**Agenda**

**Commission on Mental Health and Substance Abuse Members**

Sheriff William Prummell

Chair

Ann Berner

Speaker of the House Appointee

Representative Christine Hunschofsky

Speaker of the House Appointee

Clara Reynolds

Governor Appointee

Senator Darryl Rouson

President of the Senate Appointee

Doug Leonardo

President of the Senate

Jay Reeve, PhD

Governor Appointee

Dr. Kathleen Moore

President of the Senate Appointee

Dr. Kelly Gray-Eurom

Governor Appointee

Larry Rein

Governor Appointee

Chief Judge Mark Mahon

Governor Appointee

Melissa Larkin-Skinner

Speaker of the House Appointee

Ray Gadd

President of the Senate Appointee

Shawn Salamida

Speaker of the House Appointee

Secretary Shevaun Harris

Florida Department of Children and Families

Secretary Simone Marstiller

Florida Agency for Health Care Administration

Dr. Uma Suryadevara

Speaker of the House Appointee

Judge Ronald Ficarrotta

Governor Appointee

June 15, 2022
9:00 a.m. to 1:00 p.m.

**Call to Order/Welcome/Opening Remarks**
Commission Chair William Prummell called the Commission to order at 9:00 a.m.

**Roll Call**

The roll was called by Aaron Platt, quorum established.

**Attendance Summary**

**Members in Attendance**

Chair William Prummell

Commissioner Doug Leonardo

Commissioner Kathleen Moore

Commissioner Kelly Gray-Eurom

Commissioner Jay Reeve

Commissioner Mark Mahon

Commissioner Ronald Ficarrotta

Commissioner Larry Rein

Commissioner Christine Hunschofsky

Maggie Cveticanin for Commissioner Shevaun Harris

Commissioner Wes Evans

Commissioner Ann Berner

Commissioner Uma Suryadevara

**Approval of Minutes**

A motion to approve the meeting minutes from April 20, 2022, was provided by Commissioner Ficarrotta, and seconded by Commissioner Reeve

**Discussion**

Chair Prummell – Light agenda for today. Need to discuss the interim report.

**Subcommittee Updates**
**Business Operations, Commissioner Hunschofsky**

Commissioner Hunschofsky – Last meeting was light but will update. Commissioner Berner performed a review and discussion of 2001 Commission report. She went through things that need improvement. Data integration would help make informed decision; need a better idea of who is utilizing the high need resources; more family focused and individualized care; and the managing entity set-up. In addition, had a presentation from Linda McKinnon, how they provide support to the schools. Who is making sure there is access, no service gaps, need care coordination and communitarian, making sure needs are being met even with different funding streams. Broward wants to implement this model. Discussed having everything done by November 1st but will defer to Chair.

Data integration in order to make system more efficient.

Chair Prummell – During your subcommittee meetings, there was mention of looking at low hanging fruit that we might be able to address easily. Rule and procedure changes that we might be able to implement easily. What is coming out of your committee that we might be able to tackle from the business perspective.

Commissioner Hunschofsky – The update from CFBHN on how the ME can work with the schools to make sure there is a more coordinated care system is a low hanging fruit.

Chair Prummell – Commissioner Berner did a great job of breaking down the 2001 report. Outlined what items were in-progress, completed and still outstanding. A lot of what’s in that report are items that we are talking about today and for the last year.

Commissioner Berner – Would be happy to write recommendations to include in the interim report.

**Criminal Justice, Commissioner Mark Mahon**

Commissioner Mahon - Focus on restoration of competency, great deal of resources to restore competency. Presentation from Peter Kennedy to bring everyone up to speed. Mr. Kennedy very informative but is new to the job so there may be a learning curve he's having to deal with. DCF is focused on restoration of competency when at the end of the day these people may not go to prison anyway. In some of these cases they are sent to competency restoration facilities, competency is restored, they are returned back to the sending county and as soon as they get back charges are dropped, and they are sent right back on the street. There is a desire by the committee to try and identify a better model so we can try and screen some of those people out on the front end. Do we want to worry about competency or put them in some kind of civil restoration facility, which is a little different than what DCF is focused on, those that are incompetent and a little more serious. We are trying to figure out how to best make that determination, either at the front end or somewhere, at the filing with the state Attorney or the Judge or when competency becomes an issue. There is a great deal of dollars being expended by DCF and a lot of these people their competency is being restored but you don’t get anything else out of that. Judge Leifman has been instrumental in helping us get through this. We took some people from Jacksonville to Miami to look at what Judge Leifman is doing down there to try to take some of the advances he is doing and replicate them in our community. We are going to work on a report with recommendations for some type of Legislative changes or effective screening to make sure we are spending these dollars as effectively as we can or focus on outcomes that matter.

Chair Prummell – Peter Kennedy mentioned simple rule changes with DCF.

Commissioner Mahon – We figure that might be the lowest hanging fruit. Problem is, there is a statute that requires a very tight guideline for competency restoration. With that being the case, we are trying to get a better look at the front end, once a determination is made that the individual is incompetent, we have to figure out some entry point where we say, we know the person is incompetent, what is the best path now? Do we try and restore competency, so we return to the criminal setting for punishment, or do we not worry so much about punishment but try to do some type of restoration of this individual in terms of function and some hand-off to some type of civil environment? Competency is a fleeting goal, it doesn’t do much to restore competency when you are going to return someone back to the jail or the community with no services in place. It’s a big goal but will be significant in terms of dollars and manpower and makes more sense.

Commissioner Gray-Eurom - This is a really challenging issue and grateful for subcommittee looking at this issue. Individuals have been in inpatient unit for over 200 plus days. This is not a good solution, they are not really doing anything with them, but they are in limbo because they have charges. No one is really sure what to do with them. This really ties up a lot of inpatient beds.

Commissioner Mahon – That is a classic example, there is someone sitting there for 200 days. This person now has 200 days of jail credit, would you intend to put this person in jail for 200 days? There is a population that clearly you would say no. Some, we still would be concerned with punishment. Once competency is restored, what is the goal? We need to look back at the frontend.

Chair Prummell – Read a statistic somewhere that said we are ranked about 14th in the Nation when it comes to money put into restoration but, 48th in overall mental health community. We are spending to much money where it does not need to be spent.

Commissioner Reeve - Concur with Commissioner Gray-Eurom. This is an extraordinary task the subcommittee is undertaking. There are some models across state for community treatment that brings folks out of hospitals into community-based treatment facilities that undertake competency restoration. Really, the main focus is clinical and mental health restoration and keeping folks within the system of care.

Chair Prummell – That is something we need to look at. There is a misunderstanding amongst some that restoration is treatment when its not. Its just to get the person competent to stand trial and about 80 percent of them get time served, get released, they don’t see any other time, they get released without any other treatment, there no follow-up, just a matter of time before they reoffend. Would be great to look at what programs are out there and what the commission could recommend.

Commissioner Mahon – Model Legislation put forth last year by Representative Maney. He has a great deal of working knowledge about (Baker Act and Marchman Act). Thinks the Legislation will be reintroduced. Speaker designate Renner is also committed to improving outcomes with mental health. We (people involved with problem solving courts) are hoping to get a meeting with Tallahassee leadership to discuss the direction of mental health and the criminal arena and the Baker Act and that will be with President Passidomo and Speaker Renner. We are transitioning leadership at our highest levels, Justice Kennedy is becoming Office Chief and Justice Muniz is taking over at the end of June. We feel like we have a fairly good working model based on Representative Many proposal last year.

Chair Prummell – A lot of what Representative Maney proposed got watered down. There was a conversation with him which suggested they were waiting to see what recommendations came out of this commission before they start making legislative changes because we may come up with something that contradicts something that they have already changed. One of the pushbacks with his bill was they were trying to expand when you can Baker Act somebody. There was push back from the law enforcement side because we are trying to reduce Baker Acts and look for alternatives. Fifty-three percent of Baker Acts in the state are done by law enforcement, probably not all are proper Baker Acts, they are trying to figure out what to do with an individual who’s acting out, the easiest thing to do for law enforcement is to drop them off at the local behavioral health center and that’s not necessarily what we want to do. Someone from Tallahassee reached out to set-up a meeting with the Chair and Representative Maney to talk a little further about his bill. The Chair requests ideas from the subcommittees be brought to his attention so he can bring them to that meeting.

Commissioner Mahon – Considering Representative Maney’s proposal the model. Pushback may have been from staff that did not have a clear understanding of what was trying to be accomplished. Thinks the bill will make it through session, coupled with First Lady Casey Desantis desire to see improvement in mental health. Wants the original bill to be distributed to Commissioners.

**Data Analysis, Commissioner Jay Reeve**

Commissioner Reeve – Looking at four areas. One is to develop data parameters for a data warehouse between AHCA and DCF and to develop three model data questions to see what information we can glean about general population dynamics. MOU between DCF and AHCA under development should be approved sometime in June. Working on developing a model for data sharing drawing from Florida and national models. Commissioner Moore and Dr. Flynn have volunteered to take lead on draft report. Looking at what it would mean to share data. Timeline should be finalized by July.

Chair Prummell – A lot of data is collected and forms that are required and often times, people do not know where it goes or what it is being used for. Are we going to identify what data we actually need to collect and why and, how we are going to share it.

Commissioner Reeve – Questions about dealing with federal law around HIPAA with the granular and identified client issue, in Dr. Cepatico’s model there were questions about how that would work beyond individually signed agreements. What we are looking at right now is what kind of data we have and how we can access it more easily in an integrated way. We have not looked at what we can cut down on but, we can look at that. That would probably vary by agency regulation we will take a look at that.

Chair Prummell - We need to look at short term and long-term goals. The time utilized to fill out forms is taking away from the time to used treating an individual. Important to look at what information we really need to capture.

**Finance, Commissioner Rouson**

No update, Commissioner was absent

**Interim Report Discussion**

Chair Prummell – May need to bump up report submission to September 1. Next meeting will be in-person in Tampa, will be a day and a half meeting. Trying to an expert who can discuss HIPAA and FERPA.

Commissioner Moore – John Petrilla is an expert, she will see if she can get in-touch with him.

Chair Prummell – Want to identify individuals the Commission would like to hear from. Second day will review committee reports. Wants rough draft of full report by October meeting. Chair will approach the Legislator to seek expansion of commission.

Commissioner Gadd – Will check with USF for FERPA expert.

Commissioner Reeve – When is deadline for draft report?

Chair Prummell – Prior to August meeting.

Commissioner Hunschofsky – A FERPA expert presented at the Marjory Stoneman Douglas Public Safety Commission, will send Chair the agenda as it has contact information.

Commissioner Salamida – Please go back thorough agenda for in-person meeting. Can work on getting someone from the Panhandle area.

Commissioner Evans – Recommend we hear from individuals with lived experience. Will assist with finding persons to present.

Commissioner Reynolds – Will help identify providers.

Commissioner Ficarrotta – Can present on what his area is doing with Juvenile mental health.

**Public Comment**

Sharyn Dodrill - website question – subcommittee meeting materials published. Can we get subcommittee meeting materials published?

Prummell response: Should be published, last month's will not be published until approved at next meeting.

Amy McClellan – Will in-person meeting be live streamed?

Natalie Kelly – Recommendation for Care Coordination panel.

**10:01 a.m. – Closing Remarks/Adjournment**

Sheriff William Prummell, Chair