sayles-Owen reported that the 2nd Annual Report to the Legislature had been approved by the Governor and had been posted on ADP's website.

Del Sayles-Owen presented statewide highlights and focused on fiscal information in the report.

- This report provides information for the period from July 1, 2001, through June 30, 2002, the first full operational year of SACPA.
- The report incorporates information from the first report and presents findings from the UCLA evaluation, in addition to ADP program information.

Member's comments included:

Several members expressed concern over the perception of unspent Proposition 36 funding. Some counties have carefully calculated plans to expend this funding over multiple years. The mere fact that it is there in year one does not mean it is surplus and not needed.

Members would like to see the 3rd Annual SACPA Report include expenditure data with program data to tell a more complete story of SACPA funding, including expenditure projections.

Several members suggested alternative reporting options for counties in lieu of waiting until sunset of the program to get the information out.

The members would like to have timely and independent access to Proposition 36 client data. One method would be to post the data on the ADP website.

Report on the Co-Occurring Disorders Workgroup

Carmen Delgado, Assistant Deputy Director, ADP Program Operations Division; and Maureen Bauman, Co-Occurring Disorders Workgroup Member; gave a presentation on the Co-Occurring Disorders Workgroup's Final Report. The report focused on the collaboration between the systems designated to address the needs of individuals with co-occurring disorders of severe mental illness and substance abuse dependency.

NEXT STEPS FOR STATEWIDE ADVISORY GROUP

- It was suggested that the next Statewide Advisory Group meeting, scheduled for August 27, 2004, focus on data reports to the Legislature.
- Meeting was adjourned at approximately 12:30 p.m.