

2011 ANNUAL REPORT

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USA AV Council Mission and Duties

The mission of the Utah Substance Abuse Advisory (USA AV) Council is to create and coordinate a comprehensive strategy to eliminate substance abuse throughout Utah.

The Council's statutory duties (§63M-7-301 through 306) are to:

- Provide leadership and generate unity for Utah's ongoing efforts to combat substance abuse;
- Recommend and coordinate the creation, dissemination, and implementation of a statewide substance abuse policy;
- Facilitate planning for a balanced continuum of substance abuse prevention, treatment, and justice services;
- Promote collaboration and mutually beneficial public and private partnerships;
- Analyze and provide an objective assessment of all proposed legislation concerning alcohol and other drug issues;
- Oversee the implementation and evaluation of Utah's Drug Offender Reform Act (DORA);
- Monitor the use of alcohol funds annually distributed to municipalities and counties for purposes of alcohol-related law enforcement, prevention, treatment, detection, prosecution, and control to ensure compliance with the statute (§32B-2-404 and 405);
- Oversee Utah's Underage Drinking Prevention Media Campaign, ParentsEmpowered.org (S.B. 58 – 2006 General Session); and
- Report recommendations annually to the Governor, Legislature, Judicial Council, and Commission on Criminal and Juvenile Justice.

USA AV Legislative Priorities



Several bills were identified by the USA AV Council as priorities for passage by the 2011 and 2012 Utah Legislatures, as follows:

2011 Session Priority Bills Passed

S.B. 28 – Alcohol or Drug Related Offense Amendments, by Senator Scott Jenkins. This bill provides amendments to legislation originally passed in 2009 (S.B. 272) to modify the driver license suspension period for a person convicted of certain alcohol or drug related offenses, including the court's shortening of the suspension period if the person completes certain requirements such as screening, assessment, education, treatment and abstinence from alcohol.

S.B. 77 – Ignition Interlock Amendments, by Senator John Valentine. This bill creates the "Ignition Interlock System Program Act" in Utah Code (§53-3-1001 through 1008). The bill requires the Driver License Division to license interlock providers and installers; requires providers to electronically notify the Division of installations and removals of interlock systems; and requires the Division to suspend the license of a person who is an ignition interlock driver but has not installed or has removed the device from the person's vehicle.

H.B. 23 – Controlled Substance Modifications, by Representative Gage Froerer. This bill expands the definition of a controlled substance to include a list of synthetic equivalent cannabinoid substances found in products commonly referred to as

"spice", as well as substances found in products commonly referred to as "bath salts".

2012 Session Priority Bill

The USA AV Council proposes the following bill for consideration during the 2012 Legislative Session:

H.B. ___ – Mental Health Practice Act Revisions, by Representative Paul Ray. This bill proposes changes to the education, supervision, licensing, and scope of practice requirements for substance use disorder (SUD) counselors. The changes are recommended by the USA AV Behavioral Healthcare Workforce Workgroup, to address workforce issues that will be impacted by expanded Medicaid access, Utah's Access to Recovery (ATR) Grant, and the move toward a Recovery Oriented System of Care (ROSC).

2011 DORA Update



The intent of Utah's Drug Offender Reform Act (DORA) is to provide a process and expanded resources for the screening, assessment, treatment, and supervision of substance abusing offenders. The process transcends artificial lines between various state and county agencies by focusing on DORA as a partnership. DORA's team approach provides for an increased level of community interaction with the offender by Adult Probation and Parole agents from the Utah Department of Corrections and by county-based substance abuse treatment providers. DORA involves multi-agency data collection and evaluation; oversight by the agencies responsible for sentencing, treatment and supervision; and the Utah Legislature.

In 2011, the Utah Criminal Justice Center at the University of Utah prepared an evaluation update on the outcomes for 1,336 offenders (929 probationers and 407 parolees) who were admitted to DORA services in fiscal years 2008 and 2009, when funding was available for statewide implementation. The major themes of the update are as follows:

- Treatment completers, both probation and parole, did significantly better than non-completers on post-DORA criminal justice outcomes.
- Key components of DORA (intensive supervision, treatment access and

completion) continue to be related to positive criminal justice outcomes.

- Treatment usage and successful completion rates are relatively flat, as the majority of DORA participants had exited (or were nearing supervision completion) at the 2010 report.
- Higher risk offenders (e.g., parolees vs. probationers, those with higher Level of Service Inventory (LSI) scores, those requiring higher levels of treatment) continue to have worse outcomes.
- With longer follow-up periods and opportunities for re-offense, during-DORA and post-DORA recidivism (arrest and convictions) have increased for both probationers and parolees.

By June 30, 2011, most DORA participants had exited supervision, with 45% of probationers and 34% of parolees exiting successfully. Factors associated with successful probation completion included: lower LSI score at intake, having a drug conviction at the DORA qualifying conviction; not being a racial/ethnic minority, older age at DORA start, and utilizing less intensive treatment (e.g., outpatient instead of intensive outpatient).

Factors associated with successful parole completion included: older age at DORA start, more days in treatment during DORA, and utilizing less intensive treatment.

Key components of DORA, including intensive supervision and treatment access and completion, continue to be related to positive criminal justice outcomes.

*2011 DORA Statewide Evaluation
Utah Criminal Justice Center*

Based upon the 2011 findings, the evaluators recommend the DORA program should:

- Examine ways to improve outcomes for high risk offenders (higher LSI score younger age, requiring higher treatment intensity);
- Begin serving a parolee population again if funding becomes available ("bang for buck" is greatest with higher risk offenders, and parolees are the highest risk group – when they do succeed, the savings to society are much greater than for lower risk offenders);
- Maintain the high quality of supervision intensity and access to treatment;
- Continue to implement strategies to increase time in treatment and likelihood of completion; and
- Select probationers who have a drug conviction at their DORA-qualifying event if funding and slots are limited.

Source: University of Utah Criminal Justice Center. DORA Statewide Report, November 1, 2011. The full report is available on the CCJJ website at <http://justice.utah.gov>.

Beer Tax Funds Oversight

In compliance with the Utah Code (§32B-2-401 through 405), the USAAV Council oversees the utilization of beer tax monies appropriated annually to Utah's municipalities and counties "for programs or projects related to prevention, treatment, detection, prosecution, and control of violations of [the Alcoholic Beverage Control Act] and other

offenses in which alcohol is a contributing factor, [including] the confinement or treatment of persons arrested for or convicted of [such] offenses". Counties And municipalities that receive \$1,000 or more are required to submit an annual report to the USAAV Council detailing how the funds were used. Failure to report may result in loss of funds.

The FY 2011 appropriation of \$5,597,200 was utilized for the statutory purposes summarized in the table below:

| Percent of Local Governments Utilizing FY 2011 Beer Tax Funds for Each Purpose Area* | |
|---|-----|
| DUI Law Enforcement | 56% |
| General Alcohol-Related Law Enforcement | 61% |
| Prosecution/Court Costs for Alcohol-Related Cases | 25% |
| Treatment of Alcohol Problems | 7% |
| Alcohol-Related Education/Prevention | 47% |
| Confinement or Alcohol Law Offenders | 14% |
| *Local governments may use alcohol funds for more than one of the six categories outlined in the statute. | |



Campaign Continues to Target Underage Drinking in Utah

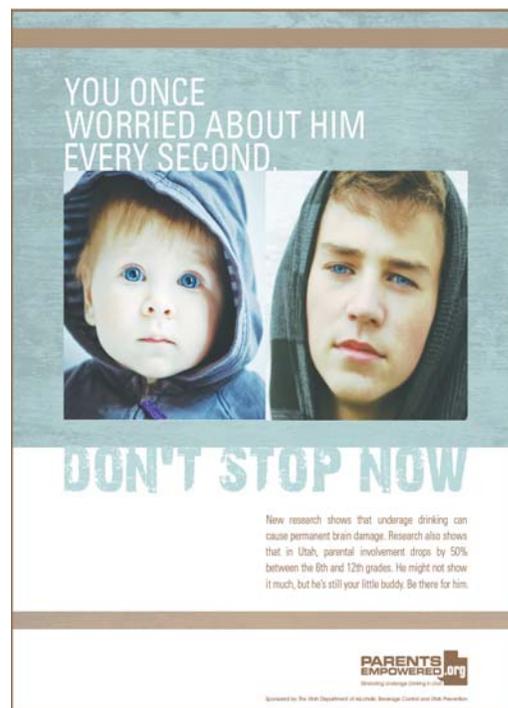
During 2011, the USAAV Council maintained its oversight of Utah's ParentsEmpowered Underage Drinking Prevention Media Campaign. The campaign entered its sixth year on July 1, with new TV, radio, print and social media components. The Council's Underage Drinking Prevention Workgroup continues to meet regularly to guide the development of campaign materials.

With its strong foundation of research showing **parental disapproval of underage drinking is the #1 reason youth don't drink**, ParentsEmpowered continues to focus on providing parents and guardians with information about the harmful effects



of alcohol on the developing teen brain, along with proven skills for preventing underage alcohol use, including: **bonding** with children through daily, positive communication and interaction; setting clear **boundaries** and limitations, including rules about underage drinking; and **monitoring** children's activities by asking direct questions and ensuring their environment is alcohol-free.

In the current year, the campaign has introduced a component to educate parents about social media and teach them skills for monitoring their child's online activity. These "new media" present new risks and youth who feel monitored are less likely to engage in risky behaviors.



Prescription Drug Awareness Campaign

In February 2011, the revitalized "Use Only as Directed" campaign was launched with television, radio, billboard and internet messages promoting the **Safe USE, Safe STORAGE, and Safe DISPOSAL** of prescription pain medications. The campaign builds on the initial campaign of the same name that was developed in 2008-2009 through the Utah Department of Health's Prescription Pain Medication Management and Education Program. The new campaign, which targets adults ages 25-54, is the work of the Utah Pharmaceutical Drug Crime

Project's (UPDCP) Public Awareness Committee. UPDCP was convened in 2009 and involves multiple local, state and federal partners, including the USAAV Council, that are focused on reducing prescription drug abuse in Utah. The campaign is funded through a grant to the Salt Lake City Police Department from the Utah Commission on Criminal and Juvenile Justice.

In its first year, the Use Only as Directed campaign demonstrated considerable success, as measured by phone surveys before the campaign and again nine months later, that show respondents who saw or heard the ads were significantly more likely than those not exposed to the ads to report that:

- prescription pain medications have potential for abuse or addiction,



- it is risky to increase a prescription dosage without a doctor's permission,
- it is important to clean out unused medications,
- they know how to properly dispose of unused medications,
- they keep track of the number of pain pills they have, and
- they regularly dispose of their unused prescriptions.



2011 USAAV Governor's Awards



Each year, the USAAV Council honors those who have made outstanding contributions to Utah's efforts to eliminate substance abuse and its consequences.

Marilyn K. Johnson, RN, received the 2011 USAAV Governor's Award in recognition of her extraordinary leadership and contributions at the national and state levels, tireless hours of volunteer service, and sustained efforts on behalf of Utah's drug endangered children.

Marilyn was instrumental in the development of Utah's drug endangered children initiative, including formulation of the state's *Drug Endangered Children Protocol* and *Best Practice Guidelines for Medical Evaluations of Children Found in Drug*

Exposed Settings. Marilyn currently co-facilitates a group of Drug Endangered Children trainers with the Division of Child and Family Services, and serves as a member of the USAAV Drug Endangered Children Committee.



Joel L. Millard, DSW, received the 2011 USAAV Governor's Award in recognition of his leadership and extraordinary service to Utah's substance abuse prevention and treatment fields for nearly five decades as a clinician, mentor, educator, program director, and advocate dedicated to ensuring evidence-based services for those with addictive disease.

Throughout his career, Joel has championed evidence-based treatment and prevention services for Utah's substance abusing and opiate addicted populations. He has served as Executive Director of Project Reality since 1977, was among the founding faculty for the University of Utah's Alcohol and Drug Treatment Training Certificate Program, and is a section leader for the U of U School on Alcoholism and Other Drug Dependencies.

Joel currently serves as a member of the both the USAAV Treatment and Drug Endangered Children Committees, and as the treatment expert on the USAAV Council.



Utah Substance Abuse Advisory Council

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