

Department of Corrections
HB 18-1322
Long Bill Footnotes and Request for Information Report 2018-19

Footnote # Statement

- 1** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners – The Department of Corrections is authorized to transfer up to 5.0 percent of the total appropriation for the external capacity subprogram between line items in the external capacity subprogram for purposes of reimbursing local jails and private prison providers. **The Department complies with this footnote request and provides the following summary information of transfers made within the line items of the External Capacity Subprogram, Payments to House State Prisoners appropriation during FY 2017-18:**

<u>Transferred Line Item</u>	<u>Amount</u>
Payments to Local Jails	\$442,796
Payments to In-State Private Prisons	(\$566,450)
Payments to Pre-Release Parole Revocation Facilities	<u>\$123,655</u>
 Total amount transferred within the External Capacity Subprogram funding lines	 \$566,451
 Total amount of the External Capacity Subprogram, Payments to House State Prisoners Appropriation	 \$90,486,230
 5.0% Transfer Authority	 \$4,524,312
Amount Transferred in FY 2017-18	\$566,451
Percent of Amount Transferred to Total	0.6%

- 2** Department of Corrections, Management, External Capacity Subprogram, Payments to House State Prisoners – It is the General Assembly’s intent that the Department not withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities because appropriations made in the medical services subprogram are sufficient to cover major medical expenses incurred by state inmates held in both state and private facilities. **It is not the Department’s policy to withhold funds from the per diem payments to cover major medical expenses incurred by state inmates assigned to private facilities.**

- 3** Department of Corrections, Institutions, Housing and Security Subprogram, Personal Services – The amount appropriated in this line item does not include the \$10,673,375 of FY 2017-18 General Fund appropriations for the Department of Corrections set forth in sections 111 and 114 through 123 of Title 17, Article 18, C.R.S. In calculating the amount appropriated in this line item, it is assumed that these statutory appropriations will be used

for the same line item. **The Department utilized the funds as stated in this footnote request.**

Request for Information # Statement

Requests Affecting Multiple Departments:

- RFI #1** **Department of Corrections; Department of Human Services; Judicial Department; Department of Public Safety; and Department of Transportation** -- State agencies involved in multi-agency programs requiring separate appropriations to each agency are requested to designate one lead agency to be responsible for submitting a comprehensive annual budget request for such programs to the Joint Budget Committee, including prior year, request year, and three year forecasts for revenues into the fund and expenditures from the fund by agency. The requests should be sustainable for the length of the forecast based on anticipated revenues. Each agency is still requested to submit its portion of such request with its own budget document. This applies to requests for appropriation from: the Alcohol and Drug Driving Safety Program Fund, the Law Enforcement Assistance Fund, the Offender Identification Fund, the Persistent Drunk Driver Cash Fund, and the Sex Offender Surcharge Fund, among other programs. **The Sex Offender Surcharge Funds and Correctional Treatment Funds are tracked by the Judicial Department. The Department reports the total Colorado Mental Health Institute at Pueblo (CMHIP) expenditures for Youthful Offender System (YOS), San Carlos Correctional Facility (SCCF), and La Vista Correctional Facility (LVCF) in its November 1 budget submission.**

Department of Corrections

RFI # 1 See next page.

RFI # 2 **Department of Corrections, Institutions, Mental Health Subprogram** – It is requested that the Department submit a report to the House Judiciary Committee and the Senate Judiciary Committee by January 31, 2019, detailing the progress related to the mental health unit at Centennial Correctional Facility. **The Department will comply with this request for information and will provide the requested report to the House and Senate Judiciary Committees by January 31, 2019.**

RFI # 1: Department of Corrections, Institutions – The Department is requested to provide by November 1, 2018 information on the number and type of specialized treatment beds within the correctional facilities operated by the Department. The information submitted by the Department should include, at a minimum, the following information: the types of specialized treatment beds, the number of specialized treatment beds by type and location, the number of offenders receiving services, the number of the offenders waiting for each type of specialized bed, the cost per bed, the requirements for an offender to fill one of the specialized beds, and the services provided in those beds.

It should be noted that most mental health, sex offender, substance abuse and medical treatment needs are addressed in General Population beds. As such, **the number of specialized treatment beds do not reflect the total number of offenders who are receiving such services, just those offenders who are receiving such services in a specialized setting.**

The Department provides the following information on the number of specialized treatment beds by type and location:

Specialized Treatment Beds		
Types of Specialized Treatment Requiring Specialized Beds	Facility	# Beds
Mental Health Residential Treatment Program	Centennial Correctional Facility	240
	Denver Women's Correctional Facility	48
	San Carlos Correctional Facility	255
	Total*	543
<i>* Total does not reflect other mental health services offered in General Population beds</i>		
Inpatient Sexual Offender Treatment Monitoring Program (SOTMP):		
High Risk Intensive Treatment Community	Centennial Correctional Facility	96
Maintenance Phase	Cheyenne Mountain Re-entry Center**	80
	Total*	176
<i>*Total does not reflect outpatient SOTMP services offered in General Population beds</i>		
Inpatient Substance Use Disorder Therapeutic Communities		
	Arrowhead Correctional Center	208
	Buena Vista Correctional Facility	117
	Denver Women's Correctional Facility	69
	Fremont Correctional Facility	144
	La Vista Correctional Facility	80
	Sterling Correctional Facility	96
	Total*	714
<i>*Total does not reflect outpatient drug and alcohol services offered in General Population beds</i>		

** The Cheyenne Mountain Re-entry Center (CMRC) is a private prison facility.

Specialized Treatment Beds		
Other Specialized Beds:	Facility	# Beds
Dementia	Colorado Territorial Correctional Facility	8
Infirmary	Colorado Territorial Correctional Facility	32
Infirmary	Denver Reception & Diagnostic Center	36
Long Term Medical Unit	Denver Reception & Diagnostic Center	62
Special Medical Needs Unit	Denver Reception & Diagnostic Center	14
	Total	152

Mental Health Residential Treatment Program (RTP). Offenders are referred to the RTP by clinicians in General Population facilities when an offender has been assessed to benefit from intensive mental health treatment. Offenders eligible for RTP placement have moderate to high mental health needs. The Department assesses and assigns needs levels by Psychological codes (P codes). The offender population with P3-5 mental health needs was 6,729 on September 30, 2018. Most mental health needs are addressed within General Population facilities and do not require specialized beds.

Offender Population with Mental Health Needs	
Treatment Needs	# Offenders
Low-Moderate (P3)	6,558
High (P4)	170
High-Severe (P5)	1
Total	6,729

Besides the 3 RTP facilities, the Department provides mental health and psychiatric services at 13 other facilities along with the 3 private prisons currently utilized by DOC. An offender can access mental health services at any time through crisis services and interventions when there is an emergent need.

Sexual Offender Treatment Monitoring Program (SOTMP). Offenders with a sex offense conviction are reviewed by SOTMP intake specialists at the Denver Reception & Diagnostic Center (DRDC) and are assigned the status of S5. The S5 offenders are assessed to determine their willingness to participate in sex offender treatment. The intake specialists also complete a static assessment to determine the offender's risk for sexual recidivism.

Sex offenders who are within four years of their parole eligibility date and have met the SOTMP pre-screening process are placed on the global referral list. As of September 30, 2018, the global referral list had 1,583 offenders with 364 of those offenders on lifetime supervision. The SOTMP prioritizes offenders based upon a number of factors to include risk for sexual recidivism, parole eligibility date, institutional behavior, and previous SOTMP treatment attempts. As offenders reach the top 200 on the global referral list, SOTMP facility supervisors request to transfer the offender to a treatment facility if he/she is not already housed in one of these facilities.

The SOTMP follows the Risk, Needs, and Responsivity (RNR) model for sex offender treatment. This model requires that treatment providers identify an offender's risk for sexual recidivism and assign them to treatment groups based on their individual level of risk and treatment needs. In order to comply with this model, the SOTMP has developed two risk-based treatment tracks. These tracks were developed in response to the third

party Sex Offender Evaluation, which was funded by the legislature and conducted in 2012/2013. The Track I level of treatment is designed for offenders who present with an average to below average risk for sexual recidivism. This treatment is offered on an outpatient basis consisting of approximately 122 treatment hours in the facilities identified below:

SOTMP Outpatient Treatment - Housed in General Population	
Facility	Average # Offenders Participating Any Given Time
Arkansas Valley Correctional Facility	47
Colorado Territorial Correctional Facility	32
Denver Reception & Diagnostic Center	4
Denver Women's Correctional Facility	19
Fremont Correctional Facility	115
San Carlos Correctional Facility	12
Youthful Offender System	2

The Track II level of treatment is designed for offenders who present with an above average to well above average risk for sexual recidivism. This level of treatment is primarily offered at Centennial Correctional Facility but is also offered at the Colorado Territorial and San Carlos Correctional Facilities based on level of mental health, intellectual or developmental disabilities, or medical needs. Offenders participating in Track II treatment (approximately 200 hours) are assigned to treatment groups designed to target their specific high risk factors. Track II therapists develop treatment plans based on the dynamic factors from assessment.

Offenders reach the maintenance level of treatment after successfully meeting the Lifetime Supervision Treatment Progress Criteria as described in the appendices of the Sex Offender Management Board Standards and Guidelines. The maintenance level of treatment is offered primarily at Cheyenne Mountain Re-entry Center but is available in all facilities offering SOTMP.

Substance Use Disorder Therapeutic Communities (TC). The requirements for an offender to fill a TC bed includes an assessment indicating an elevated substance use disorder treatment need appropriate for TC and a parole eligibility date within five years of entry to treatment. Treatment services are implemented by the “community as method” philosophy modified for prison. Offenders integrate treatment into daily working and living routines with the support of other offenders with similar substance use disorder needs.

The global referral list for TC is 3,704 and for outpatient treatment is 4,277 as of September 30, 2018. At any given point in time, DOC has approximately 1,000 offenders engaged in substance use disorder treatment. The length of time in treatment is based on the Standardized Offender Assessment – Revised (SOA-R) intensity guidelines. TC course of treatment is delivered at a minimum of 5 hours per week for a minimum of 9 months (approximately 225-260 treatment hours). Enhanced outpatient varies between 3 to 8 hours of treatment per week for 12 weeks, providing an average of 60 treatment hours. Intensive outpatient treatment has greater variability with 9 to 19 hours per week for 4 to 6 weeks, yielding between 36 to 114 treatment hours.

The Department provides drug and alcohol outpatient treatment in the facilities shown below. The average number of offenders participating at a given time is also shown:

Drug & Alcohol Outpatient Treatment - Housed in General Population	
Facility	Average # Offenders Participating Any Given Time
Arkansas Valley Correctional Facility	17
Buena Vista Correctional Facility	13
Centennial Correctional Facility	15
Colorado State Penitentiary	10
Colorado Territorial Correctional Facility	6
Delta Correctional Center	23
Denver Women's Correctional Facility	28
Fremont Correctional Facility	21
Four Mile Correctional Center	31
La Vista Correctional Facility	15
Limon Correctional Facility	25
San Carlos Correctional Facility	29
Sterling Correctional Facility	35
Trinidad Correctional Facility	12
Youthful Offender System	36

Dementia. The dementia beds are utilized by offenders experiencing a significant decline in cognitive abilities and needing a structured environment. Offenders are referred by medical providers and are determined to meet dementia diagnosis. These beds receive 24-hour nursing care such as medication management. In addition, certified nursing assistants provide organized recreational and daily activities. Five of the eight available dementia beds are occupied as of October 29, 2018.

Colorado Territorial Correctional Facility Infirmary. The infirmary provides 24-hour nursing care and serves offenders needing medical and mental health care. The medical care is provided for post-hospital stabilization such as minor surgery, fractured jaws, respiratory issues, and intravenous (IV) antibiotics. This can also include hospice care for those offenders that meet the criteria of chronic medical conditions that are not expected to recover. Offenders with serious mental illness are also housed here when they are in need of emergent intensive interventions.

DRDC Infirmary. The beds in this infirmary are designed to house high acuity medical issues such as post hospital stabilization, blood transfusions, chemotherapy, and end-of-life care. These beds receive 24-hour nursing care, on-site providers, dressing changes, IV antibiotics, wound care, and tracheotomy care.

Long Term Medical Unit. Offenders that are incapable of living in general population due to various medical conditions are assigned to this living unit. The medical conditions include dialysis patients (utilizing the DRDC Dialysis Center), cancer, chronic obstructive pulmonary disease, end stage liver disease, and uncontrolled diabetes. This living unit can hold 62 offenders, which currently includes 51 offenders with long term medical conditions as well as 11 offender care aides. There are another 34 offenders meeting the criteria for this type of housing as of October 29, 2018.

Special Medical Needs Unit. Offenders that cannot perform their own activities of daily living (ADL's) independently are assigned to this unit. ADL's include dressing, toileting, feeding them self, and gait and bed mobility. These offenders receive 24-hour care to include feeding and recreation.

Cost per Bed. The Department does not have the ability to track costs per specialized treatment bed. However, the Department does provide a cost per offender by facility on an annual basis. These costs include clinical services costs at each facility. The clinical services costs will vary at each facility based on the type of treatment provided.

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