



Utah Substance Abuse
Advisory Council

2012 ANNUAL REPORT

MARY LOU EMERSON, DIRECTOR • (801) 538-1921 • www.usaav.utah.gov

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 beer tax 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 (§32B-2-306); and
- Report recommendations annually to the Governor, Legislature, Judicial Council, and Commission on Criminal and Juvenile Justice.

USA AV Legislative Priorities



In conjunction with its statutory duty to recommend statewide substance abuse policy, the USA AV Council proposed legislation for the 2012 and 2013 Legislative Sessions. A description of these bills follows.

2013 USA AV Proposed Legislation

The USA AV Council proposes the following bills for passage during the 2013 Legislative General Session:

H.B. 33 – Expungement Process Amendments, by Representative Eric Hutchings. This bill is proposed by the USA AV Drug-Related Offenses Expungement Committee, created by S.B. 182 in the 2012 General Session. The purpose of the bill is to eliminate barriers to employment, housing, etc.,

encountered by individuals in successful recovery from substance use disorders and desiring to become productive citizens. The bill increases the number of drug possession offenses a person can have on their record and still be eligible to expunge the offenses, and grants authority to the Board of Pardons and Parole to issue an order of expungement.

H.B. 56 – Behavioral Health Care Workforce Amendments, by Representative Ronda Menlove. This bill will allow mental health therapists and substance use disorder counselors to provide services via Internet, telephone, or other electronic means; and allows for remote training and supervision of mental health professionals and substance use disorder counselors via electronic means. The bill also provides a means for short term transitional care for clients relocating to Utah. The bill

grants rulemaking authority to the Division of Occupational and Professional Licensing to establish standards for providing remote therapy/counseling.

H.B. 244 – Mental Health Professional Practice Act Amendments, by Representative Edward Redd. This bill adds advanced practice registered nurse interns specializing in psychiatric mental health nursing to the definition of "mental health therapist"; makes the definition of "mental health therapist" in the Psychologist Licensing Act consistent with the Mental Health Professional Practice Act; and grants rulemaking authority to the Division of Occupational and Professional Licensing to determine whether an applicant for a license as a substance use disorder counselor has met educational requirements.

2012 USAAV Priority Bills Passed

The following USAAV Council priority bills were passed by the 2012 Utah Legislature:

S.B. 50 – Motor Vehicle Impound Amendments, by Senator Michael Waddoups. This bill addressed an oversight in the DUI statute by requiring a peace officer to seize and impound a vehicle if the officer arrests, cites, or refers for administrative action the operator of the vehicle for driving the motor vehicle while the operator’s license is denied, suspended, revoked, or disqualified for violating certain drug or alcohol-related offenses.

S.B. 258 – Underage Drinking Prevention Campaign, by Senator Lyle Hillyard. This bill created the “Underage Drinking Prevention Media and Education Campaign Restricted Account” and requires annual deposits into the account of 0.6% of the total gross revenue from the sale of liquor for the ParentsEmpowered campaign. The bill also directed the USAAV Council to create an Underage Drinking Prevention Workgroup to provide oversight for the campaign. Finally, the bill appropriated \$1,773,300 from the new Restricted Account to the Department of Alcoholic Beverage Control for the FY 2013 ParentsEmpowered campaign.

H.B. 496 – Mental Health Practice Act Revisions, by Representative Paul Ray. This bill made changes to the education, supervision, licensing, and scope of practice requirements for substance use disorder (SUD) counselors. The changes were recommended by the USAAV 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 movement within the substance use disorder field toward a Recovery Oriented System of Care (ROSC).

2012 DORA Update



The goal of Utah’s Drug Offender Reform Act (DORA) is to reduce the incidence of substance use disorders, drug-related crime, and the related consequences for individuals, families and communities throughout Utah. The objectives of DORA are to: determine an individual’s specific risk and substance use disorder treatment needs as early as possible in the judicial process; expand substance use disorder treatment resources for individuals under corrections supervision in the community and in correctional institutions; provide more intensive supervision by the Department of Corrections; and integrate substance use disorder treatment and correctional supervision in a collaborative approach to managing individuals on probation and parole.

In 2012, the Utah Criminal Justice Center (UCJC) 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. As of the November 2012 evaluation update, nearly all DORA participants had exited supervision, with 44 percent of probationers and 34 percent of parolees exiting successfully.

The key findings of the 2012 update may be summarized as follows:

- The foundations of DORA (more frequent supervision, longer time in treatment, treatment completion) continue to be related to positive outcomes; and
- Higher risk participants (higher LSI scores, younger age, requiring higher levels of treatment) continue to have less successful outcomes.

The data analyzed in the 2012 UCJC report also continued to support the following recommendations for strengthening DORA:

- Examine ways to improve outcomes for high risk offenders (higher LSI, 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);
- Maintain the high quality of supervision intensity and access to treatment; and
- Continue to implement strategies to increase time in treatment and likelihood of completion.

The complete 2012 Report is available on the UCJC website at: http://ucjc.utah.edu/wp-content/uploads/DORASTatewide2012_final_102612.pdf

Beer Tax Funds

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 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 table below summarizes how the FY 2012 appropriation of \$5,308,900 was expended:

How FY 2012 Beer Tax Funds Were Used for Alcohol-Related Purposes		
Statutory Purpose	Amount	%
DUI Enforcement	\$1,151,107.85	22.4%
Alcohol Law Enforcement	1,456,520.40	28.3%
Prosecution	684,392.02	13.3%
Treatment	794,219..69	15.5%
Prevention	317,637.14	6.2%
Confinement	733,031.01	14.3%
TOTALS	\$5,136,908.11	100.0%



Preventing Underage Drinking in Utah

During 2012, the USAAV Council maintained its oversight of Utah's ParentsEmpowered Underage Drinking Prevention Media Campaign. The campaign entered its seventh year on July 1, with new TV, radio, print and social media components. The USAAV 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.

The current year campaign is focused on the importance of implementing all three of the prevention strategies – **BONDING, BOUNDARIES** and **MONITORING** – simultaneously with "Triple Strength Prevention" and "Three-Step Underage Drinking Prevention Program" spots.



ParentsEmpowered received the prestigious **2012 National Exemplary Award for Innovative Substance Abuse Prevention Programs, Practices and Policies** in September from the National Prevention Network (NPN), an affiliate of the National Association of State Alcohol and Drug Abuse Directors (NASADAD). It was one of only two awards given!



2012 USAAV Awards

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

Governor's Awards

Judge Kimberly Hornak received the *2012 USAAV Governor's Award* in recognition of her exceptional leadership and commitment to helping youth and families struggling with substance abuse by establishing and presiding over Utah's first Juvenile Drug Court and a Family Dependency Drug Court, thereby touching the lives of nearly 1,000 Utahns.



Marjean Searcy received the *2012 USAAV Governor's Award* in recognition of her vision, exceptional leadership, and tireless work to mobilize resources and bring stakeholders together in

multidisciplinary, collaborative efforts to successfully implement the Salt Lake City COPS Methamphetamine Initiative, the Utah Alliance for Drug Endangered Children, and the Utah Pharmaceutical Drug Crime Project.



MVP Award

Senate President Michael Waddoups and **Anna Kay Waddoups** were honored with the USAAV Council's *Harold L. Morrill MVP Award* in recognition of their exceptional leadership and tireless dedication to maintaining the highest standards in setting policy and ensuring resources to eliminate substance abuse in Utah.

The Waddoups' were gratefully acknowledged for their continuing

support of the principles and priorities of the USAAV Council and their distinguished service to the citizens of Utah.

President Waddoups sponsored and supported numerous substance abuse-related bills during his tenure in the Utah Legislature.

Anna Kay Waddoups served as chair of the USAAV DUI Committee for 10 years, from its creation in 2002 through 2012.



Utah Substance Abuse Advisory Council

USA AV Council Members

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Utah State Office of Education

Dr. Joel Millard
Expertise in Treatment Issues

Craig PoVey
Chair, Prevention Committee/UPAC

Representative Paul Ray
Utah House of Representatives

Scott Reed
Chair, Justice Committee

Mayor JoAnn Seghini
Utah League of Cities and Towns

Shirlee Silversmith
Utah Division of Indian Affairs

Lana Stohl
Utah Division of Substance Abuse and Mental Health

Chief Paul Tittensor
Expertise in Criminal Justice Issues

Kirk Torgensen
Utah Attorney General's Office

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Behavioral Healthcare Workforce Workgroup
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Sober Living Homes Subcommittee
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Utah State Capitol Complex
Senate Office Building, Suite 330
<http://www.usaav.utah.gov>