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Utah Substance Abuse and Anti-Violence Coordinating Council

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Meeting Minutes

UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL

Tuesday, November 28, 2006

12:00 noon – 2:00 p.m.

State Capitol Complex East Building – Beehive Room

Members Present: Dr. Gary Jorgensen, Harold Morrill, Gaby Anderson (for Dan Maldonado), Dan Becker, Pat Bird, Louis Callister, Col. Merrill Carter, Commissioner Bill Cox, Judy Kasten Bell (for Asha Parekh), Judge Michael Kwan, Verne Larsen, Dr. Richard Melton, Tom Patterson, Mark Payne, Commissioner Ed Phillips (for Commissioner Scott Duncan), Dale Schipaanboord, Mayor JoAnn Seghini, Chief Paul Tittensor, Anna Kay Waddoups

Members Excused: Senator Chris Buttars, Fotu Katoa, Terry Russo, Kirk Torgensen, Sherm Watkins

Guests: Susan Burke, Brent Kelsey, Myron March, Stewart Ralphs, Rick Schwermer, Ned Searle, Jack Tanner, Senator Michael Waddoups, Senator Carlene Walker

CCJJ Staff: Mary Lou Emerson and Monica Taylor

Agenda Item: Call to Order

Chairman Gary Jorgensen welcomed all present.

- **Approval of September 12, 2006 Minutes**

Motion: Merrill Carter made a motion to approve the meeting minutes of September 12, 2006. The motion was seconded by JoAnn Seghini and passed unanimously.

Agenda Item: Presentation of 2006 USAAV Governor's Awards

Tom Patterson and Gary Jorgensen presented the 2006 USAAV Governor's Awards to the following individuals: Stewart Ralphs, for chairing and serving on the Domestic Violence Advisory Council and his advocacy for domestic violence legislation; Anna Kay Waddoups, for serving as chair of the USAAV DUI Subcommittee and her advocacy for victims of DUI and the passage of key DUI legislation; Senator Carlene Walker, for serving on the DUI Subcommittee and her outstanding leadership as the sponsor of key DUI legislation; and Rick Schwermer, for serving on the USAAV DUI Subcommittee and his contributions to the passage of key DUI and other drug-related legislation. A new award, the USAAV Chair's Award, was introduced and presented to Harold Morrill. Harold was recognized for his long time service and dedication to the USAAV Council and the Treatment Subcommittee.

Agenda Item: Subcommittee Reports

- **Anti-Violence and Justice** – Mary Lou Emerson reported the Subcommittee has been working hard and is in the process of reviewing proposed legislation for the 2007 Legislative Session, including Representative Harper's Controlled Substances Penalty Amendments (Drug-Free Zones) and several sex offender bills.

- **DUI**

- **Fourth Annual DUI Report to the Utah Legislature** – Anna Kay Waddoups called the Council's attention to the Fourth Annual DUI Report included in their handouts and reported it was presented to the Legislature in October.
- **Vote on Reallocation of Forfeited Alcohol Funds** – Anna Kay Waddoups reported a letter was sent to the municipalities and counties that did not submit their reports by the October 1st deadline, giving them a new deadline and informing them if they did not submit their report by the new deadline, their funds would be forfeited. Four municipalities (Centerfield, Ephraim, Moroni, and Hanksville) did not submit their reports by the new deadline and, therefore, have forfeited their FY 07 funds. Mary Lou Emerson polled the DUI Subcommittee regarding how the forfeited monies should be reallocated. The Subcommittee recommended the funds be awarded to the Department of Public Safety to be utilized to pay overtime wages for employees of the Driver License Division's DUI Section, to enable the Division to address the backlog issues that have arisen due to implementation of the Alcohol Restricted Driver (ARD) and Interlock Restricted Driver (IRD) statutes.

Motion: Michael Kwan made a motion to award the forfeited funds to the Driver License Division to pay overtime wages to help with the backlog issues. The motion was seconded by Merrill Carter and passed unanimously.

- **Proposed Amendments to Alcohol Funds Statute** – Anna Kay Waddoups reported that as the statute reads now, forfeited alcohol funds can be awarded as grants to counties, municipalities, or the Department of Public Safety. The DUI Subcommittee recommends the statute be amended to add the Department of Human Services, the Department of Alcoholic Beverage Control, and the Utah State Office of Education as additional agencies that could receive forfeited funds.

Motion: JoAnn Seghini made a motion to include the Department of Human Services, the Department of Alcoholic Beverage Control, and the Utah State Office of Education as additional agencies that could receive forfeited alcohol funds. The motion was seconded by Harold Morrill and passed unanimously.

- **Prevention** – Verne Larsen reported the transition of the Utah Prevention Advisory Council (UPAC) to USAAV has been completed and they have a very strong working group that meets every other month. As the USAAV Prevention Subcommittee, UPAC is hoping to have all of the critical players at the table and they have created a "Member Commitment Form" to help ensure they have a quorum present at meetings to conduct business. The main priority they want to focus on is substance abuse prevention across the lifespan, and the Subcommittee will identify available programs and any gaps in resources.
- **Treatment** – Harold Morrill reported that during the next several months the Treatment Subcommittee will be gathering information/data regarding treatment needs and available resources. One number they are interested in is the total number of substance abuse treatment slots available. Over the years, voluntary admissions and community referrals into treatment have decreased, and most of the treatment slots are now dominated by referrals from the criminal justice system. They want to look at funding for non-criminal justice system involved individuals and available treatment slots. Harold said the

Subcommittee has also discussed the fact that the director of the Utah Division of Substance Abuse and Mental Health is not included as a member of the Commission on Criminal and Juvenile Justice. They recommend the next time the CCJJ statute is opened, the Council should go on the record as supporting the addition of the DSAMH director to CCJJ.

Motion: Anna Kay Waddoups made a motion to recommend to CCJJ that if the statute is opened this year or in the future, the director of the Division of Substance Abuse and Mental Health, as well as any others the Commission thinks are important to their mission, be added to the membership of the Commission. The motion was seconded by Lou Callister and passed unanimously.

Agenda Item: Project Updates

- **DORA Pilot Project** – Mary Lou Emerson reported she is working on this year's DORA annual report. The legislature did not formally request an annual report this year, because they requested presentations before three separate interim committees during the year.
- **Underage Drinking Prevention Media Campaign** – Mary Lou Emerson reported R & R Partners is the advertising agency working on this campaign and they are doing a great job. The funding for the campaign was appropriated to the Department of Alcoholic Beverage Control, and the USAAV Council was directed to create a workgroup to oversee the campaign. To date, radio, TV, and print ads have been released, and a website has been established.
- **Utah Methamphetamine Joint Task Force** – Mary Lou Emerson referenced several handouts in the packet regarding the Meth Task Force. Included were legislative recommendations the Task Force will present to the Governor, and a motion passed by the Task Force's Public Awareness Subcommittee regarding the direction for a public awareness campaign.

Agenda Item: Callister Foundation Multimedia Resource on "Understanding Chemical Addiction Disease"

Lou Callister reported their foundation has produced several videos over the years on substance abuse education and thousands of these videos have been distributed. They have recently compiled all of the videos into one binder, along with summaries of each video. Lou asked the Council members to please let Mary Lou know if they would like a copy of this binder.

Agenda Item: Proposed Amendments to USAAV Policies and Procedures

Mary Lou Emerson reported she e-mailed a copy of the proposed amendments to the Council yesterday for review. Generally, the Council must receive the proposed changes at least ten days in advance of the meeting where the changes will be considered and voted upon. She suggested if the Council wanted to vote on the proposed changes today, they could vote to waive the ten day period, or would need to wait to vote at the March meeting.

Motion: Michael Kwan made a motion to waive the ten day period and vote on the proposed changes today. The motion was seconded by JoAnn Seghini and passed unanimously.

Mary Lou reviewed the proposed changes, which involved adding a section to allow members to participate in meetings by electronic means. After discussion, the Council suggested adding the wording "in exceptional circumstances" to the beginning of the first paragraph.

Motion: Dan Becker made a motion to approve the proposed amendments to the USAAV Policies and Procedures, with the addition of the language "in exceptional circumstances." The motion was seconded by Ed Phillips and passed unanimously.

Agenda Item: 2007 USAAV Legislative Issues/Priorities

Mary Lou Emerson reviewed proposed alcohol, tobacco, other drug and violence legislation. She also brought up the issue of making salvia divinorum a controlled substance, a story that had appeared on the Channel 5 news last night, and explained that she had been contacted by a reporter from Channel 5 to see if the USAAV Council wanted to propose legislation to do this. Salvia is a legal herb that has hallucinogenic effects. The Council was asked if they wanted to look at recommending legislation on this issue. The Council discussed the issue and determined that it needs further study before legislation is proposed.

Motion: Brent Kelsey made a motion that the Prevention and Treatment Subcommittees study salvia further. The motion was seconded by Lou Callister and passed unanimously.

Agenda Item: Other

- **National Methamphetamine Awareness Day – November 30, 2006** – Mary Lou Emerson reported that Governor Huntsman has issued a declaration in conjunction with the U.S. Department of Justice to declare this Thursday, November 30, as "National Methamphetamine Awareness Day". States are encouraged to work with their U.S. Attorney's Offices and DEA Offices to conduct activities to generate awareness about methamphetamine. The Department of Human Services and Salt Lake County are working with these two offices to put together a full day of free methamphetamine education/training at the Salt Lake City Library.
- Pat Bird mentioned a concern they have with energy drinks containing alcohol. These drinks are marketed to youth and he wanted to make the Council aware of them, and that they are hitting the market so fast they can't keep up with them. The Council discussed the concern, determined it is an education issue, and assigned the Prevention Subcommittee to examine it further.

Agenda Item: Next Meeting

The next USAAV Meeting is scheduled for Tuesday, March 27, 2007, from 12:00 noon to 2:00 p.m., in the Beehive Room, on the first floor of the State Capitol Complex East Building.