
Overview of the State Hospital Role in Competency

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Department for Aging and Disability Services

Larned State Hospital Background

Larned State Hospital is a psychiatric hospital owned and operated by the State of Kansas under the Kansas Department for Aging and Disability Services (KDADS).

Hospital Programs:

1. The Psychiatric Services Program*
2. The State Security Program
3. The Sexual Predator Treatment Program



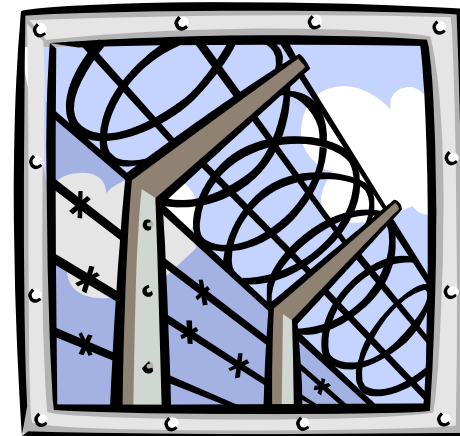
*The Psychiatric Services Program is LSH is accredited by The Joint Commission (TJC) and on Psychiatric Services, Centers for Medicare and Medicaid Services (CMS).

State Security Program (SSP)

The State Security Program opened in the Dillon Building on March 27, 1939, to house the criminally insane with the transfer of 100 patients from Lansing State Prison. Security Behavior Unit added in 1976 for patients with a civil commitment needing a more secure setting.

The State Security Program (known in Kansas Statutes as the **State Security Hospital**) serves male and female adult mentally ill forensic populations from the entire state of Kansas, which are admitted through specific forensic statutes or transferred from the Kansas Department of Corrections (KDOC) for treatment. This program provides a secure setting for forensic evaluations and psychiatric inpatient treatment.

Purpose: Holding in custody, examining, treating, and caring for mentally ill.



Coordinating Admissions to the State Security Program

- Admissions for all District Court referrals are coordinated through KDADS legal division.
- District Courts notify KDADS Legal of the court order for placement under any of the forensic statutes.
- A copy of the journal entry is sent to KDADS Legal.

- Larned State Hospital requires the following documents prior to admission:
 - Court Order
 - Criminal Complaint
 - Affidavit for the crime of referral
 - Preadmission Form

Status of Pending Admissions

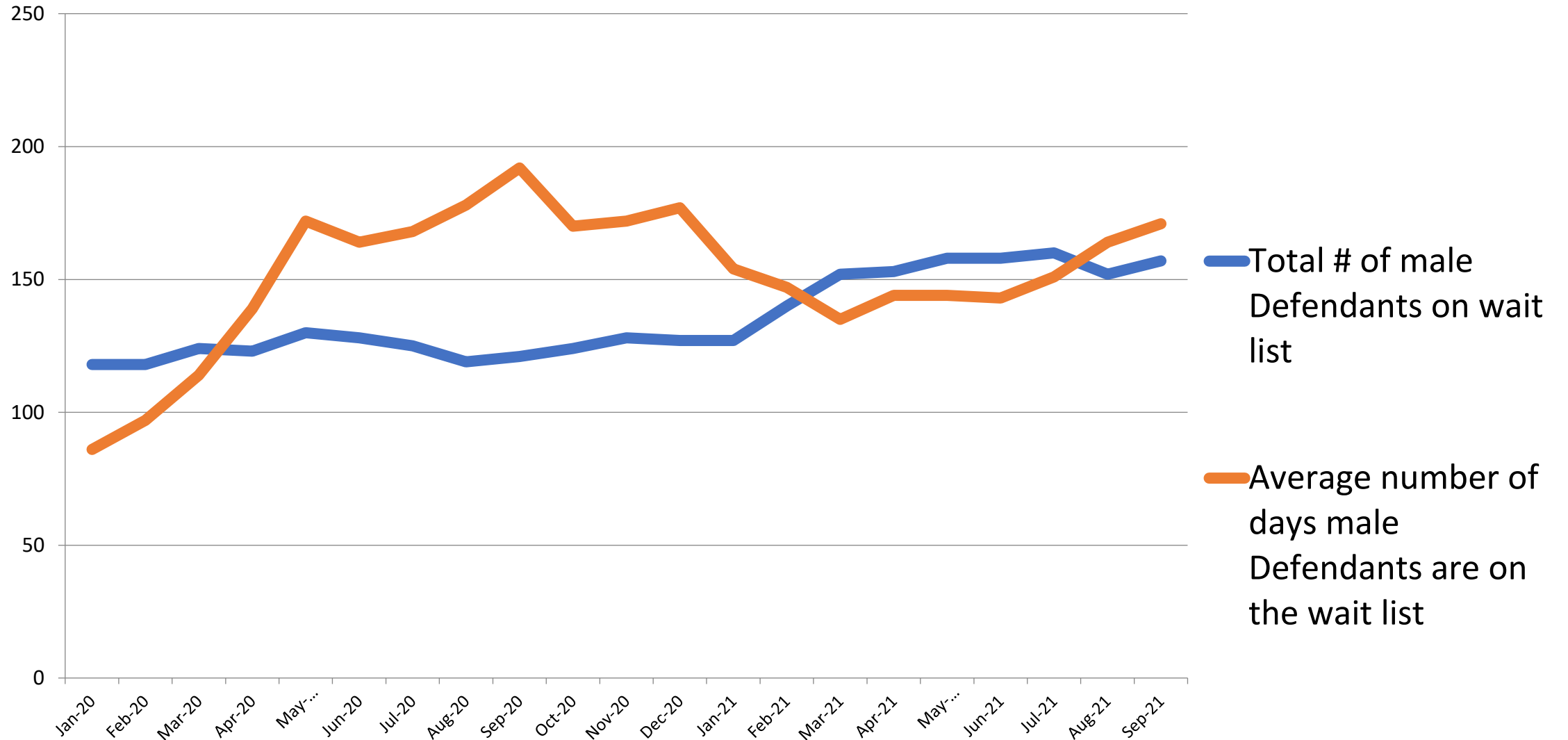
- When defendants are ordered to SSP, the order is reviewed to determine if the defendant must be admitted to SSP or if the individual could be considered Mobile Competency.
- If the defendant is ordered specifically to come to SSP and a bed is not available, they are placed on a wait list in the order of date referred.

State Security Program District Court Admissions – September 2021

Males	Evaluation	K.S.A. 22-3302	K.S.A. 22-3219	K.S.A. 22-3302/19	K.S.A. 22-3429	K.S.A. 59-29a05	Treatment	K.S.A. 22-3303	K.S.A. 22-3428	K.S.A. 22-3430	Total
		# on Wait List	28	7	6	9		1	106	0	0
Average Days on Wait List	152	194	214	140	156	175	0	0	171		
# Admitted to In-patient	0	1	0	0	0	11	0	0	12		
Shortest Days on Wait List	NA	322	NA	NA	NA	87*	NA	NA	NA		
Longest Days on Wait List	NA	322	NA	NA	NA	324	NA	NA	NA		
# of FERs completed	2	0	0	1	0	6	0	0	9		
Average # days for completion of FER	45	NA	NA	42	NA	87	NA	NA	NA		
# Discharged from In-patient	2	0	0	1	0	8	0	0	11		

*Individual admitted to vulnerable/low-mod risk unit (bed was available)

State Security Program - Male Defendants

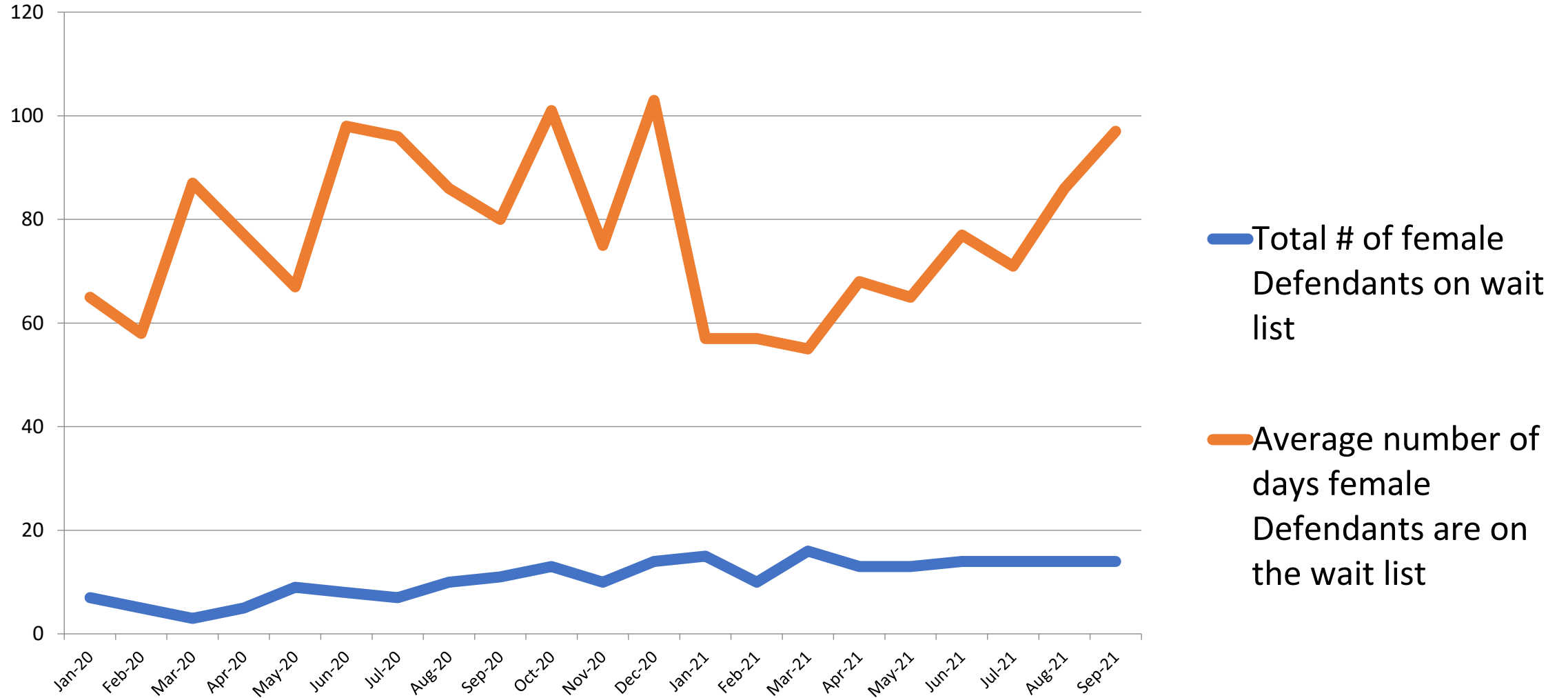


State Security Program District Court Admissions – September 2021

Females	Evaluation	K.S.A. 22-3302	K.S.A. 22-3219	K.S.A. 22-3302/19	K.S.A. 22-3429	K.S.A. 59-29a05	Treatment	K.S.A. 22-3303	K.S.A. 22-3428	K.S.A. 22-3430	Total
# on Wait List		NA	NA	NA	NA	NA		NA	13	1	NA
Average Days on Wait List	NA	NA	NA	NA	NA	NA	103	22	NA	97	
# Admitted to In-patient	1	0	0	0	0	0	3	0	0	4	
Shortest Days on Wait List	165**	NA	NA	NA	NA	NA	135	NA	NA		
Longest Days on Wait List	165	NA	NA	NA	NA	NA	137	NA	NA		
# of FERs completed	2	0	0	0	0	0	3	0	0	5	
Average # days for completion of FER	39	NA	NA	NA	NA	NA	101	NA	NA		
# Discharged from In-patient	2	0	0	0	0	0	2	1	1	5	

**Individual was on Bond and then Care and Treatment order prior to admission

State Security Program - Female Defendants



Options to Improve the Forensic Evaluation Process



Mobile Competency

LSH works with KS counties, courts, and licensed clinical staff to complete forensic evaluations in secured confinement settings and in the communities where the individual is located.

- For individuals ordered for a competency evaluation pursuant to KSA 22-3302, if the language of the court order allows for the evaluation to be done in the jail by LSH or an agent of LSH, arrangements can be coordinated with the jail to have the evaluation completed.
- For those ordered for competency treatment and evaluation pursuant to KSA 22-3303, and the language of the court order allows for the evaluation and treatment to be done at an appropriate state, county, or private institution or facility by staff of LSH or its agent, LSH can make a clinical assessment to determine if the individual can receive mobile competency restoration services.

Mobile Competency Treatment

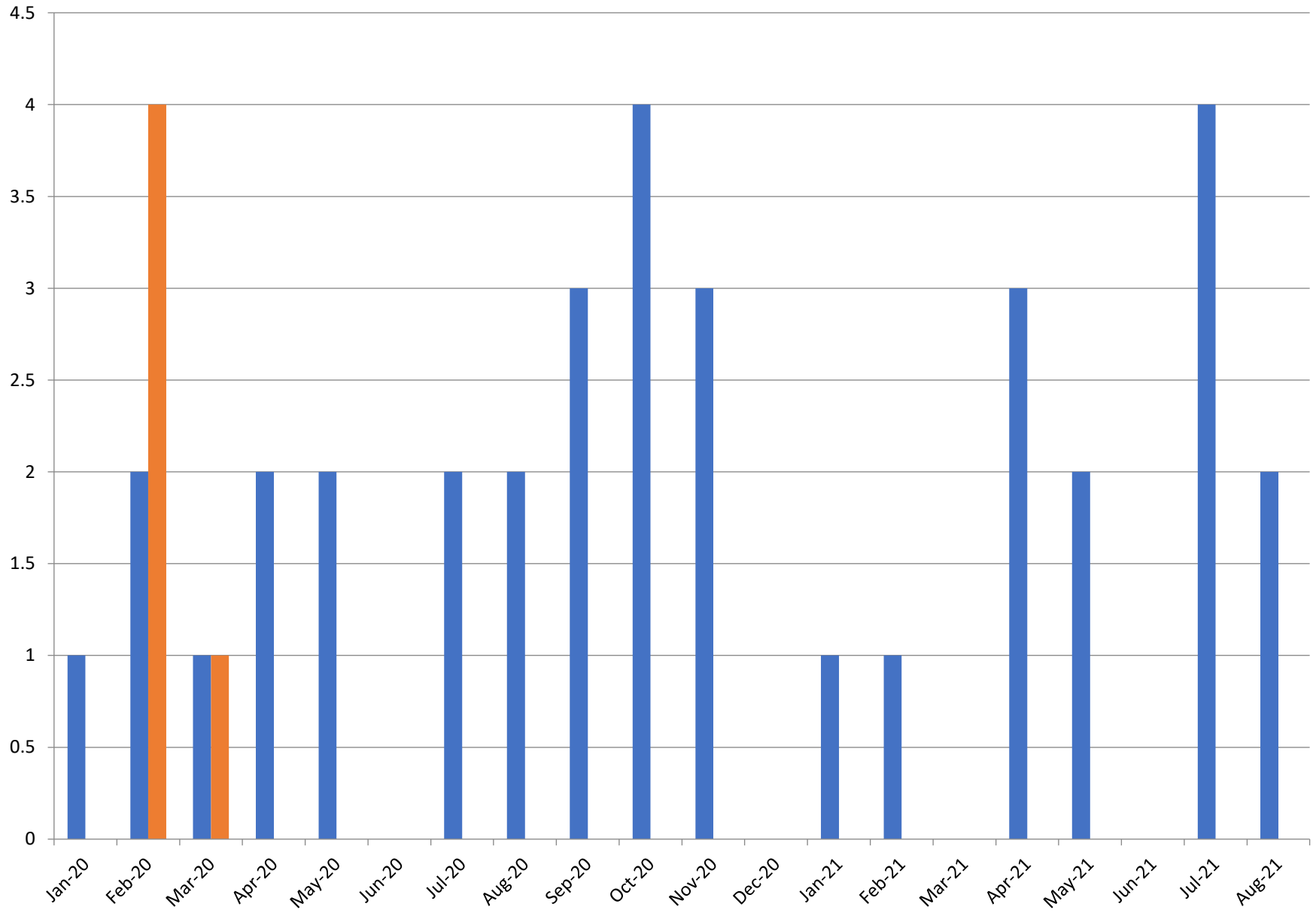
The clinical team, including the Directors of Psychology, SSP Social Services, Clinical Program Director, and Administrative Program Director, review the admitting information to determine if specific criteria is met in order to consider recommending competency restoration services in the jail.

Criteria Considered:

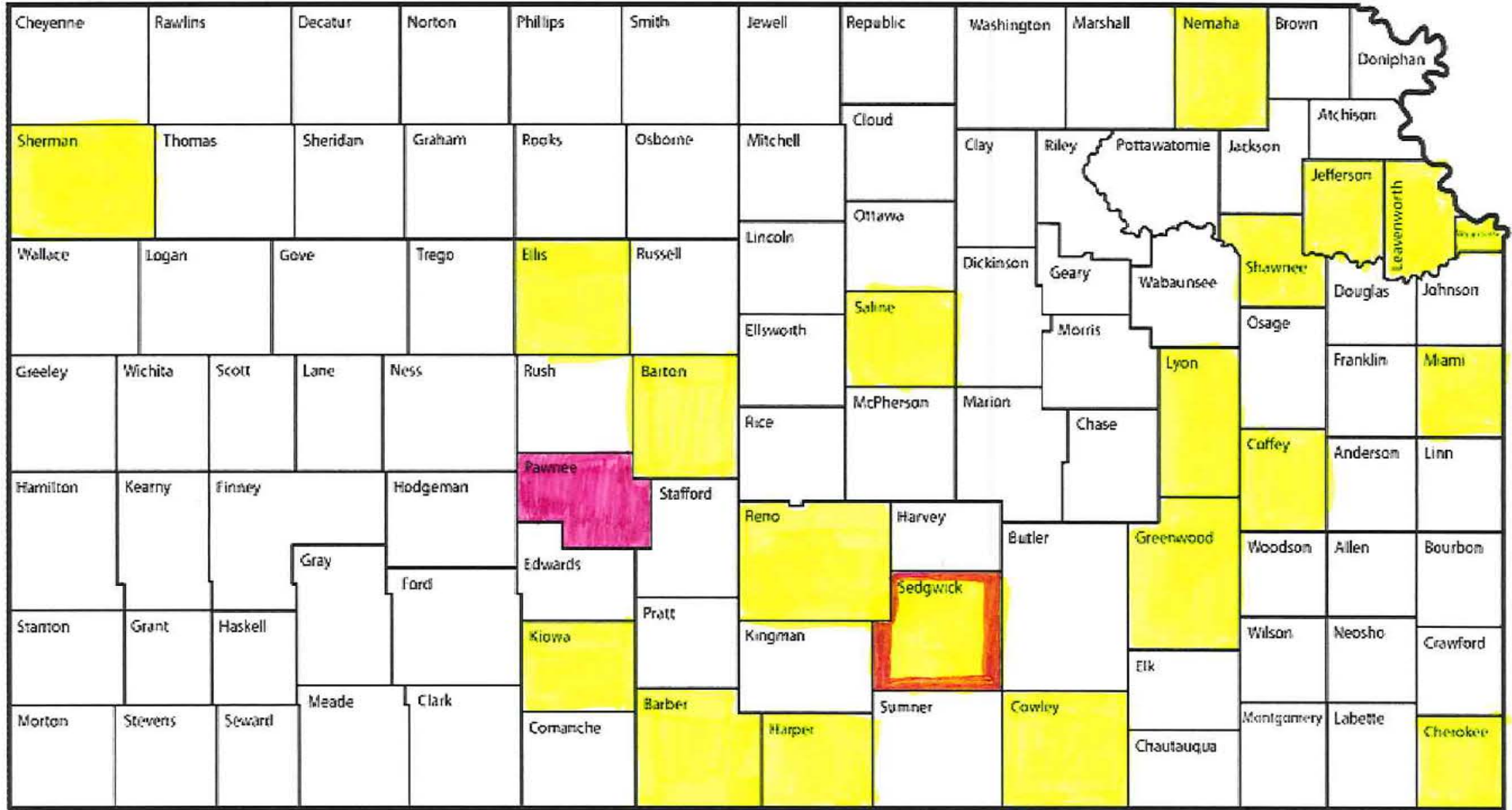
- Not an imminent danger to self or others;
- Competency likely to be restored in 60-90 days;
- Medication and treatment compliant;
- Motivated to participate in competency treatment; and
- Does not have a medical condition likely to exacerbate psychiatric symptoms.

Same Day Evaluation Option

- LSH has worked with law enforcement to arrange for some defendants that need a competency evaluation pursuant to K.S.A. 22-3302 for a Same Day Evaluation.
- The defendant(s) arrive with LEOs from that county and are evaluated on the same day.
- While LEO awaits the completion of the evaluation (approximately 2 hours), the number of transports needed from a single county can be reduced.
- If a defendant is found incompetent during the same day visit, the defendant returns to the jail and waits for a bed at SSP for competency treatment.
- Factors considered – the schedule of each county's transport availability, consideration of timing to try to allow pick up and delivery of patients from the same county to occur at the same time, when possible, to avoid multiple trips across the state, weather, etc.



■ # Mobile Competency Evaluations completed for males
 ■ # of Same Day Evaluations Completed



Map of Counties where Mobile Competency and Same Day Evaluations have Occurred

Key:
 Yellow – Mobile Competency
 Pink – Same Day
 Pink and Yellow – Mobile Competency and Same Day

Obstacles or Bottlenecks in the Process

- Available bed capacity at SSP for new defendants.
- COVID-19 concerns - need for isolation areas for all three of the LSH Programs with populations who cannot mix.
 - LSH has received COVID-19 positive patients/defendants.
 - COVID-19 testing occurs at admission with a quarantine period required.
- Staffing shortages at LSH – High vacancy rates in the Nursing Department and Clinical Service areas along with high acuity of patients.
- Delays in transportation to move defendants quickly when a bed is available.
- Delay in moving from an evaluation order to a treatment order if found incompetent.
- Delays when defendants are found to be incompetent and awaiting order to commence involuntary civil commitment
- Defendant who is competent awaiting next trial date stops taking medication.
- Limitations of Court Orders:
 - Court Orders that specifically required admission to SSP.
 - Time to obtain updated Court Orders.
 - Inability to consider PSP or OSH for Misdemeanor cases when Court Orders are too specific.