

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
3.10
(ID # 4046)

MEETING DATE:

Tuesday, November 7, 2017


FROM : RUHS-BEHAVIORAL HEALTH:

SUBJECT: RIVERSIDE UNIVERSITY HEALTH SYSTEM-BEHAVIORAL HEALTH: Approve the Driving Under the Influence (DUI) Needs Assessment Protocol and Recommend DUI Multiple Offender Services Providers. Districts: All, [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the implementation of the Riverside County DUI Needs Assessment Protocol as described in Attachment A; and
2. Approve and recommend the organizations listed in Attachment C as DUI Multiple Offender service providers.

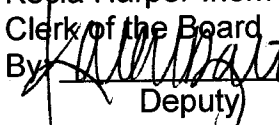
ACTION:


Steve Steinberg 10/26/2017

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Washington and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington and Perez
Nays: None
Absent: Ashley
Date: November 7, 2017
xc: RUHS-Behavioral Health

Kecia Harper-Ihem
Clerk of the Board
By 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$0	\$0	\$0	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	16/17

C.E.O. RECOMMENDATION: [CEO use]

BACKGROUND:

Summary

As part of its mission, Riverside University Health System - Behavioral Health (RUHS-BH) Substance Abuse Prevention & Treatment Program is to provide treatment referrals and recovery resources for individuals convicted of driving under the influence of alcohol to abstain from driving after drinking while promoting the health and safety of the drinking driver and the well-being of society.

The DUI program was developed to implement PC1000, DEJ, Assembly Bill (AB) 541 and Senate Bill (SB) 38. AB 541 became effective January 1982 and provides that a person convicted for a first time DUI may be granted probation on the condition that he/she participates in, and successfully completes an alcohol and drug education and counseling program designated by the Court. SB 38, effective January 1978, provided that a person convicted of a DUI for a second time in a seven-year period may be granted probation on the condition that they participate in and successfully complete a State/County approved eighteen-month program of counseling and education. 9 CCR § 9801.5 requires the Board of Supervisors to recommend organizations to provide First and Multiple Offender DUI Services in Riverside County.

Currently, the following agencies are State approved DUI providers in Riverside County:

A Better Community

(First Offender)
218 N. Lincoln Avenue, #110
Corona, CA 92882

Ace Banning Program

(First & Multiple Offender)
45 So. 1st. Street,
Banning, CA 92220

Ace Moreno Valley Program

(First Offender)
23846 Sunnymead Blvd., #5,
Moreno Valley, CA 92553

Ace Corona Program

(First Offender)
131 Corona Mall
Corona, CA 92879

Alpha Program Lake Elsinore

(First & Multiple Offender)
600 Third St.
Lake Elsinore, CA 92531

Anderson & Associates

(First & Multiple Offender)
26811 Hobie Circle, Suite 2
Murrieta, CA 92562

Anderson & Associates

(First & Multiple Offender)
3980 W. Florida Ave. Suite 105,
Hemet, CA 92545

The Awareness Program

(First & Multiple Offender)
45926 Oasis St.
Indio, CA 92201

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Ace Hemet Program

(First & Multiple Offender)
736 North State Street, #108
Hemet, CA 92543

Riverside County Blythe DUI

(First & Multiple Offender)
1297 W. Hobsonway
Blythe, CA 92225

Alert Program

(First Offender)
730 Eugene Road
Palm Springs, CA 92264

Alpha Program

(First & Multiple Offender)
3757 Elizabeth St.
Riverside, CA 92506

These services include:

- **Wet & Reckless** (SB1176) A Wet & Reckless conviction is less than a Driving Under the Influence ("DUI") charge. The driver is convicted of driving with a measurable amount of alcohol but the individual's blood alcohol content is less than .08. The driver must complete a 12-hour education program; typically 6 weeks of education, 2 hours each.
- **First Offender** (AB541) The driver is convicted of a first DUI within 10 years and the blood alcohol content of 0.08-0.20. The driver must complete a 30-hour alcohol and drug education and counseling program. The program duration is 3-4 months and is structured as follows:
 - 18 hours of group counseling
 - 12 hours of education
 - 3 individual face-to-face sessions
- **First Offender** (AB1353) The driver is convicted of a first DUI within 10 years and blood alcohol content of 0.20 or higher. The driver must complete a 60-hour alcohol and drug education and counseling program. The program duration is 9 months, structured as follows:
 - 44 hours of group counseling
 - 12 hours of education
 - 22 individual face-to-face sessions
- **Second/Multiple Offender** (SB38) The driver is convicted of DUI two or more times within 10 years, with a blood alcohol content of 0.08 or higher. The driver must complete a 18-month multiple offender program. This program requires:
 - 52 hours of group counseling;
 - 12 hours of alcohol and drug education;
 - 6 hours of community reentry monitoring; and
 - Bi-weekly individual interviews during the first 12 months of the program.

The Awareness Program

(First & Multiple Offender)
1445 N Sunrise Way Ste 103
Palm Springs, CA 92262

Community Settlement Association

(First & Multiple Offender)
4366 Bermuda Ave.
Riverside, CA 92507

High Road Program

(First & Multiple Offender)
3579 Arlington Ave., Ste 200
Riverside, CA 92506

Currently, due to a growth in population of 9% between 2010 and 2017, several populous areas are not

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adequately covered with multiple offender DUI providers, limiting services for persons convicted of driving under the influence and who may not have access to transportation. RUHS-BH is requesting that the Board recommend the DUI providers listed in Attachment C as DUI Multiple Offender providers. These providers are existing DUI First Offender Providers. Recommending these providers allow for the DUI Multiple Offender services to be provided in Corona and Moreno Valley.

Additionally, RUHS-BH is seeking approval for the implementation of the Riverside County DUI Needs Assessment Protocol as a means to determine regional needs for the DUI services. Attachment A outlines the Title 9 criteria on which the annual Needs Assessment is based, as well as input from the existing DUI Providers. The first Needs Assessment was completed in July 2017, which is attached hereto as Attachment B. The DUI Needs Assessment supports the recommendations of those providers listed in Attachment C. Future provider recommendations brought to the Board will be based on this protocol.

Impact on Citizens and Businesses

DUI and PC1000 DEJ services will be accessible for both First and Multiple Offender participants at any of the State Licensed DUI providers of their choice. These services are a component of Behavioral Health's system of care aimed at improving the health and safety of consumers and the community.

Contract History and Price Reasonableness

This program is fully funded by DUI client fees and there are no County funds required.



Douglas Cady, Principal Management Analyst 10/26/2017



Gregory V. Priamos, Director County Counsel 10/26/2017

ATTACHMENT A

DUI Needs Assessment Protocol

RUHS-BH Substance Abuse Prevention and Treatment Program and Drinking Driver Program will be implementing the following protocol for DUI Needs Assessment:

- 1) A Yearly Needs Assessment will be completed and shared with providers.
 - a) Needs Assessment will be completed January of each year.
 - b) Next Needs Assessment will be completed January 2018.

- 2) DUI Needs Assessment will be completed by following Title 9 Regulations at minimum. The Assessment will collect and analyze data in the following categories when determining the need for additional DUI Providers:
 - a) Increased population in the County as a whole.
 - b) Increased DUI arrests and convictions.
 - c) Access to services for participants located in areas where services are not accessible based on extensive distance, or where service capacity is reached.
 - d) Caseload review and impact on other surrounding DUI providers.

- 3) Any Community Provider desiring to open a new DUI program or enhance a currently certified site must request in writing to the Substance Abuse Prevention and Treatment Program Administrator. The request will be forwarded to the Behavioral Health Director along with the most current Needs Assessment for review.

ATTACHMENT B
RUHS-Behavioral Health
Substance Abuse Prevention and Treatment Program
Drinking Driver Program DUI Needs Assessment

Introduction

The Riverside University Health System-Behavioral Health (RUHS-BH) Substance Abuse Prevention and Treatment Program (SAPT) completed a countywide DUI Needs Assessment in response to an increase of inquiries from providers to become licensed DUI Service Providers in Riverside County. The DUI Needs Assessment was conducted in June 2017, and includes statistical data for the years 2010–2017 that is being used to demonstrate the current DUI Program need in certain areas of Riverside County. The data used for this report was collected from Riverside County Economic Development Agency and the Department of Motor Vehicle Management Information System. All data is the most current information available (*DUI conviction rate for 2013 was not accessible).

Regulatory Requirements

DUI program operation is regulated by the California Code of Regulations, Title 9, Chapter 3-“Programs for Alcohol and Drug Impaired Drivers”, sections 9800-9868 (hereinafter referred to as Title 9). Title 9 incorporates the Health and Safety Code, as well as the California Vehicle Code, and applies the regulatory requirements to California Department of Health Care Services (DHCS), counties, and DUI program providers.

Title 9 requires DUI providers to obtain a license issued by DHCS prior to the operation of a DUI program. The requirements for obtaining a license include a Riverside County Board of Supervisors’ resolution or minute order that recommends licensure to a provider. The recommendation must include a demonstrated need for a new DUI program, and the assurance that the implementation of a new DUI program will not jeopardize the fiscal integrity of existing licensed DUI programs.

Title 9, §9801.5 states, “...the County Board of Supervisors shall (1) Review, at its option, any new applications for licensure as DUI program.” The RUHS-BH SAPT Program, in accordance with Title 9, §9805, has conducted a needs assessment based on objective measurable criteria to include:

1. Increased population in the county as a whole.
2. Increased DUI arrests and convictions.
3. Access to services for participants located in areas where services are not accessible based on extensive distance, or where service capacity is reached.
4. Caseload review and impact on other surrounding DUI providers.

Criteria One: Increased Population in the County as a Whole

RUHS-BH SAPT Program evaluated the increase of population in Riverside County. The data collected indicates an overall increase in the County population of 9% during the studied seven year period. The cities of Beaumont, Corona, Coachella, Desert Hot

Springs, Lake Elsinore, Murrieta, Perris, Temecula, and Indio have all had a substantial growth in population during this time period.

Region/City	2010	2017	Growth Amount	Growth Percentage
Western Region				
Corona	152,374	167,759	15,385	10.10%
Eastvale	*	64,613	**	**
Jurupa Valley	*	101,315	**	**
Riverside	303,871	326,792	22,921	7.54%
Norco	27,063	26,882	-181	-0.67%
Moreno Valley	193,365	206,750	13,385	6.92%
Western Total	676,673	894,111	217,438	32.13%
Mid County Region				
Hemet	78,657	81,868	3,211	4.08%
Canyon Lake	10,561	10,891	330	3.12%
Lake Elsinore	51,821	62,092	10,271	19.82%
Menifee	77,519	90,660	13,141	16.95%
Murrieta	103,466	114,914	11,448	11.06%
Perris	68,386	75,739	7,353	10.75%
San Jacinto	44,199	47,925	3,726	8.43%
Temecula	100,097	111,024	10,927	10.92%
Wildomar	32,176	35,782	3,606	11.21%
Mid County Total	566,882	630,895	64,013	11.29%
Desert Region				
Banning	29,603	31,068	1,465	4.95%
Beaumont	36,877	46,179	9,302	25.22%
Blythe	20,817	19,660	-1,157	-5.56%
Calimesa	7,879	8,637	758	9.62%
Cathedral City	51,200	54,557	3,357	6.56%
Coachella	40,704	45,551	4,847	11.91%
Desert Hot Springs	25,938	29,111	3,173	12.23%
La Quinta	37,467	40,677	3,210	8.57%
Indian Wells	4,958	5,450	492	9.92%
Palm Desert	48,445	50,740	2,295	4.74%
Palm Springs	44,552	47,379	2,827	6.35%
Rancho Mirage	17,218	18,295	1,077	6.26%
Indio	76,036	88,718	12,682	16.68%
Desert Total	441,694	486,022	44,328	10.04%
Unincorporated Areas Total	504,392	373,755	-130,637	-25.90%
Total	2,189,641	2,384,783	195,142	8.91%

Source: Riverside County Economic Development Agency. *Historical Population Estimates, with 2010 Census Counts*. Riverside, California. <http://www.rivcoeda.org/LinkClick.aspx?fileticket=A7t8ZbHryfE%3d&tabid=1110>

Criteria Two: DUI Arrests and Convictions

Riverside County Drinking Driver Program evaluated the DUI arrest and conviction rate throughout Riverside County by utilizing the most up to date data provided by the Department of Motor Vehicles DUI Management Information System (2012-2015) records. Convictions for DUI offenses require treatment; therefore, even with the arrests decreasing, the need for those convicted is increasing for treatment services. The following information was gathered regarding the arrest/conviction rate:

- The DUI arrest rate had an overall decrease between 2010 and 2013 for both misdemeanor and felony charges.
- DUI convictions increased between 2010 and 2012.

The conviction data is listed below:

Riverside County DUI Convictions from 2010-2012

(* 2013 conviction data was not available)

- 2010 = 7,970
- 2011 = 8,497
- 2012 = 8,444

Criteria Three: Access to Services for Participants Located in Areas Where Services are not Accessible Based on Extensive Distance or Where Service Capacity is Reached

Riverside County Drinking Driver Program examined the need for additional DUI programs by utilizing the "extensive distance" test. This test, incorporated in Title 9, applies to providers requesting a satellite location as an extension of their existing program. The test requires a distance of at least 10 miles between a DUI provider and a satellite location for the protection of the fiscal integrity of existing DUI programs.

When applying the extensive distance test within Riverside County, the results indicated the populated regions/areas are not adequately covered by DUI providers. The attached map titled "Substance Abuse Prevention and Treatment Program DUI Provider Locations" demonstrates the populated areas have service areas that are overlapping in Western Region (Riverside area). The map also demonstrates that some program levels are not available in certain regions, such as the fact that only first offender services are offered in the Corona area, and eastern Moreno Valley area, limiting the client's options for multiple offender services. Having limited services in some areas may cause people convicted of driving under the influence to encounter problems meeting the requirements ordered by the Court and the Department of Motor Vehicles. These restrictions are amplified for some due to a lack transportation, which limits the consumer's ability to get to their program consistently and in a timely manner. Lack of transportation may also encourage consumers to drive on suspended or revoked licenses to attend court ordered classes.

It was determined that the cities of Corona and Moreno Valley are underserved for multiple offender consumers. Currently, these cities do not have fully licensed multiple

offender providers, which requires consumers in these areas to travel outside of their immediate community to seek services. Those consumers that need multiple offender courses that live in these cities are referred to providers in Riverside and Lake Elsinore, further increasing the chances that consumers will need to drive on suspended licenses to attend classes.

Criteria Four: Caseload Review and Impact on Other Surrounding DUI Providers

In addition to the extensive distance test, Riverside County Drinking Driver Program (DDP) assessed the need for additional services by evaluating provider caseload information. The purpose of this analysis was to determine whether DUI providers are able to properly accommodate those in need of their services, and whether the County's recommendation of licensure for additional services would impact surrounding DUI providers. Caseload information was gathered from the RUHS-BH ELMR Support Unit for FY 2016/2017.

The Providers FY16/17 caseload numbers are listed below:

A.C.E. MANAGEMENT PROGRAM BANNING	First and Multiple Offender	152
A.C.E. MANAGEMENT PROGRAM CORONA	First Offender	226
A.C.E. MANAGEMENT PROGRAM MORENO VALLEY	First Offender	505
A.C.E. MANAGEMENT PROGRAM HEMET	First and Multiple Offender	281
ABC PROGRAM CORONA	First Offender	225
ANDERSON & ASSOCIATES HEMET	First and Multiple Offender	170
ALERT PROGRAM PALM SPRINGS	First Offender	285
ALPHA PROGRAM RIVERSIDE	First and Multiple Offender	254
ALPHA PROGRAM LAKE ELSINORE	First and Multiple Offender	336
ANDERSON & ASSOCIATES MURRIETA	First and Multiple Offender	683
AWARENESS PROGRAM INDIO	First and Multiple Offender	807
AWARENESS PROGRAM PALM SPRINGS	First and Multiple Offender	291
COMMUNITY SETTLEMENT RIVERSIDE	First and Multiple Offender	309
HIGH ROAD PROGRAM RIVERSIDE	First and Multiple Offender	454
RIVERSIDE COUNTY BLYTHE DUI PROGRAM	First and Multiple Offender	47

Upon review of provider caseloads, it was determined that a threshold number of cases should be established to assist DDP in determining whether additional service licensure for an existing provider should be recommended without impacting the business of

surrounding providers. DDP determined that the threshold caseload should be set at 200, as this is the point at which a satellite site has reached maximum capacity per Title 9, but can still operate. It is assumed that if a satellite site is operating in an area at the maximum capacity, without impact to surrounding providers, then it is likely that it can continue operation in that area without negatively impacting the surrounding providers.

Looking specifically at the programs located in the areas identified as underserved in the extensive distance test, it appears that the A.C.E. Management Program in Moreno Valley is carrying a large caseload of first offender clients, with a caseload of 505. RUHS-BH SAPT believes the addition of the multiple offender licensure at this location would benefit the community in allowing the A.C.E. Management Program to offer additional services in that geographical area to meet the needs of the community, and avoid the need for the clients to drive to Riverside or Lake Elsinore for services.

Similarly, ABC Program in Corona is currently only offering first offender services, and carrying a caseload of 225. RUHS-BH SAPT believes that it would benefit the community for ABC Program to obtain a multiple offender license to provide those services in the Corona area. Since the provider is already providing services to over 200 offenders, it is not anticipated that multiple offender licensure will lead to a negative impact on the surrounding DUI providers.

Additionally, the A.C.E. Management Program in Corona is currently operating as a satellite site that is connected to the organization's Hemet location. As such, A.C.E. Management is currently operating out of compliance with the satellite site location requirements as described in Title 9, Section 9807 (e), which states, "The licensee shall not provide services to more than 200 participants, enrolled during each fiscal year, at a satellite location." A.C.E. Management Program is currently operating with a caseload of 226 cases, which exceeds the Riverside County established threshold. At this time, RUHS-BH SAPT recommends A.C.E. Management Program for licensure as a multiple offender provider to become compliant with Title 9.

Lastly, the Alert Program in Palm Springs is currently only licensed to offer first offender services. Applying the threshold caseload and impact analysis, it was determined that with a current caseload of 285 cases, Alert Program should also qualify for recommendation for multiple offender licensure. There is currently one other DUI provider in Palm Springs, and the recommendation of licensure to Alert Program will allow consumers to have choices in the immediate area for treatment.

Conclusion and Recommendations

The countywide DUI needs assessment resulted in the following findings:

1. The population experienced a 9% growth from 2010 to 2017.
2. There was a slight decrease in arrests between 2010 and 2013, but Riverside County also experienced an increase in DUI convictions during this same time period.
3. There appears to be accessibility issues in the densely populated regions of the County, including the areas around Corona and Moreno Valley. As a result, consumer choice for programs is limited.

4. The caseloads in the A.C.E. Management Program Corona Satellite location is currently causing the organization to be out of compliance with Title 9, Section 9807 (e) because they are over the 200 caseload limit. Also, the caseload at A.C.E. Management Program Moreno Valley is high, therefore demonstrating a need for services in that area. By giving them the ability to offer additional services, the community will have more service options to choose from.

For reasons indicated above, it is recommended that any request for additional DUI programs in the County of Riverside are reviewed based on results of this needs assessment.

Currently, Riverside County Drinking Driver Program is recommending the following:

1. That RUHS-BH request recommendation from the Riverside County Board of Supervisors to enhance A Better Community Counseling Program, LLC and ACE Program Management, LLC for DHCS license approval to add multiple offender services to their program to alleviate the concerns in the Corona area.
2. That RUHS-BH request recommendation from the Riverside County Board of Supervisors to enhance ACE Program Management, LLC for DHCS license approval to add multiple offender services to their program in Moreno Valley to alleviate the concerns in the Moreno Valley area.
3. That RUHS-BH request recommendation from the Riverside County Board of Supervisors to enhance Alert Program for DHCS license approval to add multiple offender services to their program in Palm Springs to allow for more treatment options in the Palm Springs area.

At this time, RUHS-BH SAPT does not foresee any issues of fiscal integrity for other providers by carrying out the recommendations for licensure of the ABC Program in Corona, and A.C.E. Management Programs in Corona and Moreno Valley, or Alert Program in Palm Springs. These recommendations are being made in order to offer the community ample services and maintaining options for consumer choice throughout Riverside County.

ATTACHMENT C

Organizations Recommended for Approval to Provide DUI Multiple Offender Services

A Better Community Counseling Program (A.B.C. Program)
218 North Lincoln Avenue, Suite #110
Corona, CA 92882

Alert Program, Inc.
730 Eugene Road
Palm Springs, CA 92264

A.C.E. Program Management LLC
131 Corona Mall
Corona, CA 92879

A.C.E. Program Management LLC
23846 Sunnymead Boulevard Suite# 5
Moreno Valley, CA 92553