

# West Virginia Department of Military Affairs and Public Safety

## Justice Reinvestment in West Virginia





*West Virginia Department of Military Affairs & Public Safety*  
**Division of Justice & Community Services**

- The statewide planning agency dedicated to the improvement of the state's criminal justice system.
- Staff to the Governor's Committee on Crime, Delinquency and Correction
- Serves as the State Administrative Agency (SAA) for grant funded programs provided by the U.S. Department of Justice
- DJCS' role in state government is unique in that our responsibilities bridge gaps between federal, state, and local units of government, as well as private/non-profit organizations and the general public.
- Programs
  - Law Enforcement Professional Standards
  - Office of Research and Strategic Planning

# Justice Reinvestment: The Findings

- West Virginia's recidivism rate lower than most states, but increasing.
- Property and drug offenders a growing share of prison commitments.
- Drug and alcohol use cited in nearly 8 out of every 10 cases where an individual was returned to prison for violating parole supervision requirements.
- Probation revocations also driving incarceration rate, outpacing new commitments.
- Community supervision use limited, but revocations increasing prison population growth as well.
- Large, growing share of offenders released to community with no supervision.
- A portion of inmates eligible for parole remained incarcerated, unable to meet requirements needed for hearing.

# SB 371: Key Provisions

- Risk and Needs Assessment Tools
  - Scientifically validated, regularly reviewed
  - Pre-trial screening tool for jail intakes
  - Pre-sentencing, in-depth assessment
  - Pre-evaluation mental health screen
- DOC programs in regional jails
- DOC to facilitate employment, housing opportunities
- Post-incarceration supervision
  - Mandatory for violent offenders
  - Judge's discretion for other offenders

# SB 371: Key Provisions, Cont'd

- Streamlined parole process
- Graduated sanctions for parole, probation violations.
- Greater emphasis on alternative sentences
  - Day Report Centers
  - Drug Courts

# Substance Abuse and Mental Health

- Substance Abuse and Mental Health Services Administration
- National Perspective:
  - Half of all incarcerated people have mental health problems;  
60 % have substance use disorders 1/3 have both
  - Two thirds of people in prison meet criteria for substance use disorders, yet less than 15 % receive treatment after admission.
- Twenty four percent of individuals in state prisons have a recent history of mental illness, yet only 34% receive treatment after admission.
- Over 700,000 federal and state prisoners released per year.

# West Virginia Substance Abuse and Mental Health

**Table 1: Percentage of Offenders with a Mental Health Disorder, by Confinement Setting and Year of Release**

Year	% of Day Report Center Clients	% of State Prison Inmates
2011	22	25.9
2012	25.7	35.2
2013	24.6	39.9
2014	24.3	33.5

# West Virginia Substance Abuse and Mental Health

**Table 2: Percentage of Offenders with an Alcohol or Drug Problem, by Confinement Setting and Year of Release**

Year	% of Day Report Center Clients	% of State Prison Inmates
2011	54.6	53.3
2012	53.4	46.4
2013	53.1	41.8
2014	42.7	38.7

Note: Offenders were identified as having an alcohol or drug problem if they had a score classified as “high” or “very high” on the alcohol/drug problem section of the Level of Service/Case Management Inventory (LS/CMI) risk assessment.



# West Virginia's Unique Partnership

WEST VIRGINIA  
Department of

**Health & Human Resources**



Bureau for Behavioral Health  
& Health Facilities



West Virginia  
Division of Justice &  
Community Services

# SB 371: Treatment Supervision

## 62-15-6a

- Creates new sentencing option for judges to order an offender to supervision and treatment in lieu of incarceration and new capacity to serve parolees who are re-entering the community.
- GOAL: Behavioral health providers and criminal justice community supervision agencies establish a new partnership with the goal of providing services to a target offender population to address needs and reduce recidivism.
- Day Report Centers: The DRC is an intermediate sanction that blends high levels of supervision with the delivery of services needed by offenders.
- Fundamental goals of the Day Reporting Center are to:
  - Reduce offender recidivism.
  - Assist offenders in successful reentry.
  - Increase public safety by holding offenders accountable.

# Referral

The target population is defined as:

- Individuals that demonstrate a “high risk” for reoffending AND a “need for substance abuse treatment” - as indicated by the approved standard risk needs assessment (LS/CMI).
- “High risk” is defined as a person with an overall LS/CMI risk score of high, meaning that the offender’s risk of committing a new crime is high. “A need for substance abuse treatment” is defined as a person having a score within the “alcohol/drug problem” domain of the LS/CMI of moderate to high.
- In addition to being identified as high risk/moderate to higher substance abuse need, other individuals who may benefit from engagement in treatment supervision programming are those who have the presence of a co-occurring disorder identified by an offender risk assessment or other diagnostic instrument (a substance use disorder in combination with a mental health disorder)

# Referrals

## Referral sources

- Circuit Judges
  - Probation
  - Parole Services
- 
- All offenders who are being served by the Treatment Supervision program will access these services through the partnering Day Report Center.
  - A referral or sentence to Treatment Supervision is a referral to a DRC.
  - A referral or sentence to a DRC is not necessarily a referral to Treatment Supervision.

# Services

- Outpatient Services (OP) Clinical, behavioral health interventions designed substance use and/or co-occurring disorders.
  - Provide for therapy, case management, psychiatric and medication services delivered by psychiatric and addiction treatment professionals/mental health clinicians .
  - Length of service is individualized and based on clinical criteria for admission and continued treatment, and client's ability to make progress on personal treatment/recovery goals.
- Intensive Outpatient Services (IS) Designed for individuals who are functionally impaired as a result of their co-occurring mental health and substance use disorders.
  - Provides for therapy, case management, psychiatric and medication services. Cross-trained psychiatric and mental health clinicians/addiction treatment professionals deliver the services.

# Services

- Community Engagement Specialist
  - Engage and collaborate with all available community resources to prevent the need for involuntary commitment or re-offense, improve community integration, and promote recovery by addressing the often complex needs of eligible individuals.
- Peer (Recovery) Coaching is a peer-to-peer service
  - Provided by persons with lived experience managing their own behavioral health challenges, who are in recovery themselves and as a result have gained knowledge on how to attain and sustain recovery.
  - To become a Peer Coach such persons must also complete training, education, and/or professional development opportunities for peer coaching.

# Services

## Substance Use Recovery Residences

- Provide safe housing for individuals, age eighteen (18) and older, who are recovering from substance use and/or co-occurring substance use and mental health disorders
- Follow and/or operate concurrently with substance use disorder treatment and
- Intended to assist those individuals for a period of twelve (12) to eighteen (18) months or until it is determined that an individual is able to safely transition into a more independent housing
  - **Level II Recovery Residence**
  - Include but are not restricted to:
    - drug screening
    - house/resident meetings
    - mutual aid/self-help meetings
    - structured house/resident rules
    - peer-run groups, and
    - clinical treatment services accessed and utilized within the community
    - Staff positions include but are not restricted to a Certified Peer (Recovery) Coach and other Certified Peer staff
    - Resident capacity: 8-15 beds
  - **Level III Recovery Residence**
  - Include but are not restricted to:
    - drug screening
    - house/resident meetings
    - mutual aid/self-help meetings
    - structured house/resident rules
    - peer-run groups
    - life skill development emphasis, and
    - clinical treatment services accessed and utilized within the community
    - Staff positions for a include but are not restricted to a **Facility Manager**, Certified Peer (Recovery) Coach, **Case Manager(s)**, and other Certified Peer staff. **Resident capacity: 60-100 beds**

<b>Agency Name:</b>	<b>Service Classification</b>	<b>Name</b>	<b>County</b>	<b>Gender</b>	<b>Total Bed</b>	<b>Status</b>
Recovery Point	Substance Use Recovery Residence Level 3	Recovery Point Bluefield	Mercer	Male	64	Operating
CASE WV	Substance Use Recovery Residence Level 2	CASE WV Highland House	Mercer	Female	12	Pending
Recovery Point	Substance Use Recovery Residence Level 3	Recovery Point Charleston	Kanawha	Female	92	Pending
Open Minds Recovery Services	Substance Use Recovery Residence Level 3	Hands of Hope Ministries	Fayette	Male	100	Pending
Wayne County Commission	Substance Use Recovery Residence Level 2	Marie's House	Wayne	Female	8	Operating
Logan Mingo Mental Health	Substance Use Recovery Residence Level 2	New Beginnings	Logan	Male	10	Operating
Logan Mingo Mental Health	Substance Use Recovery Residence Level 2	Marjorie R. Oakley Home For Women	Logan	Female	10	Operating
YWCA Wheeling	Substance Use Recovery Residence Level 2	WIND I	Ohio	Female	8	Operating
YWCA Wheeling	Substance Use Recovery Residence Level 1	WIND II	Marshall	Female	7	Pending
Burlington United Methodist Family Services	Substance Use Recovery Residence Level 3	Staggers Rehabilitation Center	Mineral	Female	15	Pending
Mid-Ohio Valley Fellowship Home, Inc	Substance Use Recovery Residence Level 2	Mid-Ohio Valley Fellowship Home	Wood	Male	10	Operating



# Region 4

Monongalia, Preston, Marion, Doddridge, Harrison, Taylor, Barbour, Tucker, Gilmer  
Lewis, Upshur, Randolph, Braxton

- Monongalia, Randolph and Harrison Counties
  - Partnership between Day Report Centers and United Summit Center in each county
  - OP/IOP services
  - 1 Community Engagement Specialist position
  - 1 Recovery Coach
- Focus on
  - prescription opiate addiction and abuse.
  - Co-occurring disorders.
  - Harrison County working to coordinate small networks of services as well as implementing a harm reduction approach.
  - Working towards the development of a Level II Recovery Residence.

# Treatment Supervision & MAT

- Evidence based medically assisted treatments (MAT) are encouraged.
- WV DOC is piloting a Vivitrol program. The idea is to provide
  - Injection at the point of release that will allow a bridge between DOC services and their access to the community-based services
  - Treatment Supervision sites can play an extremely critical role in early contact prior to release to help facilitate access to support and services.
  - Extremely challenging due to short notice of paroled offender.

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