



HM45 Interim Status Report Presentation to the Behavioral Health Sub-Committee

Karen Meador, Senior Policy Director, Behavioral Health Collaborative & Gabrielle Sanchez-Sandoval, Acting General Counsel, Department of Health

December 2, 2011

Behavioral Health Collaborative (BHC): House Memorial 45 Task Force

This is an **interim status report** on the work of the HM45 Task Force. A final report will be completed by August 1, 2012.

The Task Force launched its work on August 30th with Representative Kintigh charging the group with the 3 key priorities underlying the Memorial:

- ◆ the safety of the community;
- ◆ protecting and ensuring civil liberties;
- ◆ effective treatment



House Memorial 45 came from: HB497, HB499, HB459

- ◆ Roles of the District Attorneys
- ◆ Civil Commitment and Criminal Procedure
- ◆ Treatment Guardianship processes, including
 - Consent to treatment
 - Role of advance directives
 - Use of treatment guardians in outpatient treatment



BHC: HM45 Task Force Members

- ◆ Ann Albrink
- ◆ Lorette Enochs
- ◆ Fern Goodman
- ◆ Frank Fajardo
- ◆ Deb Fickling
- ◆ Marcia Hawthorne
- ◆ Robert Hilgendorf
- ◆ Peg Holguin
- ◆ Donald Hume
- ◆ Nancy Koenigsberg
- ◆ David Linke
- ◆ Tony Louderbough
- ◆ Diana Martwick
- ◆ Lindy Mondy
- ◆ Jim Ogle
- ◆ Desiree Perriguey
- ◆ Grace Philips
- ◆ Nils Rosenbaum
- ◆ Gabrielle Sanchez-Sandoval
- ◆ Sheila Silverman
- ◆ Rosemary Strunk
- ◆ Matt Tinney

New Mexico Human Services Department



BHC: HM45 Task Force Work Process

- ◆ Task Force began work August 30th
- ◆ Meets for 4.5 hours every other week
- ◆ Video conferencing offered in multiple sites

- ◆ Common Ground of Understanding
- ◆ Seeking Consensus Recommendations



“Seek First to Understand”

- ◆ Assumptions of statutory fixes
- ◆ Misunderstanding and mis-information

- ◆ Work to common understanding of the law, of research and of practice
- ◆ Develop clarity about what the problems are
- ◆ *Then* develop the recommendations for solutions
 - Work for the Collaborative
 - Education and training
 - Clarify system barriers or development needed
 - What statutory changes will really make a difference



HM45 Topics Covered

- ◆ Mental Health Code
- ◆ Competency Statutes and Criminal Procedures
- ◆ Likelihood of harm to others
- ◆ Myths about Violence and Mental Illness
- ◆ Use of Treatment Guardians & Advance Directives
- ◆ Adult Protective Services & Intimate Partner Violence
- ◆ Behavioral Health Institute: Outpatient services, adult psychiatric services, forensic services
- ◆ Recommendations of HJM17



HM45 Topics Remaining For Presentation/Discussion

- ◆ District Attorney Roles
- ◆ Funding of treatment in mental health courts
- ◆ Outpatient Commitment or other coerced treatment issues
- ◆ Prevention and Early Intervention



Interim Task Force Developing Areas to Address and Make Recommendations

- ◆ Release from hospital and from jail are often critical times
- ◆ Good practice already exists in courts and judicial districts and communities in New Mexico
- ◆ What gaps exist in the treatment guardianship process and how can those be closed
- ◆ How can a greater use of advance directives be encouraged
- ◆ Respect for recovery choices and rights have practical application to all these issues



BHC: Further Resources

- ◆ Website for Task Force Documents:
<https://sites.google.com/site/hm45taskforce/>
- ◆ Invitation to Subcommittee Members to participate via video conferencing
- ◆ Other Questions?

