

# The Intersection of Opioid Use Disorder and the Criminal Justice System

JOSEPH SHENKAR
GENERAL COUNSEL



## **Objectives**

- Opioids Trends in SC
- The science of addiction
- Drug-dependency in Justice Involved population
- The new frontier Integration of MAT and evidence based practices into the Criminal Justice System
  - MATC / OJP 30
  - MAT Drug Court

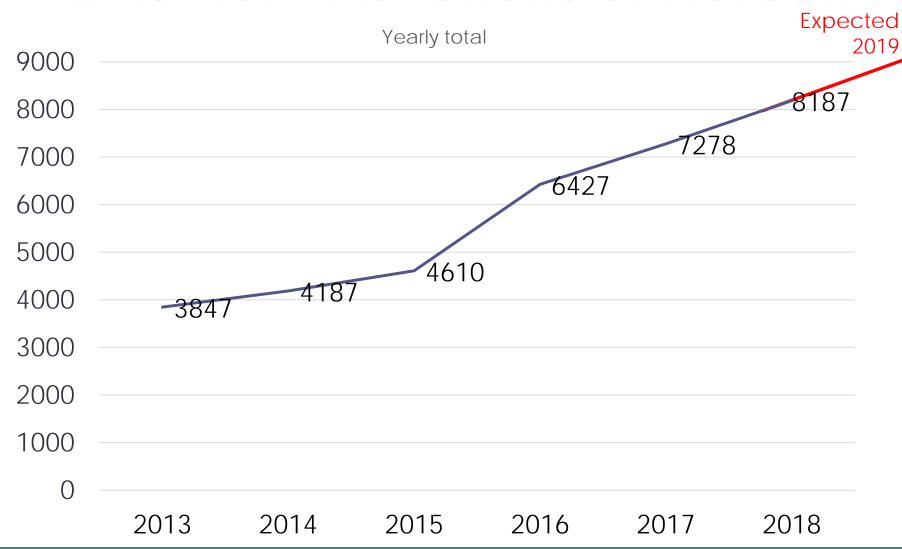


#### **Trends**

- In 2018, there was a reported 67,744 drug overdose deaths across the US, a 4.2% decrease from 2017.
- 2018 in South Carolina
  - A total of 1103 drug overdose deaths (up from 1001 in 2017)
  - A total of 816 deaths attributed to opioids (up from 748 in 2017)
  - A total of 460 deaths attributed to fentanyl / fentanyl analogs (up from 362 in 2017) 27% increase from 2017.
    - **576% increase** from 2014 to 2018.
  - A total of 254 deaths attributed to Cocaine (up from 235 death in 2017)
  - A total of 619 overdose reversals from administrations of Narcan by LE, with 554 lives saved from June 2016 through January 2019.
  - Total number of traffic fatalities?
    - 841
  - Total number of murders?
    - 393



### **EMS Administrations of Narcan**





# Eliminating the Stigma: Who is Overdosing?

Overdosed Individuals (by Age & Year)

Overdosed	2014	2015	2016	2017
6-times	0	0	0	1
5-times	0	0	4	0
4-times	1	2	1	0
3-times	5	4	20	2
2-times	85	121	162	90
1-time	3945	4,308	5,367	2,724
Total	4,036	4,435	5,554	2,817

 For the past 3.5 years, there has been a total of 498 repeaters of whom 5 had 5-times, 4 had 4-times and 458 had twice overdose (ranging between 2% to 3% of all overdoses per year).

Most ODs are first-timers



#### COMPARISON OF RELAPSE RATES BETWEEN DRUG ADDICTION AND OTHER CHRONIC ILLNESSES

Percentage of Patients Who Relapse

#### TYPE I DIABETES

30 TO 50%

#### DRUG ADDICTION

40 TO 60%

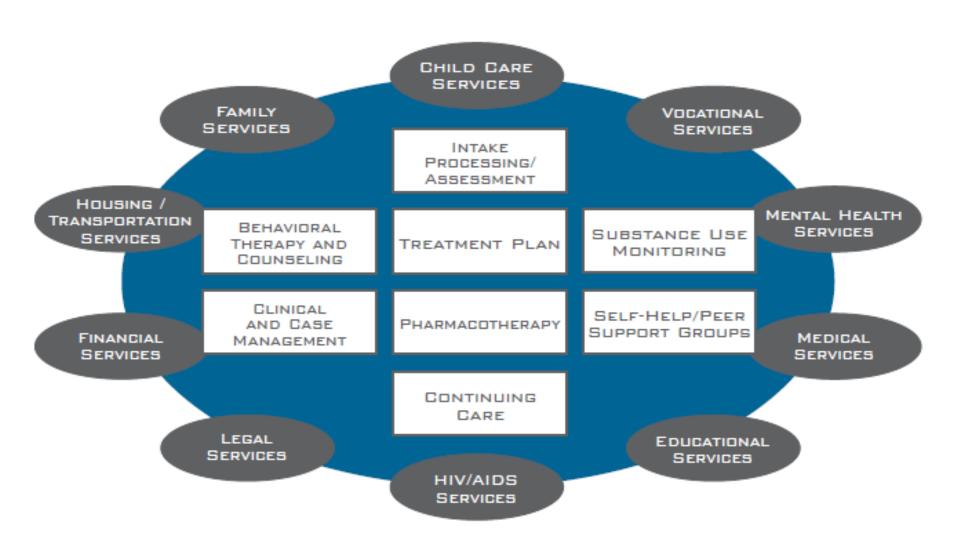
#### HYPERTENSION

50 TO 70%

#### ASTHMA

50 TO 70%







### CHEMICAL DEPENDANCY AMONG JUSTICE-INVOLVED POPULATION

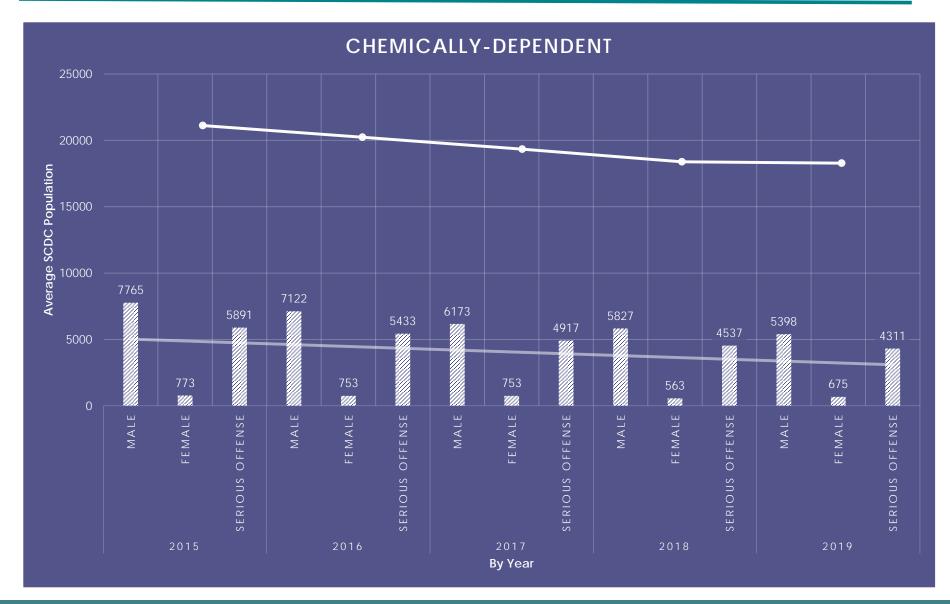
- Challenges:
  - 192,565 people were arrested in South Carolina in 2018.
  - No proper way to determine chemicaldependency as a motivator in criminal activity -Lack of EBP in screening (SBIRT, TCUDD) individuals who get into county jails.
  - No communications between addiction service providers and LE agencies.
  - Stigma



# CHEMICAL DEPENDANCY AMONG JUSTICE-INVOLVED POPULATION

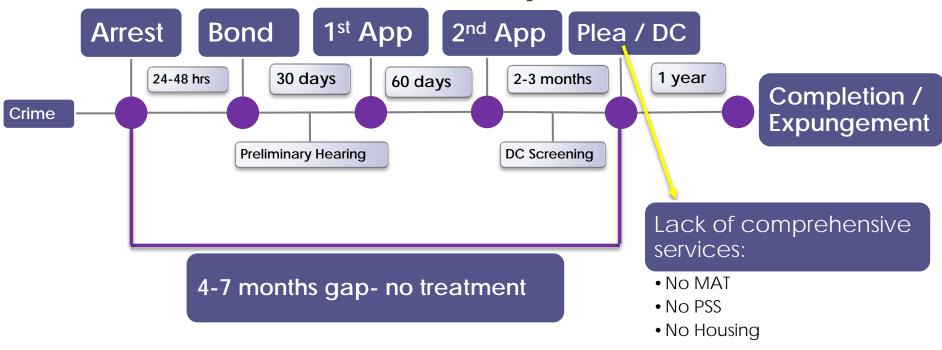
- SC DOC:
  - 18,848 total inmates in 2019
    - Out of 17,478 males, 5,398 were chemically dependent
    - Out of 1,370 females, 675 were chemically dependent
  - 71% of chemically-dependent inmates serve sentences for serious offenses, such as murders, armed robberies, and burglaries.
- Crime Prevention? Prevent a loss of a lovedone? Prevent a loss of security at home?
   Prevent many years of treatment for victims?





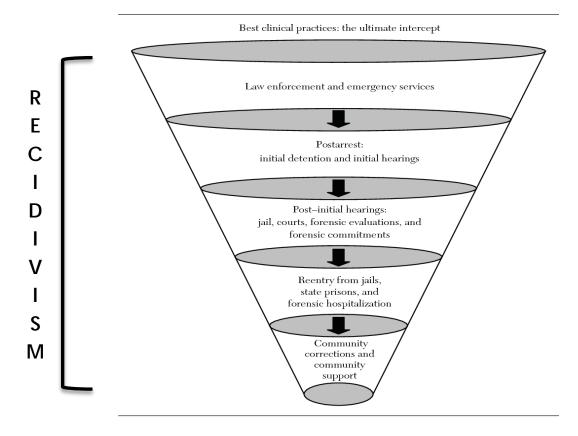


### MATC/OJP 30 and MAT Drug Court: The Gaps





### MAT in the Criminal Justice System The Sequential Intercept Model





#### MATC / OJP 30

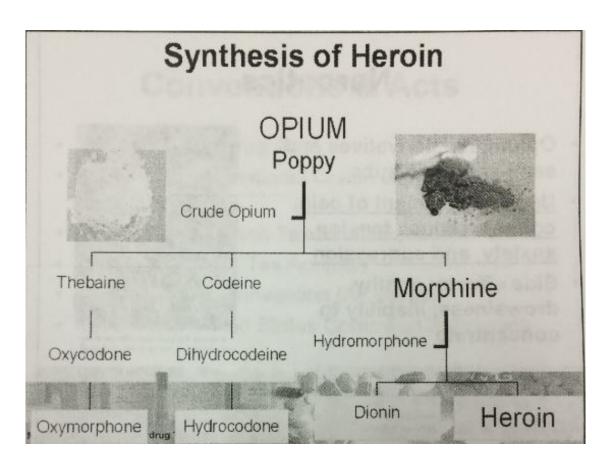
- The Medication Assisted Treatment Court:
  - Provide an opportunity for meaningful treatment to individuals suffering from OUDs from the point of incarceration
    - Have a nurse practitioner available to induct into buprenorphine stabilization
    - Provide a continuum of care by having defendants enrolled in treatment in exchange for PR bond.
  - Incorporate Peer Support Specialist Services
  - Provide transportation and connection to housing, employment and other medical needs.
  - Goal:
    - · Have as little interruption as possible with the case itself, but
    - · Prime the candidates to enter into a drug court program, or remain on probation after having several months of treatment and recovery
  - \$900k in federal grant through the BJA OJP implemented in York County. Divert 30 individuals/year for 3 years



# **MAT Drug Court**

- The Medication Assisted Treatment Drug Court:
  - Incorporate MAT into the drug court program to maximize success
  - Provide PSS to help with accountability
  - Assistance with transportation, housing, access to employment and benefits.
  - Program's length is in line with best practices for proper MAT treatment.
  - Attention to Mental Health needs referral to treatment.
- \$500k in State Proviso funding
- Partnership is underway with the 16<sup>th</sup> Circuit Solicitor Office.
- When addiction is treated, communities are safer!

### Heroin and CII Narcotics



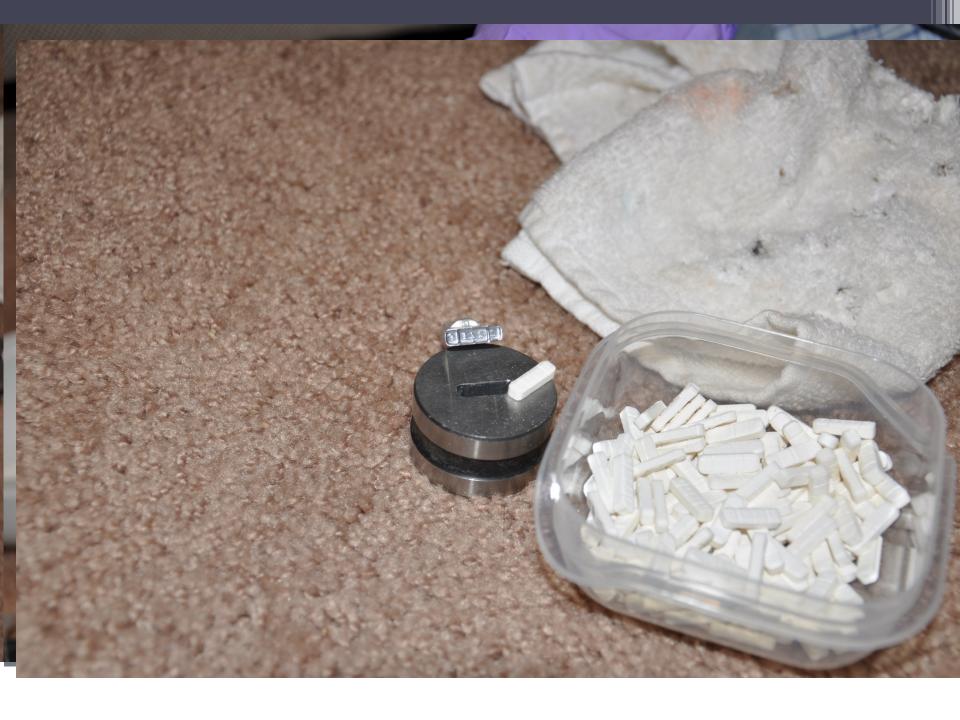
## Heroin spreads

- From larger cities to smaller towns
- Cost \$45.00 for one Dilaudid
- Versus \$10.00 bag heroin
- Users begin bouncing back and forth
- Or transitioning to heroin all together
- Fentanyl analogues arrive 2012 or so
- 100grams from China less than heroin
- When mixed "the sky is the limit"

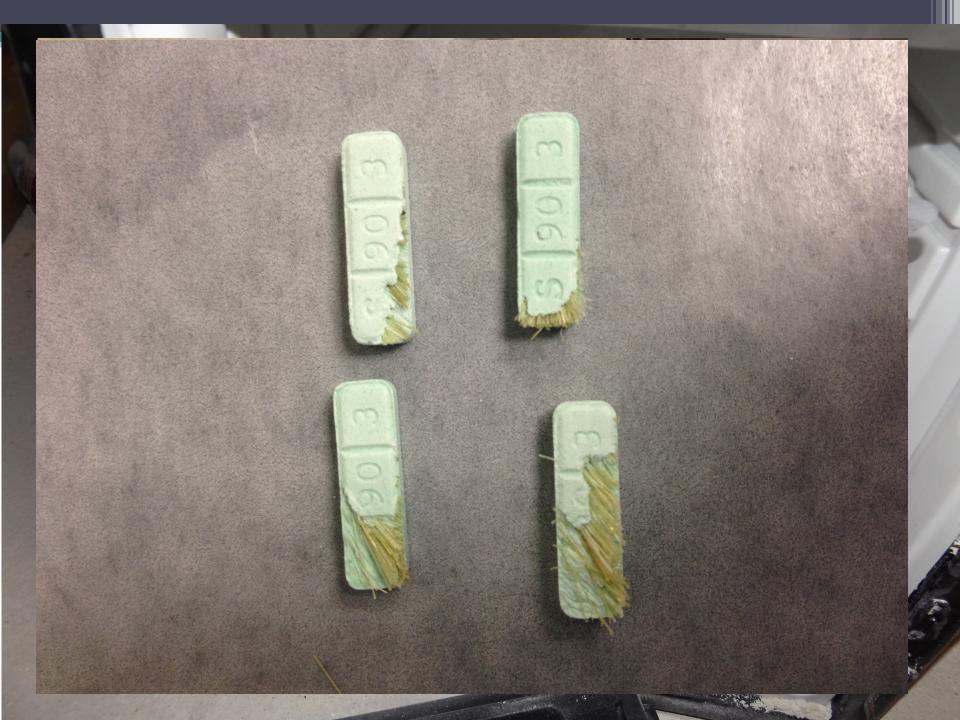


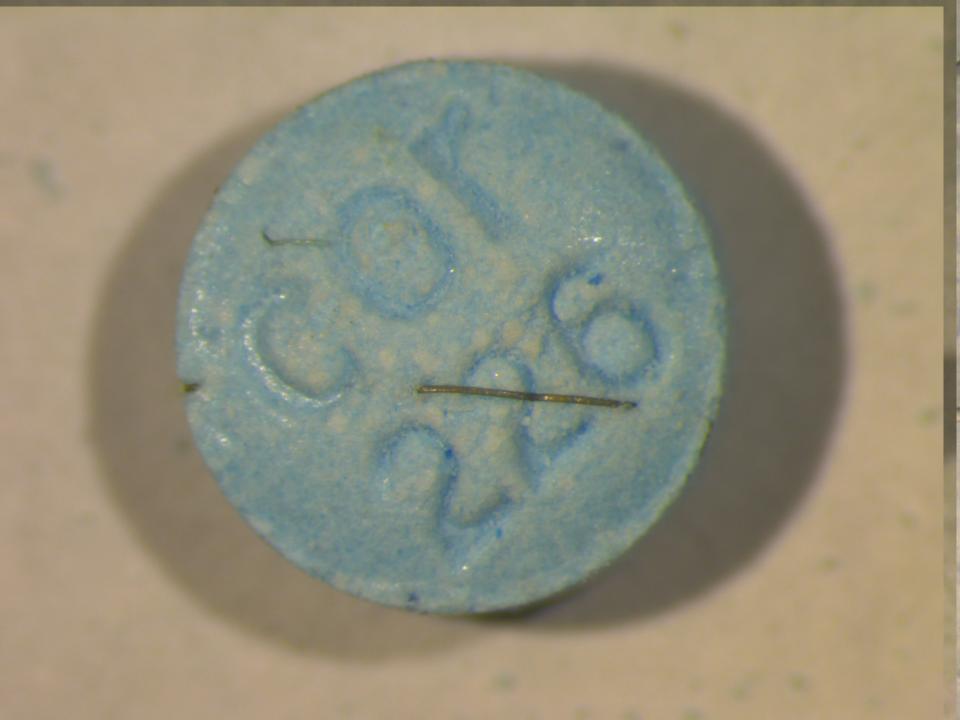
## Pressing plus Fentalogue

- As most fentalogues are similar to other opioids:
- Fentalogue +
- Binder (cellulose) +
- Coloring +
- Die set +
- Machine
- LIMITLESS SUPPLY









**FULTON Drug Trafficking** 





#### **Questions?** Comments?

Joseph Y. Shenkar

General Counsel, SC Department of Alcohol and

Other Drug Abuse Services

1801 Main St., 4th Floor

Office: 803-896-1185

Cell: 803-315-3357

jshenkar@daodas.sc.gov