

HB 1183 Oversight Council Meeting

April 4, 2022

Present

- Terry Dosch
- Jeremy Johnson
- Greg Sattizahn
- Dr. Tom Stanage
- Senator Reynold Nesiba
- Betsy Doyle
- Tiffany Wolfgang
- Rep. Tim Reed
- Comm. Cindy Heiberger
- Sheriff Milstead
- Laura Ringling
- Noreen Plumage
- Senator Arthur Rusch

Absent

- Judge Carmen Means

Guests

- Chad Mosteller
- Staci Ackerman
- Kristi Sidel
- Noreen Plumage

Call the Meeting to Order

Mr. Sattizahn called the meeting to order at 10am. Sadie Stevens took attendance and established a quorum.

Legislative Update

Terry Dosch reviewed several [bills of relevance](#) from the 2022 legislative session.

On SB 183 Senator Rusch commented that it was the only bill he could remember that would repeal all the statutes and put the responsibility to rewrite them on a summer study. He thought something related to juveniles would appear in the legislative session next year and was concerned that there wouldn't be enough capacity in state to handle an increase in juvenile incarcerations. He did not think sending youth out of state was productive. Rep. Duba agreed with Senator Rusch and added that she is going to try to get on the committee to study and would urge the members to lean on outside experts. She also thanked Senator Rusch for all his work in the legislature, as he will not be returning next year.

Senator Nesiba commented on the topics surrounding Amendment C and Medicaid Expansion. He did not think that the lawsuit filed on it will be resolved before the November election and urged the members to look at the ballot items diligently.

Virtual Crisis Care

Mr. Sattizahn reminded the group about the purpose and function of the Virtual Crisis Care program. Tiffany Wolfgang updated the group as to how the project was moving from under the UJS umbrella to DSS.

Kristi Sidel from Avel eCare gave a [data presentation](#).

Rep. Duba inquired as to possible site expansions. Ms. Wolfgang responded that they were working with UJS to find other interesting areas; however, the UJS was able to accommodate everyone who was interested during the last expansion. The majority of the focus now was to make sure that they could serve the existing counties and identify interest. Rep. Duba asked if there was any discussion as to expanding VCC into Sioux Falls. Mr. Sattizahn informed the group that Minnehaha had not been considered because it already had significant services. Sheriff Milstead agreed—he pointed to the Link as being something really valuable to Sioux Falls that is not available to the types of communities targeted by VCC. Mr. Dosch echoed the previous comments about how valuable VCC is to counties that are rural or do not have other options, like mobile crisis teams.

Law Enforcement Behavioral Health

Mr. Chad Mosteller from DCI gave an update about the various mental health trainings that had occurred this past year in South Dakota. He also discussed the partnership with Minnesota to create online CIT training. Due to COVID, the anticipated completion date will be in the summer of 2023.

Mental Health Court Update

Noreen Plumage, the UJS Director of Problem-Solving Courts, updated the group about mental health courts. She began her presentation by explaining how Mental Health function and the national conversation surrounding them.

Rapid City is in its third year. There have been 33 clients, with 9 currently in the program. Sioux Falls is in its second year. The program has had 18 clients. Some recently graduated, so there are currently 14 participants. Generally, both programs function at their 15-person capacity. On average it takes 2.5 years from beginning to end for someone to graduate.

Ms. Plumage shared a [video](#) with the group to view at a later time.

Appropriate Regional Facilities

Ms. Wolfgang reviewed the purpose and status of the [Appropriate Regional Facilities](#). In FY 2022, one-time general funds were used for the purpose of continuing to invest in ARFs. Through the Request for Proposal process, the following contracts were awarded to Lewis & Clark Behavioral Health Services and the Human Service Agency. She also reviewed the [Appropriate Regional Facility Capacity map](#) and coverage areas.

Rep. Duba inquired as to if they were still on target for completion. Ms. Wolfgang responded that there were some delays related to supply chain issues, but they were working diligently with the entities that received contracts to have them completed as soon as possible.

Dr. Stanage informed the group that at Lewis & Clark that they have two crisis beds, but in that day's report they had 4 people in crisis. They are struggling to meet the demand and are needing to turn detox beds into crisis beds.

Competency Restoration Process Update

Jeremy Johnson, the administrator at the Human Services Center, gave a [presentation](#) about Restoration to Competency.

Public Comment

Staci Ackerman, the executive director for the Sheriff's Association, brought forth a [discussion item](#) related to the mental health screening pilot that was put into legislation in HB 1183. While there were many pilots participating, there was no final resolution. The pilot counties had several questions related to liability and potential responsibilities and policies that would be needed if the screen became standardizing. Pennington county had suggested to Ms. Ackerman that the statutes be repealed. Mr. Sattizahn added that there was a lot of natural resistance to the pilots, and some prosecutors were concerned about collecting the data and if that triggered potential liability for the county. He added that a few counties use something similar but it is a little different than what the pilot had envisioned. Mr. Sattizahn did not think that the screen could be mandated at every jail. Betsy Doyle echoed Mr. Sattizahn's comments about its usage in Minnehaha county and how the process was unique to the county.

Ms. Ackerman informed the group that their next meeting was April 19, and the fall meeting is October 11. She said that if the council had any thoughts on this subject they would be happy to discuss. Mr. Sattizahn said he would poll the magistrate judges. The group recommended having Ms. Ackerman report back to the group after their April meeting.

There was no additional public comment.

Next Steps

The council is set to expire this year. There will be one more meeting in July to review the annual report.