



Section: <b>QAPI</b>	Policy Name: <b>Jail Diversion</b>	Policy Number: <b>03.08</b>
Owner: <b>Director of QAPI</b>	Reviewed By: <b>Director of Clinical Quality Director of QAPI</b>	Total Pages: <b>3</b>
Required By: <input type="checkbox"/> BBA <input checked="" type="checkbox"/> MDHHS <input type="checkbox"/> NCQA <input checked="" type="checkbox"/> Other (please specify): <b><u>MHC, Senate Bill 558, Healthy Michigan Plan Service Package</u></b>	Final Approval By: <i>Alena Lacey</i> <i>Jonathan Gardner</i>	Date Approved: <b>Jul 1, 2022</b>
Application: <input checked="" type="checkbox"/> SWMBH Staff/Ops <input checked="" type="checkbox"/> Participant CMHSPs <input type="checkbox"/> SUD Providers <input type="checkbox"/> MH/IDD Providers <input type="checkbox"/> Other (please specify): _____	Line of Business: <input type="checkbox"/> Medicaid <input type="checkbox"/> Other (please specify): _____ <input checked="" type="checkbox"/> Healthy Michigan _____ <input type="checkbox"/> SUD Block Grant <input type="checkbox"/> SUD Medicaid <input type="checkbox"/> MI Health Link	Effective Date: <b>6/4/2019</b>

**Policy:** Each community mental health service program shall provide services designed to divert persons with serious mental illness, serious emotional disturbance, or developmental disability from possible jail incarceration when appropriate, according to Section 207 of the Michigan Mental Health Code. These services shall be consistent with policy established by the MDHHS and the Jail Diversion Practice Guideline. The CMHSP will collect data reflective of jail diversion activities and outcomes as indicated in the Practice Guideline, Attachment C 6.9.5.1 to the MDHHS/CMHSP contract.

Amongst other requirements as described in Attachment C6.9.5.1 of the MDHHS/CMHSP contract, the Jail Diversion Programs shall maintain a management information system that is HIPAA compliant and with the capacity to identify individuals brought or referred to the mental health agency as a result of a pre-booking diversion. Tracking must include the unique consumer ID as assigned by the CMHSP and the date of diversion, the type of crime, and the diagnosis. The unique ID can be used to link to the encounter data to obtain information regarding services. The CMHSP must be prepared to share its jail diversion data with MDHHS and SWMBH upon request.



**References:**

Michigan Mental Health Code (Act 258 of the Public Acts of 1974 as amended) Section 207.  
Medicaid Managed Specialty Supports and Services 1915 (b)/(c) Waiver Program, Adult Jail Diversion  
Policy Practice Guideline, Contract Attachment C6.9.5.1

Council of State Governments Criminal Justice/Mental Health Consensus Project Report, June 2002  
[www.consensusproject.org/infocenter](http://www.consensusproject.org/infocenter)

The National GAINS Center for People with Co-Occurring Disorders in the Justice System  
[www.gainsctr.com](http://www.gainsctr.com)

The President's New Freedom Commission on Mental Health Achieving the Promise: Transforming  
Mental Health Care in America Final Report, July 2003  
[www.mentalhealthcommission.gov/reports/FinalReport](http://www.mentalhealthcommission.gov/reports/FinalReport)

The Technical Assistance and Policy Analysis Center for Jail Diversion (TAPA) [www.tapacenter.org](http://www.tapacenter.org)

**Attachments:** None



# 03.08 Jail Diversion

Final Audit Report

2022-07-05

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