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November 9, 2018

To: Joint Committee on Corrections and Juvenile Justice Oversight

From: Dylan Dear, Managing Fiscal Analyst
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Re: Juvenile Crisis Intervention Center Funding Time Line

JUVENILE CRISIS INTERVENTION CENTERS FUNDING TIME LINE

Executive Summary

The Senate Ways and Means (SWAM) Health Subcommittee and the House Committee on Social Services Budget (SSB), both, added \$6.0 million from the Evidence Based Juvenile Programs Account of the State General Fund (SGF) within the Department of Corrections (DOC) for implementation of three Youth Crisis Intervention Centers. The House Committee on Appropriations (HAP) deleted the funding but recommended construction of the centers. SWAM approved the funding and the centers. During Conference Committee on the Appropriations bill, the Senate offered a Senate Modified position that added the funding for the centers but reduced it from the DOC SGF account to make the position revenue neutral. The House conferees accepted the offer. The Appropriations bill was later approved by both chambers and signed by the Governor.

Youth Crisis Intervention Centers Funding (House Sub. for SB 109)

February 28, 2018

The SWAM Health Subcommittee discussed the Kansas Department of Health and Environment (KDHE) budget (continued from Feb. 12) and “funding for inpatient psychiatric beds for youth” was listed as a discussion item with Kyle Kessler, the Association of Community Mental Health Centers of Kansas, listed as the conferee.

- This item was also referred to as “PRTF-lite” (psychiatric residential treatment facilities) and “JJA beds” (Juvenile Justice Authority) during the discussion.

- It was noted that implementation of this item would need to be a collaboration between DOC, Department for Children and Families (DCF), Department for Aging and Disability Services (KDADS), and KDHE.
- The “Nebraska model” was identified as a possible model to use for planning and implementation.

March 5, 2018

The SSB discussed the need for Youth Crisis Intervention Centers. The discussion included several important points, listed below:

- The need to have three different moving parts in three different budgets;
- The term “baby rainbows” to describe these facilities (presumably due to the similarity to the former Rainbow Mental Health Facility for adults);
 - Other descriptive terms used in the Committee were “PRTF-lite,” “intermediate beds,” and “youth crisis intervention beds”;
 - When asked what piece needs to be in the KDHE budget, the Medicaid billing piece was identified and Mr. Kessler stated there was a need to investigate the Medicaid billing piece and to look specifically at PRTFs and the prior authorization issue (need for services);
 - Mr. Kessler gave an estimated cost of \$2.0 million per facility and potential locations were identified as Johnson County, south central Kansas, and a third location to be determined in the future;
 - Mr. Kessler discussed the possibility of utilizing the “Juvenile Justice Improvement Fund” (also called this “SB 367 money”) because “this is very much in line” (presumably in line with use of the Fund);
 - He also stated some funding could come from Medicaid; and
 - He noted collaboration would need to take place between four agencies, with some in different budget committees.

March 6, 2018

The SWAM Health Subcommittee made the following recommendation for FY 2019:

- Add \$6.0 million, all from the Evidence Based Juvenile Programs Account of the SGF, for FY 2019 for the purpose of funding three Youth Crisis Intervention Centers across the state. Each center would serve a capacity of approximately 15 youth. Sites would be located in Sedgwick County, Topeka, and one other regional area to be identified. The Subcommittee requested the various agencies and parties involved collaborate to identify further directions for implementation to be reported back prior to Omnibus.

March 6, 2018

SSB made the following recommendation in FY 2018 and for FY 2019:

- Add \$6.0 million, all from the Youth Crisis Intervention Fund, for the purpose of funding three Youth Crisis Intervention Centers across the state. Each center would serve a capacity of approximately 15 youth. Prospective sites have been identified for two of the centers, one in the Kansas City area and one in south central Kansas. Revenue to be deposited into the Youth Crisis Intervention Fund is not yet identified as three possible options exist: a SGF transfer into the Fund, Medicaid matching funds, and the Juvenile Justice Improvement Fund. The Budget Committee requested the various agencies and parties involved collaborate to identify an appropriate funding source and further directions for implementation to be reported back prior to Omnibus. Further, add language to create the Youth Crisis Intervention Fund.

March 13, 2018

Representative Finch requested the introduction of a bill related to Juvenile Crisis Intervention Centers (HB 2787) in HAP.

While HAP was discussing and working the KDHE budget, it was stated that the centers in the bill introduced by Representative Finch were similar to the centers in the SSB recommendation from March 6, listed above.

Later, after SSB finished reporting recommendations on the KDHE budget, HAP took action on the KDHE budget items and deleted the SSB recommendation of \$6.0 million for FY 2018 and noted the funding would not be needed until FY 2019 due to the implementation timeline. HAP also deleted the funding for FY 2019 and made a recommendation to review adding the funding at Omnibus.

March 15, 2018

The SWAM Health Subcommittee reported recommendations in SWAM and SWAM concurred with the Subcommittee's recommendation to "add \$6.0 million, all from the Evidence Based Juvenile Programs Account of the SGF, for FY 2019 for the purpose of funding three Youth Crisis Intervention Centers across the state. Each center would serve a capacity of approximately 15 youth. Sites would be located in Sedgwick County, Topeka, and one other regional area to be identified. The Subcommittee requested the various agencies and parties involved collaborate to identify further directions for implementation to be reported back prior to Omnibus."

March 29, 2018

Staff prepared the following summary on Youth Crisis Intervention Centers for the House Democrat Caucus meeting.

- Youth or Juvenile Crisis Intervention Centers have been discussed as a solution for a lack of treatment options and other barriers to treatment for youth with high behavioral needs. These would be a lower level of treatment than PRTFs.
- As of March 28, 2018, HAP had not added funding for Youth Crisis Intervention Centers.
 - SSB added \$6.0 million from the Youth Crisis Intervention Fund in both FY 2018 and FY 2019 (with revenue and further direction for implementation to be determined prior to Omnibus). The \$6.0 million estimate was provided by Mr. Kessler. Mr. Kessler indicated 15-bed centers would cost approximately \$1.5 million to \$2.0 million per year and a total of 3 centers were requested.
 - FY 2018 funding was deleted in HAP when it was determined the funding would not be needed until FY 2019.
 - FY 2019 funding was deleted in HAP after discussion and a motion to delete and consider further at Omnibus.
- Sub. for SB 269, passed by the Senate, included \$6.0 million from the Evidence Based Juvenile Programs Account of the SGF for FY 2019 (this account is currently in DOC but a new SGF Account was added to KDHE)
 - The Senate Subcommittee Report also directed the agencies involved to collaborate for directions on implementation prior to Omnibus (DCF, KDHE, KDADS, and DOC).
- The House Committee on Judiciary placed the contents of HB 2787 into SB 179 and created a substitute bill, then recommended the substitute bill for passage. The bill would create and amend law to establish Juvenile Crisis Centers.

April 25, 2018

The Kansas Legislative Research Department Omnibus Memo was published and presented to HAP and SWAM, with the following information:

Review Funding Source and Amount for Youth Crisis Intervention Centers (House and Senate Committees). HAP deleted SSB's recommendation to add \$6.0 million, all from special revenue funds, to fund three Youth Crisis Intervention Centers for FY 2019 and recommended the item be reviewed at Omnibus, including identifying possible funding sources.

SWAM added \$6.0 million, all from the Evidence Based Juvenile Programs account of the SGF, for the purpose of funding three Youth Crisis Intervention Centers across the state for FY 2019. SWAM further recommended various agencies and parties involved collaborate to identify further directions and report back at Omnibus.

The agency, in collaboration with KDADS, reported that changes in KanCare 2.0 would provide appropriate Medicaid services to youth in the community. This would include strengthened care coordination, wraparound, and peer support.

KDADS has a System of Care Grant for children and youth with serious emotional disturbance, which includes high-fidelity wraparound for youth and family. KDADS reported using a System of Care approach youth and family involvement, or “voice and choice,” is prioritized and requires mutual respect and meaningful partnerships between families and professionals. KDADS additionally stated youth and families are involved as key stakeholders, which includes participation in policy development, care coordination, evaluation, strategic planning, service provision, social marketing, and individual and system advocacy. Four community mental health centers are recipients of the grant. During the four-year grant, KDADS staff are developing the sustainability plan and moving to a statewide System of Care.

KDADS was in the process of posting a request for proposal that will establish enhanced crisis administration services, including a 24-Hour Crisis Hotline and Mobile Crisis Response in order to immediately facilitate and triage crisis issues for all populations to the right place at the right time. KDADS has been working for the past year with mental health stakeholders, DOC, DCF, and KDHE regarding children crisis services and reports current discussions include review of a Nebraska State Plan amendment that could allow eight-bed group homes. Under current regulations, there are proposals for crisis beds for youth without enactment of SB 179, which is currently in Conference Committee. KDADS offered additional recommendations, including intensive outpatient options for children and youth and crisis walk-in centers to help provide easy access to crisis services, both for children and adults.

April 30 - May 1, 2018

The Conference Committee on House Sub. for SB 109 (Appropriations bill) conferenced on the following item:

- Add \$6.0 million, all from the Evidence Based Juvenile Programs Account of the SGF, for FY 2019 for the purpose of funding three Youth Crisis Intervention Centers across the state. Various agencies and parties involved were to collaborate to identify further directions and report back.
 - The Senate position was to “add the funding.”
 - The House position was “did not recommend adding the funding.”
 - The Conference Committee adopted a Senate-modified position and accepted the Senate position with the following adjustment in the Department of Corrections budget:
 - Delete \$6.0 million, all from the Evidence Based Juvenile Program Account, to fund three crisis intervention centers for FY 2019.

May 3, 2018

The Conference Committee Report was made available for House Sub. for SB 109, which included the following items:

- KDHE, Health Care Finance – Add \$6.0 million, all from the Evidence Based Juvenile Programs Account of the SGF, to fund three Youth Crisis Intervention Centers across the state for FY 2019.

- DOC – Delete \$6.0 million, all from the SGF, for Youth Crisis Intervention Centers funded through KDHE.

May 3, 2018

The Conference Committee Report on House Sub. for SB 109 was adopted in the House, 98-23.

May 4, 2018

The Conference Committee Report on House Sub. for SB 109 was adopted in the Senate, 26-14.

May 15, 2018

House Sub. for SB 109 was approved by the Governor, effective May 31, 2018.

Juvenile Crisis Intervention Centers (House Sub. for SB 179)

March 13, 2018

Representative Finch requested the introduction of a bill related to Juvenile Crisis Intervention Centers (HB 2787) in HAP.

March 19, 2018

HB 2787, creating Juvenile Crisis Intervention Centers, was introduced and referred to the Committee on Judiciary.

March 21, 2018

The House Committee on Judiciary held a hearing on HB 2787.

March 26, 2018

The House Committee on Judiciary amended the contents of HB 2787 and placed the contents into House Sub. for SB 179. The bill passed out of Committee favorably.

March 28, 2018

The House debated House Sub. for SB 179, including contents of HB 2787, creating Juvenile Crisis Intervention Centers.

March 29, 2018

The House passed House Sub. for SB 179, including the contents of HB 2787, creating Juvenile Crisis Intervention Centers. The bill was later sent to conference and further amended.

May 2, 2018

The Conference Committee Report on House Sub. for SB 179 was made available and adopted in the House, 121-0.

May 3, 2018

The Conference Committee Report on House Sub. for SB 179 was adopted in the Senate, 40-0.

May 14, 2018

House Sub. for SB 179 was approved by the Governor, effective July 1, 2018.

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