

Approved: March 27, 2008

Date

MINUTES OF THE SELECT COMMITTEE ON CORRECTIONS REFORM AND OVERSIGHT

The meeting was called to order by Chairman Thomas C. Owens at 11:40 A.M. on March 18, 2008 in Room 431-N of the Capitol.

All members were present except:

Representative Jerry Henry- excused
Representative Delia Garcia- excused

Committee staff present:

Athena Andaya, Kansas Legislative Research Department
Jerry Donaldson, Kansas Legislative Research Department
Jarod Waltner, Kansas Legislative Research Department
Michael Steiner, Kansas Legislative Research Department
Jill Wolters Revisor of Statutes Office
Jason Thompson, Revisor of Statutes Office
Cyndie Rexer, Committee Assistant

Conferees appearing before the committee:

Ray Dalton, Deputy Secretary, Disability & Behavioral Health Services, a division of Social Rehabilitation Services

Others attending:

See attached list.

Chairman Owens opened the meeting by thanking Dr. Stuart Little for providing lunch for the committee.

Chairman Owens called on Ray Dalton to brief the committee on the involvement Disability & Behavioral Health Services (DBHS) has in the DUI process. DBHS includes Addiction and Prevention Services (AAPS) which provides oversight and manages the substance abuse services funded by the federal block grant, Medicaid and the 4th time DUI program known as SB 67. SRS is responsible for the licensing of drug and alcohol treatment facilities and utilizes an electronic system of record management that standardizes the assessment and documents every unit of service a consumer receives. Regional Alcohol and Drug Assessment Center (RADAC) determines the appropriate level of services needed for an individual and then is responsible to ensure that ongoing care coordination and communication occurs with the treatment provider and KDOC staff. Chairman Owens requested a map showing the RADAC regions, where the agency offices are located and which regions each agency covers. Treatment completion rates were explained in regards to the 4th Time DUI Program and the Substance Abuse Prevention and Treatment Block Grant. Mr. Dalton included with his testimony copies of the 4th Time DUI Treatment Locations in Kansas, graphs showing the Department of Correction's 4th Time DUI Clients Admitted or Assessed, and a list of the licensed Alcohol/Drug Facilities in Kansas (Attachment 1). Mr. Dalton stood for questions.

Chairman Owens brought to the attention of the committee a template for House Substitute for SB 214 (Attachment 2). Also furnished to the committee was a copy of an email to Chairman Owens from Legislative Research concerning DL penalties and a hardship license (Attachment 3). He requested each member study the template and bring questions and suggestions to the next meeting of the committee. This template emphasizes more treatment for earlier offenses and less treatment and more punitive measures for each subsequent offense. The Department of Corrections, Sentencing Commission and SRS are researching how this possible bill will impact their individual department. Legislative Research was asked to report to the committee what other states charge on DUI's and information on demographics of a DUI offender.

The next meeting will be Thursday, March 20 at 11:30 a.m. in room 526-S.

The meeting was adjourned at 12:35 p.m.

Kansas Department of
Social and Rehabilitation Services
Don Jordan, Secretary



Select Committee on Corrections Reform & Oversight
March 18, 2008

HB 2879 – Fourth or Subsequent DUI

Disability & Behavioral Health Services

Ray Dalton, Deputy Secretary

For Additional Information Contact:
Dustin Hardison, Director of Public Policy
Docking State Office Building, 6th Floor North
(785) 296-3271

Select Committee on
Corrections Reform and Oversight
3-18-08
Attachment 1

HB 2879 – Fourth or Subsequent DUI

Select Committee on Corrections Reform and Oversight March 18, 2008

Chairman Owens and members of the Committee, I am Ray Dalton, Deputy Secretary of Disability and Behavioral Health Services (DBHS) at SRS. The division of DBHS includes Addiction and Prevention Services (AAPS), which provides oversight and manages the substance abuse services funded by the federal block grant, Medicaid and the 4th time DUI program, known as SB 67. SRS and Addiction and Prevention Services is designated by the Substance Abuse Mental Health Administration (SAMHSA) as the single state agency on substance abuse.

The over arching principle that guides all of these functions is one of accountability. SRS is responsible for licensing of drug and alcohol treatment facilities in Kansas. Through licensing standards, Addiction and Prevention Services is able to assure that minimum standards of care are being utilized on behalf of consumers of alcohol and drug programs. These standards cover all aspects of program oversight including counselor competence, programming and curriculum requirements, documentation standards, consumer rights and confidentiality laws. These standards are the foundation by which all treatment facilities, regardless of funding streams, must follow in order to legally operate in Kansas. However, the standards for treatment licensure do not apply to those facilities only providing evaluation and education per KSA 8-1008, otherwise known as the Alcohol and Drug Safety Action Programs (for 1st, 2nd and 3rd time DUI offenders). By law, these programs are certified by the Chief Judge in each Judicial District.

For over 10 years, Addiction and Prevention Services has utilized an electronic system of record management that standardizes the assessment and documents every unit of service a consumer receives which is then tied to provider reimbursement on a fee for service basis. The data collected from this electronic system has afforded SRS the ability to monitor trends, evaluate outcomes and direct new funds to address gaps in services and target populations. This electronic assessment was also built on best practices to ensure that each consumer is evaluated on multiple life dimensions, which then recommends the appropriate level of care for that consumer.

SRS has contracted with Value Options Inc., a managed care company to oversee and manage the block grant and Medicaid funded services. Value Options is responsible to ensure that an adequate network of providers is available across the state and to help AAPS consumers receive the level of care they need.

Addiction and Prevention Services is also responsible for the administration of the 4th time DUI program as established through an Inter-Agency agreement between the Department of Corrections and SRS.

Since 2002, 2,396 offenders have been referred to the program and 69% of those have completed the program successfully. To enter the program, each offender is given a neutral and objective alcohol and drug assessment by the assigned Regional Alcohol and Drug Assessment Center (RADAC) which determines the appropriate level of services needed for that individual. The RADAC is then responsible to ensure that ongoing care

coordination and communication occurs with the treatment provider and the Kansas Department of Corrections staff. This care coordination model effectively supervises a population that tends to be resistant to change, highly transient and often needing more than one service by more than one provider. For example, as an offender begins the recovery process, it may become necessary to transfer that individual to a different treatment provider depending on the services needed at that particular time. The care coordination services provided by the assigned RADAC ensures that this transfer can occur in a timely manner with information following the offender to the new treatment provider. Effective communication is also facilitated by the RADAC between the KDOC staff and the treatment provider (with the involvement of the offender), which ensures that expectations are clearly articulated and followed. Any problems that may arise are resolved more quickly, again with the offender understanding that all the parties are acting on behalf of and in the best interest of the offender. As a result of these efforts, this model has been highly effective in retaining offenders in treatment services, a best practice cited by the National Institute of Drug Abuse as one that predicts successful treatment outcomes.

Treatment Completion Rates

The effectiveness of this program and particularly the addition of the care coordination efforts of the RADAC, is apparent by the following discharge rate comparisons of the 4th time DUI program with the block grant funded program:

4th Time DUI Program discharge rates:

Of the 2396 offenders assessed and referred to treatment since 2002,

**69% have completed Treatment

**12% self discharged from treatment

**3% Treatment not completed, agency decision

979 offenders assessed under this program are still receiving treatment services.

The average length of stay in treatment services for these offenders is 315 days.

Substance Abuse Prevention and Treatment Block Grant discharge rates for SFY 2006

**38% treatment completed

**43% self discharged from treatment

**8% treatment not completed, agency decision

The average length of stay in treatment services for block grant funded clients is 139 days.

14
1-3

Kansas Department of Social and Rehabilitation Services
Don Jordan, Secretary

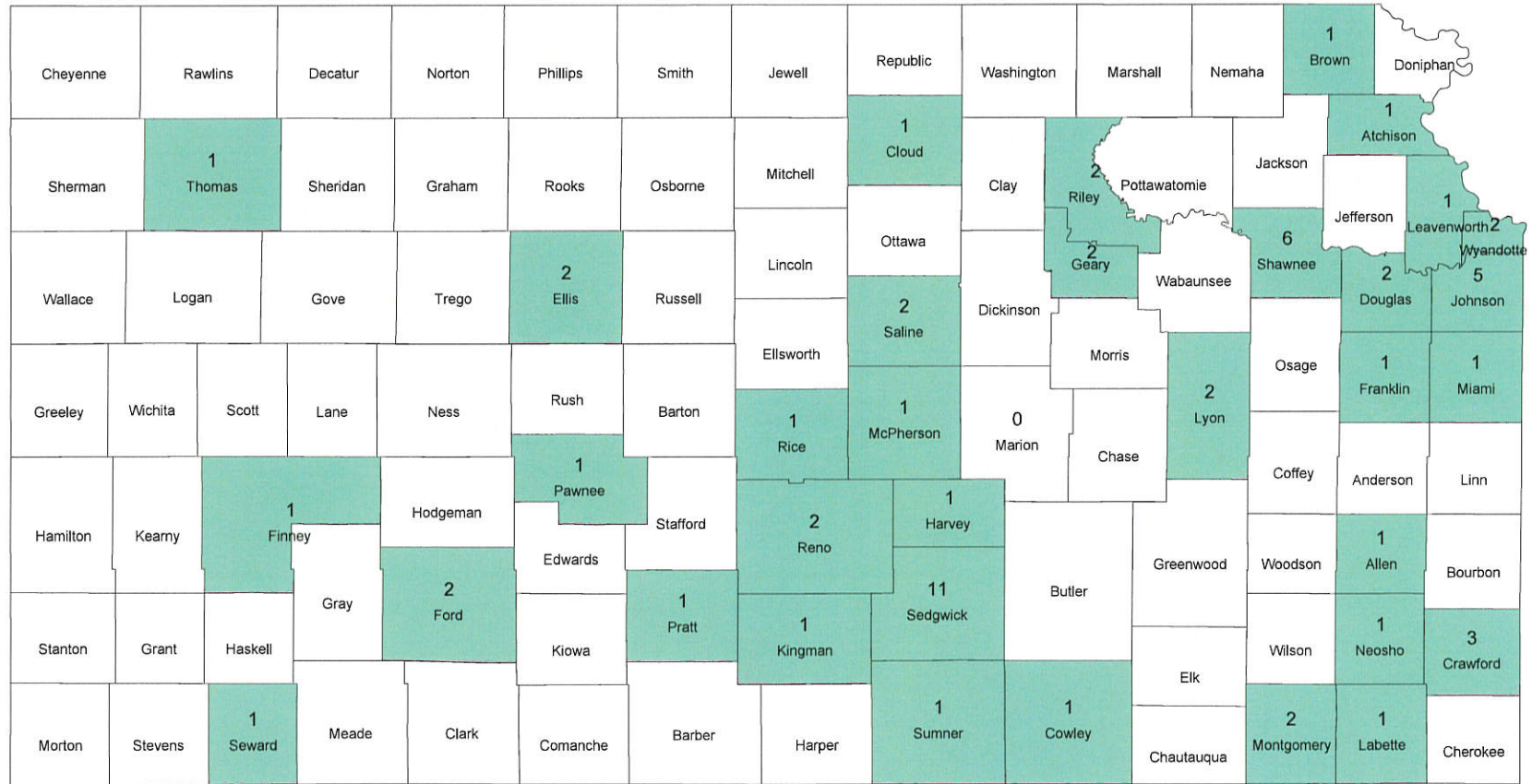
To ensure that available funds are expended in the most cost effective manner possible, a \$3,000 cap was set per offender. This reimbursement methodology, coupled with utilization review by the RADAC ensures that each offender is receiving the services he needs in the least restrictive, least expensive treatment service possible. 82% of all offenders assessed are referred to outpatient treatment services which enables the offender to maintain gainful employment while addressing his alcohol dependency.

In closing, SRS is responsible for the oversight and management of the alcohol and drug programs identified in my testimony. Through SB 67 and SB 123 and other initiatives, we have had the opportunity to create and maintain collaborative partnerships with the DOC and the Sentencing Commission to ensure efficiency, effectiveness and accountability as we work to address the needs of this population.

This concludes my testimony and I would be glad to answer any questions from the Committee.

4th Time DUI Treatment Locations

1-5



ALCOHOL/DRUG FACILITIES

Region 1 - Wichita and Hutchinson Areas

Counties Served: Harper, Harvey, Kingman, McPherson, Reno, Rice, Sedgwick, Sumner

Assessment Center

Substance Abuse Assessment Center of Kansas, Inc.
731 N Water Suite 2
Wichita, KS 67203
Phone: 316-267-3825
Fax: 316-267-3843
E-Mail: harold@sackansas.org

Treatment Providers

*MD **A New Dimension, Inc.**

A New Dimension, Inc. - Wichita
2422 S. Seneca, Suite A
Wichita, KS 67217
Phone: 316-265-8600
Fax: 316-265-8602
E-Mail: jonmramirez@a-new-dimension-inc.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

*MD **Addiction Specialist of Kansas, Inc.**

Addiction Specialists of Kansas, Inc. - Wichita
650 Carriage Parkway, Suite 135
Wichita, KS 67208
Phone: 316-685-4700
Fax: 316-685-8247
E-Mail: tscanlan@wichita-ask.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

*MD **Adolescent/Adult/Family Recovery, Inc.**
Youth Program

Adolescent/Adult/Family Recovery, Inc. - Wichita
3540 W. Douglas
Wichita, KS 67203
Phone: 316-943-2051
Fax: 316-943-2192
E-Mail: aafrkelly@hotmail.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

1-6

ALCOHOL/DRUG FACILITIES

Treatment Providers

***D Atishwin Institute**

Atishwin Institute - Wichita
937 S. Bluffview Drive
Wichita, KS 67218
Phone: 316-681-2533
Fax: 316-681-2677
E-Mail: kaylamason@atishwin.com

Services offered:

Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

***AMD Central Kansas Foundation- McPherson**

Central Kansas Foundation - McPherson
107 W. Marlin
McPherson, KS 67460
Phone: (620)241-5550
Fax:
E-Mail: lsperling@c-k-f.org

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

***AMD Comcare Addiction Treatment Services**

COMCARE of Sedgwick County - ATS - Wichita
940 N Waco
Wichita, KS 67203
Phone: 316-660-7550
Fax: 316-383-8241
E-Mail: mcook@sedgwick.gov or tpletche@sedgwick.gov

Services offered:

Intensive Outpatient
Support Services

***AMD DCCCA , Inc. - Options**

DCCCA, Inc. - Options Adult Services - Wichita
122 N Millwood
Wichita, KS 67203
Phone: 316-265-6011
Fax: 316-265-4022
E-Mail: slaudick@dccca.org

Services offered:

Social Detox
Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

1-7

ALCOHOL/DRUG FACILITIES

***AMD Knox Center, Inc.**

KNOX Center, Inc. - Wichita
2924 East Douglas
Wichita, KS 67214
Phone: 316-265-8511
Fax: 316-265-5047
E-Mail: knoxcenter@acninc.net

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD Mirror Inc. of Hutchinson**

Mirror, Inc. - Hutchinson
2100 North Jackson
Hutchinson, KS 67502
Phone: 620-665-7750
Fax: 620-665-1402
E-Mail: cdixon@mirrorinc.org

Services offered:
Outpatient Services
Support Services

***AMD Mirror Inc. of Newton**

Mirror, Inc. - Newton
130 E 5th
Newton, KS 67114
Phone: 316-283-6743
Fax: 316-283-6830
E-Mail: bmetcalf@mirrorinc.org -OR- cdixon@mirrorinc.org

Services offered:
Outpatient Services
Support Services

***AMD Parallax Program, Inc.**

Parallax Program, Inc. - Wichita
3410 E Funston
Wichita, KS 67218
Phone: 316-689-6813
Fax: 316-689-0923
E-Mail: parallax@parallaxprogram.org

Services offered:
Social Detox
Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD Prairie View, Inc.**

Youth Program

Prairie View, Inc. - Hutchinson
335 N Washington
Suite 260
Hutchinson, KS 67501-5566
Phone: 620-662-4700
Fax: 620-662-4757
E-Mail: faulknersa@pvi.org

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

***AMD Recovery Concepts, Inc. - Indian Alcoholism TX Services**

Recovery Concepts, Inc. - Indian Alcoholism TX Services
313 N Seneca, Suite 101
Wichita, KS 67203
Phone: 316-262-6633
Fax: 316-262-3593
E-Mail: gayl@iats.kscoxmail.com

Services offered:

Outpatient Services
Support Services

***MD Recovery Unlimited, Inc.**

Recovery Unlimited - Wichita
3312 West Douglas
Wichita, KS 67203
Phone: 316-941-9948
Fax: 316-943-7195
E-Mail: donna@recovery-unlimited.com

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

***MD Safe Harbor Recovery, Inc.**

Safe Harbor Recovery, Inc. - Kingman
333 North Main
Kingman, KS 67068
Phone: 620-532-3440
Fax: 620-532-3477
E-Mail: safeharbrecov@sbcglobal.net

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

1-9

ALCOHOL/DRUG FACILITIES

Treatment Providers

***MD Simple Choice**

Simple Choice - Lyons
209 West Avenue South
Lyons, KS 67554
Phone: 620-894-0629
Fax:
E-Mail: simplechoice67@msn.com

Services offered:
Outpatient Services
Support Services

***AMD Sumner Mental Health Center**

Sumner Mental Health Center - Wellington
1601 West 16th
Wellington, KS 67152
Phone: 620-326-7448
Fax: 620-326-6662
E-Mail: sreynolds@sumnermentalhealth.org

Services offered:
Outpatient Services
Support Services

***AMD Tiyospaye, Inc. DBA Higher Ground**

Higher Ground (Tiyospaye, Inc.) - Wichita
247 N. Market
Wichita, KS 67202
Phone: 316-262-2060
Fax: 316-262-2740
E-Mail: tiyospaye@higherg.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Region 2 - Chanute and Emporia Areas

Counties Served: Allen, Anderson, Bourbon, Butler, Chase, Chautauqua, Cherokee, Coffey, Cowley, Crawford, Elk, Greenwood, Labette, Linn, Lyon, Marion, Montgomery, Morris, Neosho, Osage, Wilson, Woodson

Assessment Center

Central Assessment Center of Southeast Kansas
1105 S. Hugh
Frontenac, KS 66763
Phone: 620-235-1600
Fax: 620-230-0818
E-Mail:
jeremey@RADAC.kscoxmail.com

Treatment Providers

***MD Adolescent/Adult/Family Recovery, Inc. - Chanute**

Adolescent/Adult/Family Recovery, Inc. - Chanute
201 S Lincoln
Chanute, KS 66720
Phone: 316-943-2051
Fax: 316-943-2192
E-Mail: AAFRKELLY@hotmail.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD Community Mental Health Center of Crawford County**

Community MHC of Crawford Co - Pittsburg
3101 N Michigan
Pittsburg, KS 66762
Phone: 620-231-5141
Fax: 620-231-9811
E-Mail: david@cmhccc.org

Services offered:
Outpatient Services
Support Services

***AMD Cowley County Mental Health and Counseling Center**

Cowley Co MHC Substance Abuse Program - Winfield
22214 D Street, Strother Field
Winfield, KS 67156
Phone: 620-442-4540
Fax: 620-442-4559
E-Mail: lyoung@ccmhcc.com

Services offered:
Outpatient Services
Support Services

1-11

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD Four County Mental Health Center, Inc.**

Four County Mental Health Center - Independence
3751 W Main
Independence, KS 67301
Phone: 620-331-1748
Fax: 620-332-1940
E-Mail: jcosgrove@fourcounty.com

Services offered:
Outpatient Services
Support Services

***AMD Labette Center for Mental Health Services, Inc.**

Labette Center for Mental Health Services - Parsons
1730 Belmont
Parsons, KS 67357
Phone: 620-421-3770
Fax: 620-421-0665
E-Mail: mmustain@lcmhs.com or matteberry@lcmhs.com

Services offered:
Outpatient Services
Support Services

***AMD Mental Health Center of East Central Kansas**

Mental Health Ctr of East Central KS - Emporia
1000 Lincoln
Emporia, KS 66801
Phone: 620-343-2211
Fax: 620-342-1021
E-Mail: cwempe@mhceck.org -OR- bpersinger@mhceck.org

Services offered:

***D Mirror Inc. of Independence**

Mirror, Inc. - Independence
200 Arco Plaza, Suite 360
Independence, KS 67301
Phone: 620-331-4854
Fax: 620-331-1718
E-Mail: kmcgill@mirrorinc.org -OR- bmetcalf@mirrorinc.org

Services offered:
Outpatient Services
Support Services

1-12

ALCOHOL/DRUG FACILITIES

Treatment Providers

***D Mirror Inc. of Pittsburg**

Mirror, Inc. - Pittsburg
1008 W. 4th
Pittsburg, KS 66762
Phone: 620-232-9550
Fax: 620-232-6028
E-Mail: kmcgill@mirrorinc.org

Services offered:
Outpatient Services
Support Services

***MD Recovery Road/Newman Memorial County Hospital**

Recovery Road/Newman Mem Co Hospital - Emporia
1024 W 12th, Suite C
Emporia, KS 66801
Phone: 620-342-6678
Fax: 620-340-6197
E-Mail: jcostello@newmanrh.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD Southeast Kansas Mental Health Center**

Southeast KS Mental Health Center - Iola
304 North Jefferson
Iola, KS 66749
Phone: 620-365-8641
Fax: 620-365-8642
E-Mail: rchase@sekmhc.org

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Region 3 - Garden City, Hays and Salina Areas

Counties Served: Barber, Barton, Cheyenne, Clark, Cloud, Comanche, Decatur, Dickinson, Edwards, Ellis, Ellsworth, Finney, Ford, Gove, Graham, Grant, Gray, Greeley, Hamilton, Haskell, Hodgeman, Jewell, Kearny, Kiowa, Lane, Lincoln, Logan, Meade, Mitchell, Morton, Ness, Norton, Osborne, Ottawa, Pawnee, Phillips, Pratt, Rawlins, Republic, Rooks, Rush, Russell, Salina, Scott, Seward, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Thomas, Trego, Wallace, Wichita

Assessment Center

Heartland Regional Assessment Center/Western
5500 Buena Vista, Suite 203
Roeland Park, KS 66205
Phone: 913-789-0951
Fax: 913-789-0954
E-Mail: dalyn@hradac.com

Treatment Providers

***AMD Central Kansas Foundation for Alcohol & Chemical Dependency**

Central Kansas Foundation - Salina
1805 S Ohio
Salina, KS 67401
Phone: 785-825-6224
Fax: 785-825-7595
E-Mail: lsperring@c-k-f.org

Services offered:
Social Detox
Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

***AMD Central Kansas Foundation-Concordia**

Central Kansas Foundation - Concordia
1010 3rd Avenue
Concordia, KS 66901
Phone: 785-243-6091
Fax: 785-243-6098
E-Mail: esplichal@c-k-f.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

1-14

ALCOHOL/DRUG FACILITIES

Treatment Providers

***MD Cimarron Basin Community Corrections**

Cimarron Basin Community Corrections - Liberal
517 North Washington
Liberal, KS 67901
Phone: 620-626-3284
Fax: 620-626-3279
E-Mail: mike@cbasin.com

Services offered:
Outpatient Services
Support Services

***MD Community Corrections, 25th District**

Community Corrections, 25th District - Garden City
601 N. Main, Suite A
Garden City, KS 67846
Phone: 620-272-3650
Fax: 620-272-3635
E-Mail: Brandon Fisher: cc02@finneycounty.org

Services offered:
Outpatient Services
Support Services

***MD Comprehensive Counseling/Consultation**

Comprehensive Counseling/Consultation - Salina
204 South Sante Fe #2
Salina, KS 67401
Phone: 785-493-0520
Fax: 785-493-0660
E-Mail: cccllc67401@yahoo.com

Services offered:
Outpatient Services
Support Services

***MD Destructive Behavioral Alternatives--DBA**

DBA - Destructive Behavioral Alternatives - Dodge City
106 West Frontview #6
Dodge City, KS 67801
Phone: 620-225-4600
Fax: 620-225-4646
E-Mail: bjhouse@starrtech.net

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD Dream, Inc. (Project Dream)**

Dream, Inc. (Project Dream) - Hays
2818 Vine
Suite 9
Hays, KS 67601
Phone: 785-628-6655
Fax: 785-628-8365
E-Mail: dreamhays@sbcglobal.net

Services offered:
Outpatient Services
Support Services

***MD Innovative Solutions Addiction Center Inc.**

Innovative Solutions Addiction Center Inc. - Salina
300 South Ninth Street, Suite 102
Salina, KS 67401
Phone: 785-452-9200
Fax: 785-452-9202
E-Mail: spope@isatc.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD New Chance, Inc.**

New Chance, Inc. - Dodge City
2500 E Wyatt Earp Blvd
Dodge City, KS 67801
Phone: 620-225-0476
Fax: 620-225-0433
E-Mail: dunruh@newchance.org

Services offered:
Social Detox
Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

***AMD Smoky Hill Foundation for Chemical Dependency, Inc**

Smoky Hill Foundation for Chemical Depnd, Inc. - Hays
209 East 7th
Hays, KS 67601
Phone: 785-625-5521
Fax: 785-625-5115
E-Mail: cgeist@media-net.net,shfkathy@media-net.net

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD South Central Kansas Foundation on Chemical Dependency, Inc.**

South Central Kansas Foundation on Chemical Dependency - Pratt
501 S Ninnescah St
Pratt, KS 67124
Phone: 620-672-7546
Fax: 620-672-7148
E-Mail: claudine_sckf@hotmail.com

Services offered:
Outpatient Services
Support Services

***D Southwest Kansas Alcoholism & Drug Addiction Foundation (SKADAF)**

SW KS Alcoholism & Drug Addiction Found. - Liberal
529 N New York
Liberal, KS 67901
Phone: 620-624-3616
Fax: 620-624-5852
E-Mail: skadaf@sbcglobal.net

Services offered:
Reintegration
Outpatient Services
Support Services

***AMD Sunrise, Inc.**

Sunrise, Inc. - Larned
523 Main
Larned, KS 67550
Phone: 620-285-3462
Fax: 620-285-6881
E-Mail: admin@sunriseinc.kscoxmail.com

Services offered:
Social Detox
Intermediate
Reintegration
Outpatient Services
Support Services

***AMD Thomas County Council on Alcohol and Drug Abuse, Inc.**

Thomas County Council Alcohol & Drug Abuse - Colby
1523 W. Fourth
Colby, KS 67701
Phone: 785-462-6111
Fax: 785-462-6385
E-Mail: wendiwacker@hotmail.com

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Region 4 - Kansas City, Lawrence and Olathe Areas

Counties Served: Atchison, Brown, Doniphan, Douglas, Franklin, Jackson, Jefferson, Johnson, Leavenworth, Miami, Wyandotte

Assessment Center

Heartland Regional Assessment Center/Wyandotte
5500 Buena Vista, Suite 203
Roeland Park, KS 66205
Phone: 913-789-0951
Fax: 913-789-0954
E-Mail: dalyn@hradac.com

Treatment Providers

*MD Avenues To Recovery

Avenues To Recovery - Olathe
115 N. Cooper
Olathe, KS 66061
Phone: 913-780-9600
Fax: 913-780-9602
E-Mail: avenues@swbell.net

Services offered:
Outpatient Services
Support Services

*MD Chautauqua Counseling Center

Chautauqua Counseling Center - Mission
5960 Deerborn, Suite 1
Mission, KS 66202
Phone: 913-645-6652
Fax: 913-362-4010
E-Mail: chautauqua5845@sbcglobal.net

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

*MD Chautauqua Counseling Center - KC

Chautauqua Counseling Center - KC
630 Minnesota Avenue
Kansas City, KS 66101
Phone: 913-6456652
Fax: 913-362-6614
E-Mail: chautauqua5845@sbcglobal.net

Services offered:
Intensive Outpatient
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD Cypress Recovery, Inc.**

Cypress Recovery, Inc. - Olathe
230 S Kansas Ave
Olathe, KS 66061
Phone: 913-764-7555
Fax: 913-764-0739
E-Mail: cypressrecovery@sbcglobal.net

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD DCCCA, Inc. - Lawrence**

DCCCA, Inc. - Lawrence
1739 East 23rd Street
Lawrence, KS 66046
Phone: 785-830-8238
Fax: 785-830-8246
E-Mail: druhlen@dcca.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD Eagle Recovery Services**

Eagle Recovery Services - Louisburg
5 South Peoria St
Suite 206
Louisburg, KS 66053
Phone: 913-837-4919
Fax: 913-837-4923
E-Mail: susangwhite@msn.com

Services offered:
Outpatient Services
Support Services

***AMD Kanza Mental Health and Guidance Center**

Kanza Mental Health/Guidance Center - Hiawatha
909 S 2nd St
Hiawatha, KS 66434
Phone: 785-742-7113
Fax: 785-742-3085
E-Mail: delsbury@kanzamhgc.org; celeneh9@yahoo.com

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***AMD Mirror Inc. of Shawnee**

Mirror, Inc. - Shawnee
6221 Richards Drive
Shawnee, KS 66216
Phone: 913-248-1943
Fax: 913-248-1994
E-Mail: djohnson@mirrorinc.org

Services offered:

Intermediate
Reintegration
Intensive Outpatient
Outpatient Services
Support Services

***D New Freedom, Inc.**

New Freedom, Inc. - Atchison
1600 Skyway
Atchison, KS 66002
Phone: 913-367-0411
Fax: 913-367-1517
E-Mail: dwvinyard@yahoo.com

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

***MD Professional Treatment Services**

Professional Treatment Services
3205 Clinton Parkway Court
Lawrence, KS 66047
Phone: 785-249-8477
Fax: 785-246-0814
E-Mail: duane.olberding@professionaltreatmentservices.com

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

***AMD Salvation Army Shield of Service**

Salvation Army Shield of Service-Outpatient - Kansas City
1203 Minnesota Ave
Kansas City, KS 66102
Phone: 913-281-5060
Fax: 913-281-1828
E-Mail: ric_evans@usc.salvationarmy.org

Services offered:

Intensive Outpatient
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***MD Share It Inc.**

Share It Inc. - Accurate Assessments and Treatment
15022 W. 128th Street
Olathe, KS 66062
Phone: 913-636-5657
Fax: 913-393-4535
E-Mail: counselor@shareitinc.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***MD The Elizabeth Layton Center**

The Elizabeth Layton Center - Ottawa
204 E 15th Street
Ottawa, KS 66067
Phone: 785-242-3780
Fax: 785-242-6397
E-Mail: smccurry@laytoncenter.org

Services offered:
Outpatient Services
Support Services

***AMD The Guidance Center, Inc.**

The Guidance Center, Inc. - Leavenworth
500 Limit Street
Leavenworth, KS 66048
Phone: 913-682-5118
Fax: 913-682-4664
E-Mail: mjames@theguidance-ctr.org

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Region 5 - Manhattan and Topeka Areas

Counties Served: Clay, Geary, Marshall, Nemaha, Potawatomie, Riley, Shawnee, Wabaunsee, Washington

Assessment Center

Heartland Regional Assessment Center/Shawnee
5500 Buena Vista, Suite 203
Roeland Park, KS 66205
Phone: 913-789-0951
Fax: 913-789-0954
E-Mail:

Treatment Providers

*AD **Central Kansas Foundation - Junction City
Youth Program**
Central Kansas Foundation - Junction City
633 Eisenhower Street
Junction City, KS 66441
Phone: 785-762-3700
Fax: 785-762-3704
E-Mail: mcranston@c-k-f.org or ckf@c-k-f.org

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

*MD **Educational Opportunities Unlimited L.L.C.**

Educational Opportunities Unlimited LLC - Topeka
3601 SW 29th St., Suite 209
Topeka, KS 66614
Phone: 785-228-9800
Fax: 785-232-8304
E-Mail: edoppunlim@msn.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

*MD **Mirror Inc. of Topeka**

Mirror, Inc. - Topeka
2201 SE 25th Street
Topeka, KS 66605
Phone: 785-267-0561
Fax: 785-267-0573
E-Mail: cbreitenbach@mirrorinc.org

Services offered:
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

***MD New Dawn Wellness & Recovery**

New Dawn Wellness & Recovery - Topeka
4015 SW 21st
Topeka, KS 66604
Phone: 785-266-0202
Fax: 785-267-3439
E-Mail: nlohlman@sbcglobal.net

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***AMD Pawnee Mental Health Services-Alcohol and Drug Services**

Pawnee MH Services - Alc.&Drug - Manhattan
2001 Claflin Road
Manhattan, KS 66502
Phone: 785-587-4310
Fax: 785-587-4305
E-Mail: robbin.cole@pawnee.org,starla.bocanegra@pawnee.org

Services offered:
Outpatient Services
Support Services

***MD Restoration Center, Inc.**

Restoration Center, Inc. - Junction City
1033 #3 South Washington Street
Junction City, KS 66441
Phone: 785-762-4470
Fax: 785-762-4495
E-Mail: carlbtaylor@yahoo.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

***MD Restoration Center-Manhattan**

Restoration Center-Manhattan
122 South 4th Street
Manhattan, KS 66502
Phone: 785-537-8809
Fax: 785-537-8850
E-Mail: ctaylor@therci.com

Services offered:
Intensive Outpatient
Outpatient Services
Support Services

ALCOHOL/DRUG FACILITIES

Treatment Providers

- *MD Sims Kemper Clinical Counseling Recovery Services**
Women's Program Youth Program
Sims Kemper Clinical Counseling Recovery Services - Topeka
1701 SW Medford Ave.
Topeka, KS 66604
Phone: 785-233-0666
Fax: 785-233-8065
E-Mail: shirley.simskemper@sbcglobal.net
- Services offered:**
Intensive Outpatient
Outpatient Services
Support Services
-
- *MD St. Francis Hospital & Medical Center; The Recovery Center**

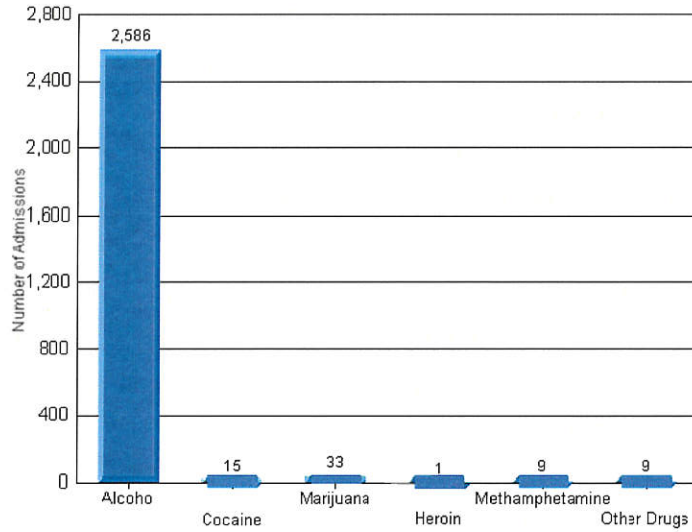
St. Francis Hospital and Medical Center - Topeka
4646 NW Fielding Rd.
St. Francis North Clinic
Topeka, KS 66618
Phone: 785-246-3100
Fax: 785-246-0814
E-Mail: paula.ellis@stfrancistopeka.org
- Services offered:**
Intensive Outpatient
Outpatient Services
Support Services
-
- *AMD Valeo Recovery Center**

Valeo Behavioral Health Care, Inc. - Topeka
330 SW Oakley
Topeka, KS 66606
Phone: 785-233-1730
Fax: 785-234-3493
E-Mail: garyl@valeotopeka.org
- Services offered:**
Social Detox
Intermediate
Intensive Outpatient
Outpatient Services
Support Services
-

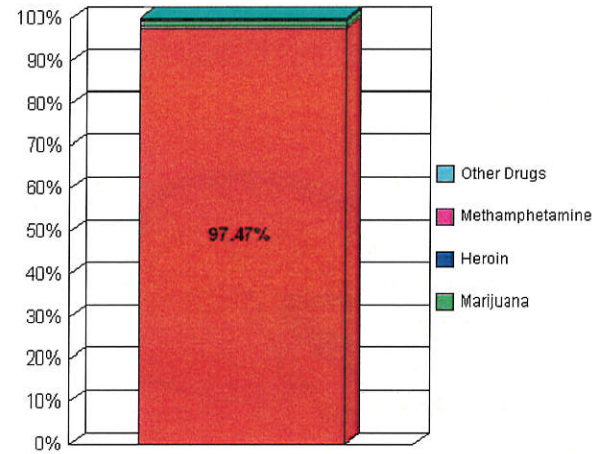
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Department of Correction's 4th Time DUI Clients Admitted or Assessed

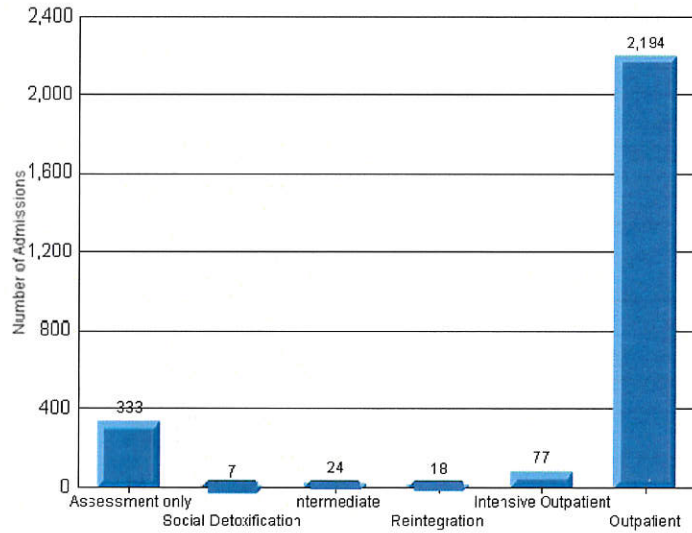
By Primary Problem



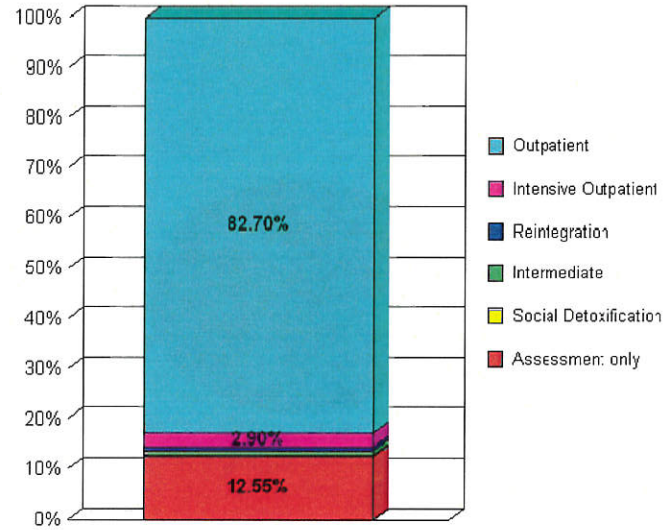
Percent by Primary Problem



By Admission Modality



Percent by Admission Modality

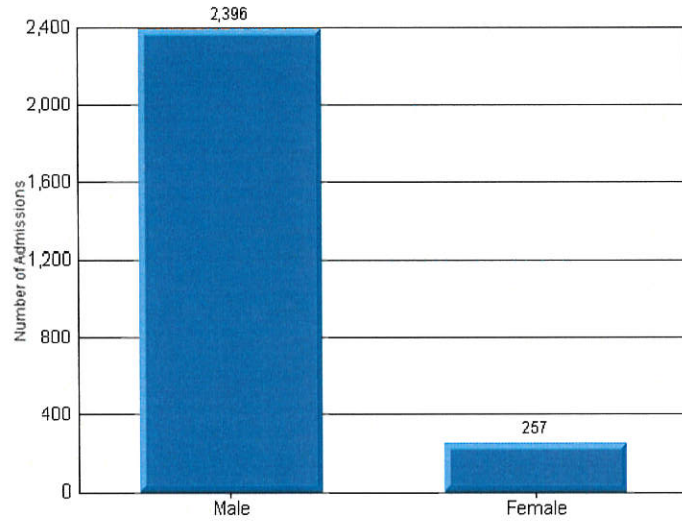


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Available data between: January 1, 2002 through March 12, 2007

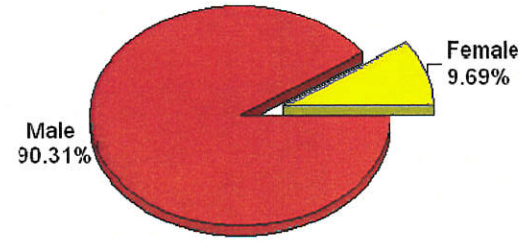
Department of Correction's 4th Time DUI Clients Admitted or Assessed

1-26

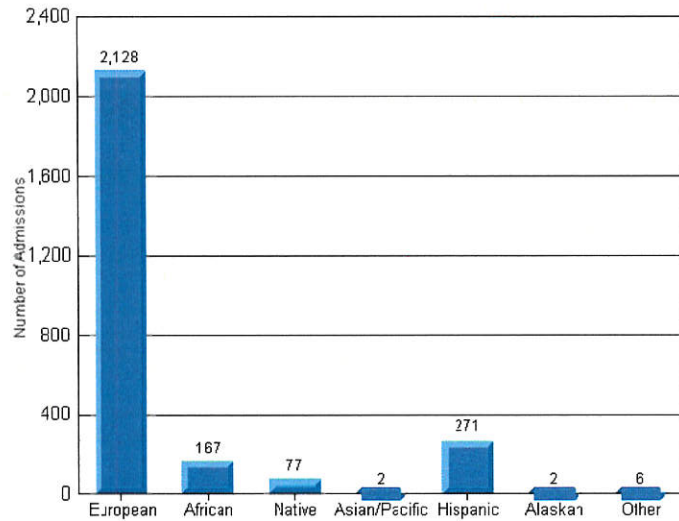
By Gender



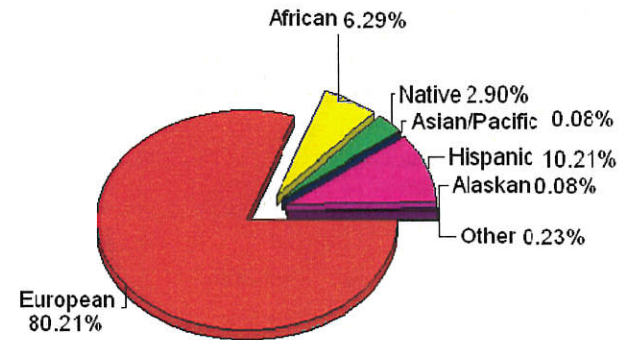
Percent by Gender



By Race/Ethnicity



Percent by Race/Ethnicity

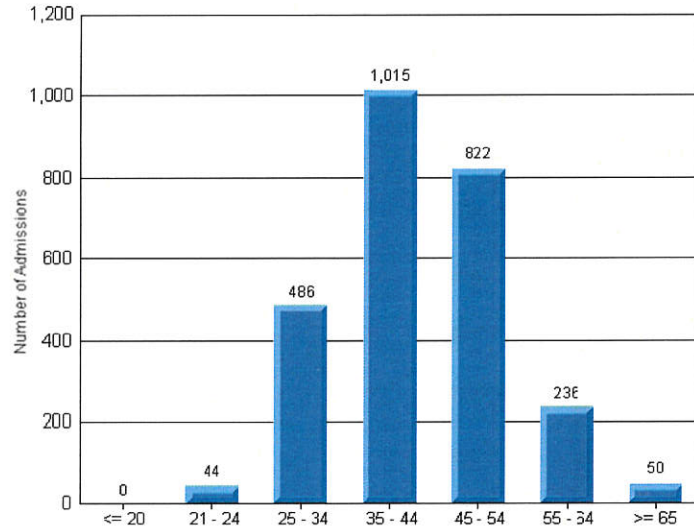


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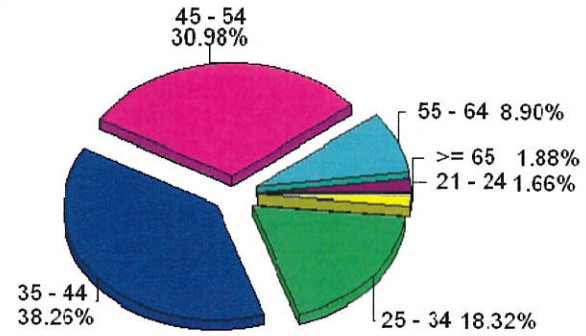
Department of Correction's 4th Time DUI Clients Admitted or Assessed

1-27

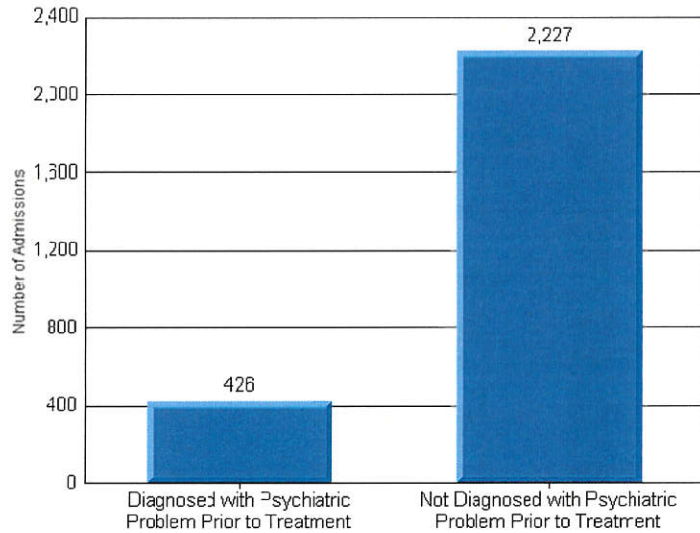
By Age



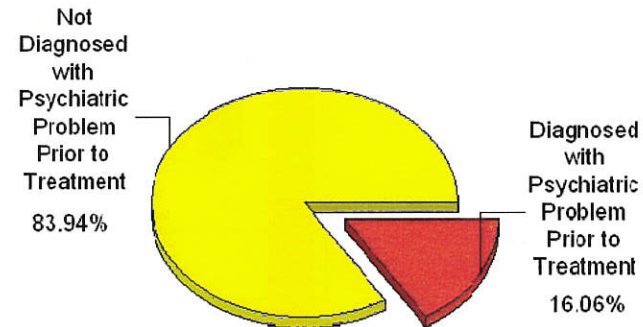
Percent by Age



Number by Clients Diagnosed with a Psychiatric Problem Prior to Treatment



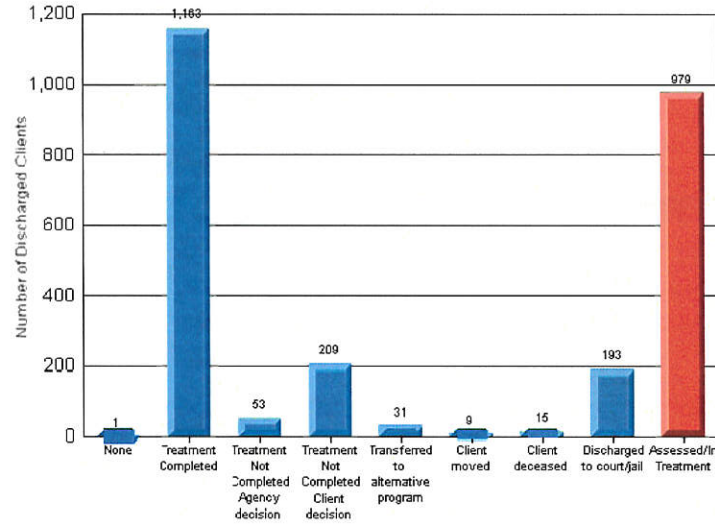
Percent of Clients Diagnosed with a Psychiatric Problem Prior to Treatment



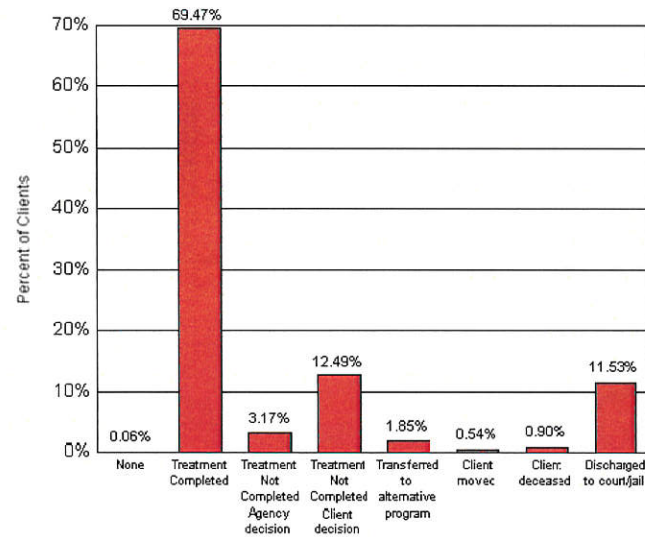
Data Source: KCPC
Available data between: January 1, 2002 through March 12, 2007

Department of Correction's DUI Clients Admitted to Addiction and Prevention Service's Programs

Discharge Reason



Discharge Reason



Data Source: KCPC
Available data between: January 1, 2002 through March 12, 2007

PROPOSED HOUSE SUB. FOR SB 214
Revised March 17, 2008 (6:10pm)

1st DUI

- B misdemeanor - sentence of mandatory 5 days house arrest, up to 6 months
- Fine: \$1,000; if no injury/property damage, court may, in cts. discretion, reduce to \$500
- Must be evaluated pursuant to K.S.A. 8-1008, presentence alcohol and drug evaluation, cost of assessment assessed against the offender
- If evaluation includes recommendation for treatment, offender sentenced to treatment. If in-patient treatment, and not 5 days, upon completion of in-patient treatment, offender completes remainder of 5 days under house arrest
- If evaluation does not include recommendation for treatment, offender sentenced to 5 days under house arrest
- Probation period, mandatory six months

2nd DUI

- A misdemeanor - sentence of mandatory 48 hours imprisonment, followed by 5 days house arrest, up to one year
- Fine: \$2,000; if no injury/property damage, court may, in cts. discretion, reduce to \$1,000
- Must be evaluated pursuant to K.S.A. 8-1008, presentence alcohol and drug evaluation, cost of assessment assessed against the offender
- If evaluation includes recommendation for treatment, following 48 hours imprisonment, offender sentenced to treatment. If in-patient treatment, and not 5 days, upon completion of in-patient treatment, offender completes remainder of 5 days under house arrest
- If evaluation does not include recommendation for treatment, offender sentenced to 5 days under house arrest
- Probation period, mandatory six months. During probation, offender required to participate in treatment

3rd DUI

- Nongrid nonperson felony – sentence mandatory 30 days in county jail, up to one year
 - Upon release of 30 days, court determines the following base upon a community corrections determination
 - Work release 120 days or
 - 120 days house arrest or
 - continue in county jail
- Fine: \$3,000 (no reduction)
- Community corrections supervision on work release program or house arrest
- Cannot be released from jurisdiction of court until costs are paid.
- Postrelease supervision period, mandatory six months. During postrelease supervision, offender required to participate in treatment

4th DUI

- Nongrid, nonperson felony – sentence DOC presumptive imprisonment, mandatory 12 months, up to 18 months

- Fine: \$4,000 (no reduction)
- RDU evaluation, determination of need for therapeutic program, if need, offender would be sent to therapeutic program
- Only released after 12 months if no injury/property damage and successfully completed program
- Postrelease supervision period, mandatory six months. During postrelease supervision, offender required to participate in treatment

5th and subsequent DUI

- Nongrid, nonperson felony
- Fine: \$5,000 (no reduction)
- DOC 5 years imprisonment
- May be subject to good time
- No post release supervision

Drivers license 8-1014

1st offense 30-day suspension, 330 days restriction
 2nd offense 60-day suspension, 330 days restriction
 [Can offender have a hardship license on 2nd DUI?]
 3rd, 4th and 5th or subsequent remains at current law

Pilot project for therapeutic program – 120 beds, Stockton

DUI decay: If first or second DUI committed by an offender prior to reaching the age of 23, DUI will decay if the current DUI is a second or third conviction and is committed after the offender reaches the age of 30.

Office of the Revisor of Statutes
 Jill Wolters
 Senior Assistant Revisor
 March 17, 2008

Athena Andaya - Answers for Rep. Owens

From: "Pete Bodyk" <peteb@ksdot.org>
To: <athena@klrd.state.ks.us>
Date: 3/14/2008 1:10 PM
Subject: Answers for Rep. Owens
Attachments: DL Penalties.pdf; Hardship License.pdf

Attached are two documents from the Chief Counsel's Office at the National Highway Traffic Safety Administration (NHTSA). These were in response to potential legislation over the past few years and they answer the questions concerning DL penalties and a hardship license.

There are two federal programs affected, the Section 164 Repeat Offender Program and the Section 410 Impaired Driving Incentive Program. The 410 Program has two ways for a state to qualify, one is to have an alcohol-related fatality rate of .50 or below (data). Kansas has qualified under this criteria the past two years, but may not in 2008 after a spike in fatalities in 2006. The other way is as a programmatic state, which requires a state to comply with five of eight criteria. Kansas currently does not meet five criteria and cannot qualify as a programmatic state. When we qualify for this program, we receive approximately \$1.5 million per year in funds that have to be used for alcohol programs. The question on DL penalties is answered in the first paragraph under the heading SB 119 in the document titled DL Penalties.

The Section 164 Program has different criteria, and currently Kansas is in compliance. If changes in Kansas law put us out of compliance we are penalized. The penalty would be a transfer of core construction funds to safety or hazard elimination programs. This is money that pays for the large road construction projects. The penalty would be approximately \$8 million per year each year we are out of compliance. Any hardship license that allows someone convicted of a 2nd or subsequent DUI to have a license suspension period of less than one year would put Kansas out of compliance. The document titled Hardship License has the determination of NHTSA legal staff.

As is obvious from the two documents, the suspension criteria is different for each of these programs, we can be in compliance with one and not with the other. The criteria for each program is independent of the criteria for any other program. Whenever potential changes come up that we believe could affect our federal funding, I send it to NHTSA for their official determination. There have been times that we disagreed with their interpretation, but they control the funds, and their determination is the only one that matters.

If you have any additional questions, please let me know. Thanks.

Pete Bodyk, Chief
KDOT/Bureau of Traffic Safety

Select Committee on
Corrections Reform and Oversight
3-18-08
Attachment 3

DRAFT

law without change, it would not enable the State to maintain compliance with the interlock requirement of Section 164.

On February 21, 2007, OCC received a proposed amendment that would remove repeat DUI offenders from the class of habitual violators that would be eligible to receive a restricted license for "motorized bicycles." KAN. STAT. ANN. § 8-235(d), as revised by the proposed amendment. Under such an approach, habitual violators who are repeat DUI offenders would be required to serve the required minimum period of license suspension before having their driving privileges restored. Accordingly, if the amended version of SB 6 were enacted into law without change, it would enable the State to maintain compliance with the license suspension requirement of Section 164.

III. SB 119

Under the administrative license suspension or revocation system criterion, one of the eight programmatic criteria under Section 410, the State must have a system for suspending the license of individuals that operate vehicles under the influence of alcohol as evidenced by BAC test refusals or failures. In accordance with the criterion, the State must administratively suspend the driving privileges of a first offender for a period of 90 days and a second or subsequent offender for a period of one year. A first offender, however, may receive a restricted license after 15 days, and a second or subsequent offender may receive a restricted license after 45 days. In both cases, the restricted license must permit the offender to drive only a motor vehicle equipped with a certified alcohol interlock device and only to and from places of employment, school, an alcohol treatment program or an interlock service facility. Additionally, license suspensions must take place within 30 days of the test refusal or failure.

SB 119 would allow "anyone who served in active [military] service since September 11, 2001" to be eligible to have one traffic infraction dismissed upon proof of service in the armed forces. Traffic infraction would be defined in accordance with the offenses listed in Section 21-3105 of the Kansas Statutes Annotated, which includes by citation the statutory violations listed in Section 8-2118. The statutory violations exempted under this section include "refusal to submit to a preliminary breath test." *Id.* § 8-2118(c). We take this to mean that a qualifying individual, by reason of their service in the military, would be allowed to refuse a breath test without receiving a license suspension. Additionally, this approach would allow individuals who refuse a second breath test to avoid facing the license suspension sanctions associated with multiple test refusals. These exemptions are not allowed under the Federal statute. Accordingly, the enactment of SB 119 into law without change would be inconsistent with meeting the requirements of the administrative license suspension or revocation system criterion of Section 410.

Please note that Kansas qualified as a "low fatality rate State" in FY 2006 and, on that basis, received a Section 410 grant. Because of this, the State was not required to achieve compliance relying on any of the eight programmatic criteria. Should the State not qualify as a low fatality rate State in FY 2007, it will be required to meet four of the eight programmatic criteria in order to receive a Section 410 grant.

02/16/05 WED 12:02 FAX 8163293910

NHTSA STATE & COMMUNITY SERV. KANSAS REG 7

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U.S. Department of Transportation
National Highway Traffic Safety Administration

Memorandum

Subject: Kansas Repeat Intoxicated Driver Legislation Under Section 164 (House Bill 2089)

Date: FEB 16 2005

From: John Donaldson
Assistant Chief Counsel
for Legislation and General Law

Reply to
Attn. of:

To: Marlene Markison
ICOR, Associate Administrator

This is in response to your request that the Office of Chief Counsel (OCC) review proposed legislation, House Bill (HB) 2089, from the State of Kansas. Specifically, you have requested that OCC determine whether enactment of the legislation would enable Kansas to remain in compliance with the repeat intoxicated driver requirements of 23 USC § 164 and its implementing regulations, 23 CFR Part 1275.

On August 14, 2001, this office determined that legislation signed into law in Kansas complied with all requirements of Section 164. At that time, the agency also accepted the State's compliance certification. More recently, on January 26, 2005, the agency reviewed proposed legislation that would amend the driver's license suspension provisions under State law and provide a hardship license to qualifying repeat offenders.

In accordance with the agency's implementing regulations, 23 CFR Part 1275, to avoid a transfer of highway construction funds under Section 164, a State must have a law that requires, for all repeat intoxicated drivers, a mandatory minimum one-year hard driver's license suspension. (23 USC § 164(a)(5)(A)). Kansas' law currently requires that individuals convicted of a second, third or fourth DUI have their driving privileges suspended for one year. (KAN. STAT. ANN. § 8-1014(a)(2)). After a fifth or subsequent DUI conviction, driving privileges of the offender are revoked permanently. (*Id.* § (a)(3)). We have previously determined that these provisions comply with the "driver's license suspension" requirement of Section 164.

HB 2089 would add a hardship license provision to the existing DUI law, giving repeat offenders the opportunity to receive a hardship license after they have served 180 days of the license suspension period. The hardship provision would limit the repeat offender's



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NHTSA
STATE & COMMUNITY SERV. → REG 7 KANSAS

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driving to places of employment, education or treatment care. Because the legislation would allow repeat offenders to serve a license suspension of less than one year, the provision would not comply with the Section 164 requirement. The Federal statute mandates a hard one-year license suspension period with no exception for hardship. Accordingly, we have determined that HB 2089, if enacted into law without change, would not allow Kansas to remain compliant with the "driver's license suspension" requirement of Section 164.

If you have any questions or need additional assistance regarding this matter, please feel free to contact me at 6-1834.

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3-4