

Emerging Issues and Future Directions: SB 123 & RAFT Diversion Program

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SB 123 Mission Statement

The mission of the SB 123 Program is to ensure **public safety** while effectively addressing prison **recidivism** by providing community-based substance abuse treatment to targeted, non-violent, drug offenders having substance abuse disorders.

Since 2003, the SB 123 program has provided funding for thousands of Kansans struggling with addiction.

Objectives

1.

**Trends &
Expenditures**

2.

**Programs and
Certification**

3.

**Upcoming Changes
& FY23 Goals**

4.

**RAFT Program
Information**



FY22



**Trends &
Expenditures**

Update on Existing Trends

COVID-19

Service disruption,
continued effects

Continuum of Care

Improvement, but
continued difficulty in
applying continuum of
care



Court Disruptions

Continued delays
and disruptions in
sentencing

Telehealth

Continued need
for flexibility of
telehealth services

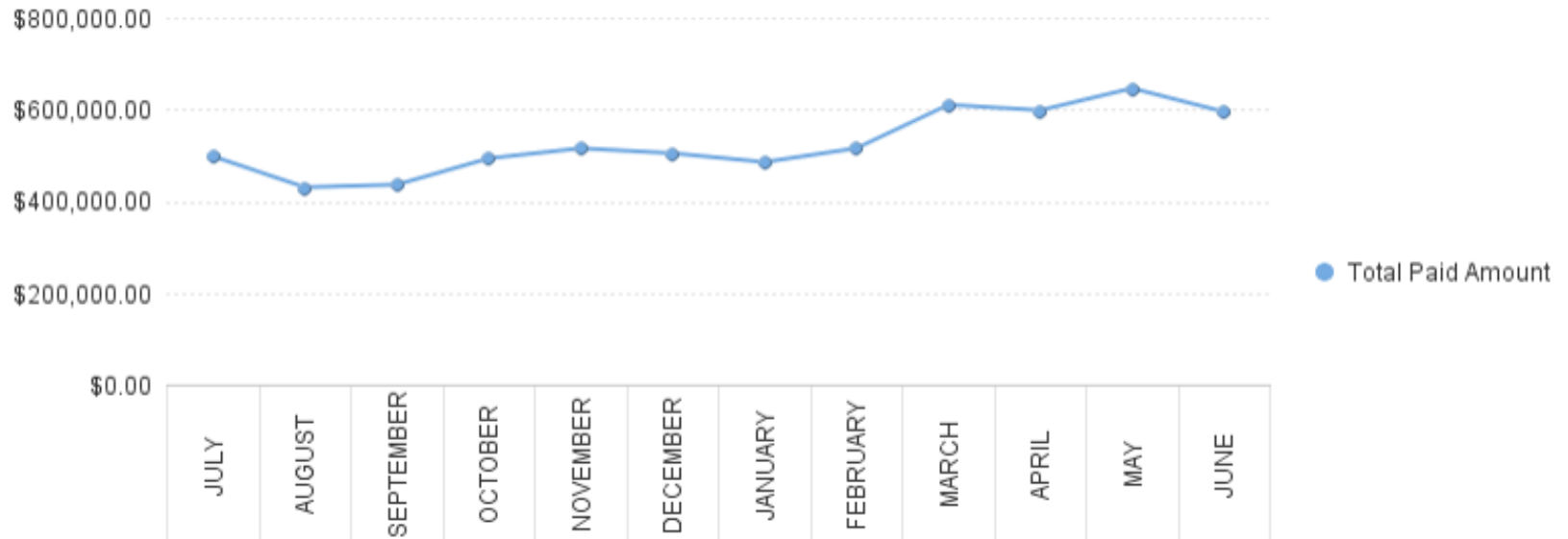
FY22 Total Annual Expenditures

- Post-sentence assessment and treatment
 - **\$6,325,264** [FY21 = \$5,678,580]
 - Average cost per offender: **\$4,057** [FY21 = \$3,640]
- Presentence assessment
 - **\$239,400** [FY21 = \$197,400]
- **Total**
 - **\$6,564,664** [FY21 = \$5,875,980]

FY 22 saw a return to average programmatic expenditures and a trend toward increased utilization per offender.

FY22 Total Expenditures by Month

Total Paid Amount by Begin Service Month Name and Begin Service Year

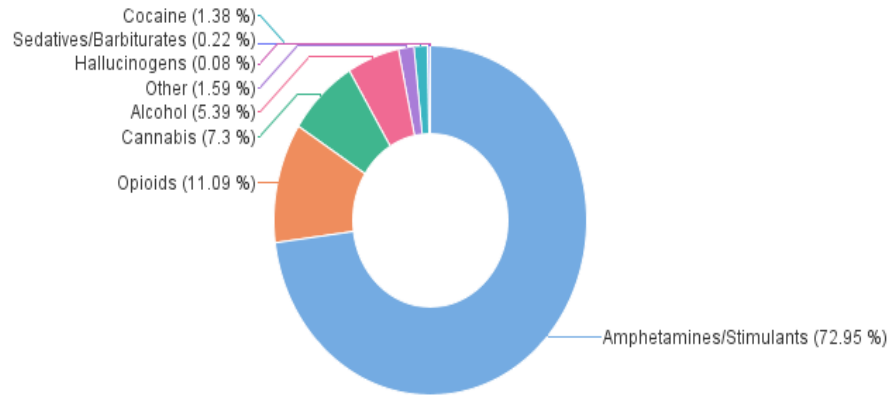


- Reflects amount paid for offender services by Beacon Health Options; final amounts may vary for FY

FY22 Expenditures by Diagnosis

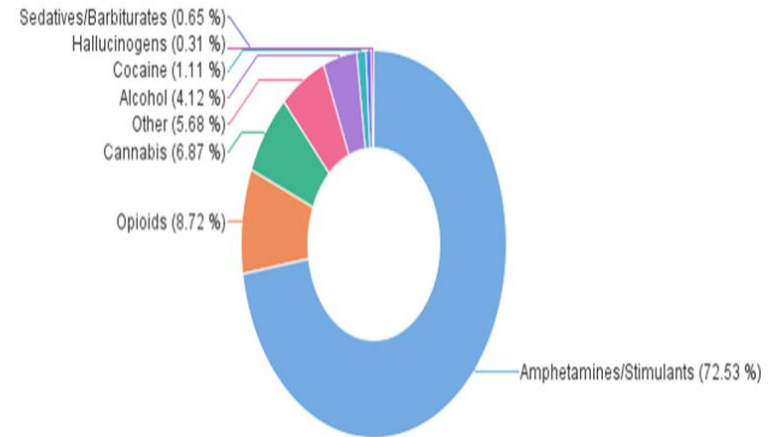
FY22

Total Paid Amount by Diagnosis



FY21

Total Paid Amount by Diagnosis

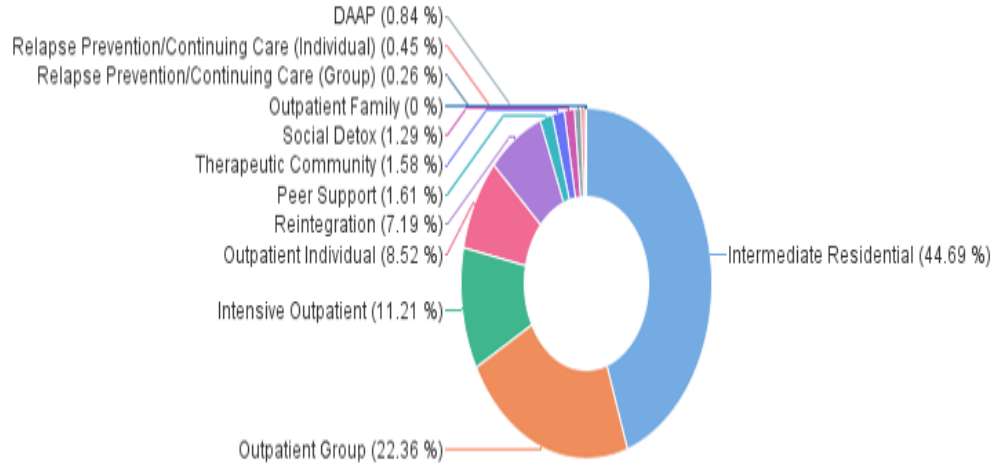


Note: Opioid diagnosis increase from 7.3% in FY20 to 11% in FY22

FY22 Expenditures by Modality

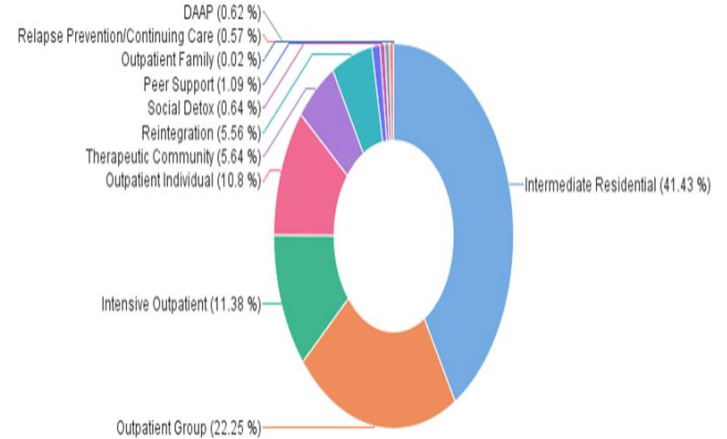
FY22

Total Paid Amount by Service



FY21

Total Paid Amount by Service



**FY22 &
FY23**

**Programs &
Certification**

Program Updates



RAFT Diversion Program

Previously HB 2026, **two offenders have been treated** under this program to date. An online eligibility form is available.



SB 18 Expansion to Small Sales

Over the past 3 years, use has grown from 1 severity level 4 offender in FY19 to **50 in FY21**

SB 123 Treatment Provider Certification

- **As of July 1, 2022, KSSC has assumed responsibility for treatment provider certification for the SB 123 program**
- **New goals** for provider certification include:
 - Streamlining process for certification
 - Increasing flexibility for efficacious treatment
 - Responding to provider feedback and requests for greater collaboration
 - Incentives and graduated sanctions based in policy
 - Transparent, policy-driven, objective compliance measures
- **Temporary certification** for clinicians and peer mentors
 - New policy and application form
 - Will allow licensed clinicians to begin providing services sooner at agencies already certified for SB 123 service provision

**FY22 &
FY23**

**Upcoming
Changes &
FY23 Goals**

Upcoming Changes & Items



Provider Survey

Request for feedback from providers across the state



Certification Policy

Specific guidance regarding provider certification



Temporary Certification

Policy and forms to allow for application for temporary certification



Statewide Provider List

A current, comprehensive list of providers and modalities will be posted to the KSSC website

Changes to Presentence Assessment

- ***As of January 1, 2023, presentence assessment will be billed through Beacon Health Options***
- The process will include:
 - Entry of offender information into the online form managed by Beacon Health Options (the same form used to establish eligibility for RAFT)
 - Documents will still be uploaded to Beacon, as with post sentence assessment
 - Documents must also be forwarded to KSSC for review
 - SASSI-4
 - Clinical interview summary
 - Summary Form
 - Documents must continue to meet standards and provide appropriate direction and recommendations

Goals for FY23

Newsletter!
Coming soon



Policy for Certification

Objective, clear policy for certification of providers and agencies



Trainings

Trainings for all stakeholders and meaningful program resources



Collaboration

Fostering positive interactions and utilizing resources effectively



Research

Complete SB 123 research project and share findings



Add Incentives

Incentivize trainings with CEUs and recognize good work by providers

Encourage Continuum of Care

Encourage appropriate level of care for best offenders outcomes

Program Reminders

- **Identifying offender participation/eligibility in SB 123**
 - Ask about criminal history & funding expectations
 - Collaborate with supervisor/treatment provider
 - Offender must be identified to utilize funds
- **Offenders are not to be billed for any materials or services**
 - This includes workbooks and other materials
- **Telehealth services have the same expectations as in-person with regard to fidelity, group size, content, etc.**
 - Telehealth is a tool to address barriers to treatment
- **Changes to staffing and locations must be processed through KSSC**
 - Failure to send change forms or updated staff licensures may delay payment for services
- **If an offender is sentenced to SB 123, a lack of recommendation to services must be justified in the clinical interview portion of the assessment**
 - Encourage use of UA
 - Provision of the SASSI by trained individuals
- **We are here to answer your questions; please ask!**



**RAFT
Diversion
Program**



**Eligibility &
Program Policy**

RAFT Diversion Program

- **Recovery from Addiction Funded Treatment Diversion Program**
 - Passed in 2021 as HB 2026
- Allows for drug treatment funding for offenders granted diversion
- Grants funding access to all services under the SB 123 program
- **Eligibility**
 - Granted diversion
 - High Probability Score on the SASSI-4
 - Risk Needs threshold score
 - WRNA- 15
 - LS/CMI- 15
 - Adult
 - Felony drug offense

RAFT Diversion Program

- **Supervision**

- Offenders on diversion can be supervised by
 - Community Corrections
 - Court Services
 - DAs Offices
- Courts may also create MOUs for supervision by another agency
- Role of the supervisor is the same as with SB 123
 - Communication with offender and treatment provider
 - Completion of appropriate paperwork and eligibility establishment
 - Advocacy for appropriate treatment and progress updates

RAFT Diversion Program

- **Establishing eligibility**

- Once diversion has been granted and the supervisor identified:
 - Offender information must be entered through online form
 - Request link for online form from sb123payments@ks.gov
 - Enter all required information
- ***Only approved agents of the supervising agency may enter eligibility information***
- Please do not provide link to the offender or non-approved staff
- Eligibility information is processed by Beacon Health Options

Thank You!

On behalf of the SB 123 Team, thank you for doing your part to make this program a success and improve the lives and safety of Kansas citizens!

Questions?

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www.sentencing.ks.gov

