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DCTS Action Memo 2023-16

To: Subscribers of the DCTS Action Memo Email Distribution List

From: Gynger Steele, Administrator

Second Call for Applications - Opioid Abatement Efforts by Law Enforcement

Summary

This memo outlines a funding opportunity for law enforcement agencies working to address the opioid epidemic in Wisconsin. The deadline to apply for funding to implement one or more of the activities listed in this memo is 11:59 p.m. October 12, 2023.

UPDATED OCTOBER 11, 2023: The deadline for this grant funding opportunity has been extended to October 26, 2023.

Background

The Wisconsin Department of Health Services (DHS) is using \$3 million of Wisconsin's share of [National Prescription Opiate Litigation settlement funds](#) received in 2022 to support law enforcement agencies. At least \$1 million of this allocation is designated for law enforcement agencies in counties or municipalities with 70,000 or fewer residents.

This memo is a second call for applications for this funding. There is \$1,878,367 left to award under this second call for applications. Of the remaining funds available, at least \$443,000 is designated for law enforcement agencies in counties or municipalities with 70,000 or fewer residents. The remainder of the funds (\$1,435,367) is available to agencies serving areas of all sizes. It is the intent of DHS to expend all available funds.

DHS intends to support efforts in the following areas:

- Community drug disposal systems.
- Medication-assisted treatment education and awareness training.
- Pre-arrest or pre-arraignment deflection programs for people with an opioid use disorder.
- Treatment for people incarcerated with an opioid use disorder.

Funds may be requested for one, two, three, or all four of the areas listed above.

Awards will be made to applicants that best meet the needs of the people of Wisconsin as determined by DHS.

The National Prescription Opiate Litigation involved drug distributors AmerisourceBergen, Cardinal Health, and McKesson as well as opioid manufacturer Johnson & Johnson.

The funds available through this request for applications must be used on opioid-related efforts and activities that align with the categories listed in “[Exhibit E: List of Opioid Remediation Uses](#)” to the Distributor Master Settlement Agreement and the Johnson & Johnson Master Settlement Agreement.

Activity 1: Community drug disposal systems

Community drug disposal systems provide options for safe discarding of unused and expired medications to reduce diversion and protect the environment.

Permanent drug drop boxes managed by law enforcement agencies provide an opportunity for community members to dispose their unwanted and expired medications. Permanent drug drop boxes must be placed in an allowable DEA-approved location as described in the Code of Federal Regulations eCFR [Title 21, Chapter II, Part 1317 Subpart B § 1317.75 \(d\) \(e\)](#)

Prescription drug deactivation units provide people the opportunity to dispose of unwanted and expired medications from their home.

Funding for this activity can be used to purchase and install a permanent drug drop box and/or to purchase prescription drug deactivation units to be distributed to community members.

Activity 2: Medication-assisted treatment education and awareness training

Funding for this activity can be used to train and educate law enforcement officers and other staff on medication-assisted treatment as it pertains to the criminal justice system. Medication-assisted treatment is an evidenced based treatment for those with opioid use disorder. The medication reduces cravings and helps with withdrawal symptoms, while the counseling helps to change behaviors and attitudes related to opioid use.

It is important for law enforcement to understand medication-assisted treatment. This can be done through in-state trainings and conferences. This funding can be used to cover overtime and backfill staffing costs. Overtime and backfill costs must be connected to staff attending a training or staff coverage to allow another person to attend a training.

Activity 3: Pre-arrest or pre-arraignment deflection programs for people with an opioid use disorder

There are too many people with opioid use disorder who are entangled in the criminal justice system that should instead be linked to harm reduction services, treatment, recovery support services, housing assistance, and other social services.

Funding for this activity can be used to divert people who are using opioids and engaging in illegal behavior from the criminal justice system for the purpose of receiving harm reduction, behavioral health, and/or social services in the community.

Activity 4: Treatment for people incarcerated with opioid use disorder

Withholding evidence-based opioid use disorder treatment for people incarcerated increases risk of death during incarceration and upon release. Studies show providing medication-assisted treatment promotes recovery and reduces drug use, disease rates, and overdose events.

Applicants accepting this funding must make methadone, buprenorphine, and naltrexone available to all jail residents with an opioid use disorder. These are the Food and Drug Administration approved medications for opioid use disorders.

To receive funding for this activity, applicants must demonstrate that:

- All new jail residents will be screened for opioid use disorder.
- All new jail residents will be assessed for opioid overdose risk factors and educated on the signs of an opioid overdose.
- All medications for opioid use disorder approved by the Food and Drug Administration will be available, including methadone, buprenorphine, and naltrexone.
- Certified peer specialists and recovery coaches will be available to support jail residents and staff.
- Staff will coordinate with community partners to ensure releasing jail residents are connected to ongoing care. This work may include medication refills and/or needs related to counseling and housing.
- Naloxone/ NARCAN®, the opioid overdose reversal medication, will be offered at no cost to all releasing jail residents with opioid use disorder.

Applicants must select one of the models below for this activity.

Model 1: Off-site medication administration by partner agency(s). Patients are transported to community opioid treatment programs, hospitals, or other medical providers for medication.

• **Model 2:** On-site medication administration by partner agency(s) and on-site providers, if available. Methadone provided by a local opioid treatment program. The opioid treatment program also may provide buprenorphine and naltrexone. Correctional health care providers or licensed correctional prescribers could administer naltrexone and buprenorphine on-site.

Model 3: Jail becomes a licensed opioid treatment program. The jail obtains an opioid treatment program certification permitting the use of methadone. This status also would allow for the use of buprenorphine and naltrexone. Opioid treatment programs are required to be licensed and certified under [Wis. Admin. Code § DHS 75.50](#) and [Wis Admin. Code § DHS 75.59](#).

Funding for this activity can be used to support jails in maintaining the safety and security of the facility and community. This includes covering staff salaries to provide a new service, purchasing equipment needed to begin and maintain the activity, covering medication costs, and covering costs related to providing counseling/therapy services.

Naloxone/ NARCAN® to be given to all releasing jail residents with opioid use disorder may be purchased with this funding.

Eligibility for funding

All Wisconsin law enforcement agencies are eligible to apply for this funding.

- Tribal police agencies
- State Patrol
- County sheriff's offices
- Municipal police departments (City, village, town)
- University police departments

Application design

All narrative content created for the application must be typed in single-space format using 12-point font. All pages should have one-inch margins. Applications will be reviewed and scored by an evaluation committee based on the criteria listed. Awards will be made to the highest scored applications as determined by DHS.

- **Abstract (10 points):** A summary of the project details (Up to one page)
- **Project narrative**
 - **Activity design:** Clearly label the activity or activities selected.
 - **Community drug disposal systems (50 points):**
(up to one page)
 - If installing a permanent box, describe the placement and operation, including how the box will be promoted and advertised.
 - If purchasing drug deactivation units, describe the plan for distribution, including the population of focus and any promotion or marketing efforts.
 - **Medication-assisted treatment education and awareness training (50 points)**
(up to one page)
Describe the training plan, including who will provide the training, who will attend the training, and the anticipated outcomes from providing the training.
 - **Pre-arrest or pre-arraignment deflection programs for people with an opioid use disorder (50 points):**
(up to two pages)
Describe the activity to be done, including:
 - How the activity will operate.
 - The participant eligibility requirements.
 - Referral agencies to be used and the services each agency will provide.
 - The role of staff and/or contracted partners.
 - How program participation will be monitored and who will be responsible for tracking program compliance for participants.
 - **Treatment services for incarcerated people with opioid use disorder (50 points):**
(up to four pages)
Describe the activity to be done, including:
 - The model being used.
 - How the services will be setup and operated.
 - The screening and assessment processes used to determine eligibility.
 - The role of staff and/or contracted partners.
 - How the program will ensure best practices will be used to integrate counseling services.
 - How methadone, buprenorphine, and naltrexone will be offered by the program.
 - How program participation will be monitored and who will be responsible for tracking program compliance for participants.

- **Statement of need (10 points):**
(up to two pages)
 - Describe the scope of the problem the activity or activities will address.
 - Describe any previous or current attempts to address the problem(s) and explain why they did or did not work.
 - Describe any unique factors about your community impacting the problem(s) and the design of this proposed activity.
 - Describe the population(s) of focus for the project(s).
- **Evaluation (5 points):**
(up to one page)
Describe how you will determine whether the activity is successful.
- **Diversity, equity, and inclusion (5 points):**
(up to one page)
Describe how diversity, equity, and inclusion is being considered in the activity.
- **Sustainability (5 points):**
(up to one page)
Describe plans, if any, to continue this work beyond the funding period.
- **Contract application (5 points):** Complete the [DCTS Annual Grant/Contract Application: Condensed, F-21276C](#).
- **Budget worksheet (5 points):** Complete the [DCTS Summary Line Item Budget: Condensed, F-01601C](#).
- **Letters of support (Pass/Fail):**
 - **Required:** Letters of support from project partners are required for applicants pursuing funds for the pre-arrest or pre-arraignment deflection programs for people with an opioid use disorder and treatment for people incarcerated with an opioid use disorder activities. These letters of support can be from the district attorney's office, county sheriff or jail administrator, county criminal justice coordinating council, behavioral health providers, peer support providers, and health care providers.
 - **Not required:** Letters of support are not required for applicants pursuing funds for the community drug disposal systems and medication-assisted treatment education and awareness training activities.

Letters of support do not count toward page limit restrictions.

Funding terms and conditions

The contract period will extend through June 30, 2024. Applicants should plan and budget for funding through this period only. Carryover of funds into another contract may be possible based on the availability of funds. Renewal of the contract will be based upon the grantee's satisfactory performance, satisfactory completion of annual deliverables, and audit findings.

Applications should not exceed the maximum amount listed below for the activity or strategies selected.

- Activity 1 - Community drug disposal systems: Applicants may apply for \$1,000 for each permanent drug drop box being purchased and installed and/or up to \$900 for every 200 drug deactivation units for community distribution. Grants for this activity are capped at \$5,000.
- Activity 2 - Medication-assisted treatment education and awareness training: Applicants may apply for up to \$10,000.

- Activity 3 - Pre-arrest or pre-arraignment deflection programs for people with an opioid use disorder: Applicants may apply for up to \$250,000.
- Activity 4 - Treatment for people incarcerated with opioid use disorder: Applicants may apply for up to \$400,000.

Example of how the grant caps apply:

If an applicant selects the medication-assisted treatment and awareness training activity and the pre-arrest or pre-arraignment deflection activity, the applicant's budget should not exceed \$10,000 for the education and awareness training and \$250,000 for the pre-arrest or pre-arraignment deflection programs. The total budget should not exceed \$260,000.

Funding may be used for personnel, employee benefits, travel/training, equipment, supplies and operating expenses, and consultants/contracted services. Funds spent on personnel must be spent hiring new staff, providing coverage (backfilling posts and/or overtime) for training attendance, establishing treatment services, or implementing a peer support network. All expenses must be new and cannot replace existing state or local government funding.

Any equipment purchases of \$5,000 or more must be approved by DHS prior to purchase.

Construction of new buildings, the purchase of vehicles, and the purchase of food are not allowed.

DHS may negotiate the terms of the contract, including the award amount, with the selected applicant(s) prior to entering a contract. If contract negotiations cannot be concluded successfully with a recommended applicant, DHS may terminate contract negotiations with that applicant.

The contracts resulting from this request for applications will be between DHS and the awarded applicant(s). Grantees using subcontractors will be responsible for ensuring subcontractors abide by all terms and conditions of the grant.

There is no match requirement for this grant. Applicants may combine funds provided through this funding opportunity with other funding sources received to achieve projects unobtainable without a braided funding approach. These funds are not allowed to supplant other funding sources.

Grant funds must be used as a payment of last resort. Grantees are responsible for assuring that insurance and other payer options have been exhausted prior to the use of grant funds. Grantees are expected to track and report program income. All program income must be used to enhance or expand the grant-funded project services.

Selected applicants must follow all reporting requirements as defined by DHS. Quarterly reporting requirements will include a summary of expenditures and an account of program accomplishments or other relevant metrics resulting from awarded funds.

Application submission

UPDATED OCTOBER 11, 2023: The deadline for this grant funding opportunity has been extended to October 26, 2023.

Completed applications must be emailed to [Bureau of Prevention Treatment and Recovery](#) by 11:59 p.m. October 12, 2023. Completed applications will include the following attachments.

- The narrative covering items listed in the application design section as a PDF or a Microsoft Word document.
- Letters of support (if required) as PDFs or Microsoft Word documents.
- Completed and unprotected [DCTS Annual Grant/Contract Application: Condensed, F-21276C](#).
- Completed and unprotected [DCTS Summary Line Item Budget: Condensed, F-01601C](#).

Applicants will receive an email confirming receipt of their application within three business days. If you do not receive an email confirmation within three business days, contact the [Bureau of Prevention Treatment and Recovery](#).

Questions about the terms and conditions of this grant funding opportunity must be submitted by email to the [Bureau of Prevention Treatment and Recovery](#) by October 5, 2023. Answers to the questions will be posted on the [DHS website](#). Questions submitted by phone will not be answered.