

# Investing in Behavioral Health Access and Criminal Justice Diversion in Florida

## Executive Summary

Florida faces significant challenges in providing adequate behavioral health services to individuals with mental health and substance use disorders (Drake and Panchal, 2024; Reinart et al., 2022; Florida Supreme Court, 2023). Annually, the state funds nearly \$2B on behavioral health services to support 1.6M individuals in seeking services (Florida Department of Health, 2023). This equates to approximately 7 percent of Florida's population (State of Florida Commission on Mental Health and Substance Abuse, 2024). Nationally, Florida ranks #4 for the highest number of people with mental illness and substance use disorder and at the same time, does not have the existing capacity to meet treatment demand (Florida Department of Health, 2023). Florida ranks 49th out of 50 states for access to health insurance and mental health treatment (Reinart et al., 2022).

This gap in access to care has a direct correlation with increased criminal justice involvement, as individuals who lack proper behavioral health support often encounter the criminal justice system instead of receiving the care they need (Ghiasi et al., 2023; Prince and Wald, 2018; McFarland et al., 1989; Teplin, 1984; Abram and Teplin, 1992). More than 20 percent of Florida's incarcerated population has been diagnosed with a mental health disorder (Commission on Mental Health and Substance Abuse, 2024) and the state's Department of Corrections estimates that nearly 60 percent of incarcerated individuals have a substance use disorder. Alarming, only about one-third of these individuals receive services (Commission on Mental Health and Substance Abuse, 2024).

Florida Statute § 394.656 established the Florida Reinvestment Grant in 2007 to address these intersecting issues by expanding access to behavioral health services in the community and implementing diversion programs aimed at reducing criminal justice involvement for those with behavioral health issues (Florida Reinvestment Grant Program Report, 2023). To date, Florida's Reinvestment Grant has served more than 12,000 Floridians and diverted more than \$54M from the criminal justice system in jail-day savings (Shockley et al., 2023).

The Criminal Justice, Mental Health, and Substance Abuse Technical Assistance Center (TAC), housed at the University of South Florida evaluates the impact of the Florida Reinvestment Grant by analyzing both qualitative and quantitative data resulting from reinvestment grant programs and exploring outcomes that have been effective at increasing treatment access and diverting individuals with behavioral health conditions from arrest. These outcomes include community-based services, reductions in arrest and incarceration rates, and outcomes for behavioral health treatment access across grantee communities. This brief aims to highlight these grant outcomes to understand the impact of Florida's reinvestment grant program on improving behavioral health access and enhancing criminal justice diversion in communities that receive the grant during FY 23-24. Outcomes and lessons learned from the grant's implementation have informed policy recommendations contained in this brief aimed to continue to improve Florida's intersecting behavioral health and criminal justice ecosystems.

# Introduction

Florida invests nearly \$2 billion annually to support approximately 1.6 million residents—about 7% of Florida's population—in seeking these critical services. Despite this investment, Florida ranks fourth nationally for the highest prevalence of mental illness and substance use disorders, while simultaneously ranking 49th for access to health insurance and mental health treatment (Drake and Panchal, 2024; Reinart et al., 2022).

The magnitude of the problem is underscored by the alarming statistics regarding criminal justice involvement for individuals with behavioral health issues. Over 20 percent of Florida's incarcerated population has been diagnosed with a mental health disorder, and nearly 60 percent of these individuals struggle with substance use disorders (State of Florida Commission on Mental Health and Substance Abuse, 2024) (Figure 1).

Concerningly, only about one-third (Figure 2) receive the treatment they need while incarcerated. This gap in access to care not only exacerbates individual suffering but also contributes to the cycle of incarceration, highlighting the urgent need for more effective community-based interventions.

Figure 2. Prevalence of Treatment  
Among Incarcerated Individuals in Florida

# Context and Background

Florida's behavioral health system faces systemic barriers, including limited healthcare coverage, workforce shortages, and insufficient coordination between behavioral health and criminal justice systems. These challenges result in untreated conditions, escalating costs, and adverse outcomes for individuals and communities.

Established in 2007, Florida Statute § 394.656 created the Florida Reinvestment Grant program to address these intersecting crises. The program aims to expand access to behavioral health services in the community and implement diversion strategies that reduce criminal justice involvement for individuals with behavioral health issues. The reinvestment grant funds a multitude of evidence-based practices aimed at improving both behavioral health and criminal justice systems, including

- mobile response models,
- crisis intervention teams,
- problem-solving courts,
- and community diversion programs.

To date, the Florida Reinvestment Grant has served more than 12,000 Floridians and successfully diverted over \$54 million from the criminal justice system through estimated jail-day savings (Shockley et al., 2023).

Florida's approach aligns with national trends in which states invest in technical assistance centers to drive system change by supporting evidence-based practices and fostering cross-agency collaboration (Griffin et al., 2015). Centers, like the Criminal Justice, Mental Health, and Substance Abuse Technical Assistance Center at the University of Florida,

data analysis, and Sequential Intercept Mapping (SIM). They enable communities to identify gaps in care, develop innovative solutions, and enhance coordination among mental health, criminal justice, and social services sectors. Such centers have proven vital in supporting programs like Florida's Reinvestment Grant, aiding in the expansion of crisis intervention teams, peer support programs, and diversion strategies across the state.

## Policy Solutions

To address Florida's behavioral health challenges, this brief proposes the following evidence-based policy solutions:

### 1. Expand Telehealth Services

Leveraging telehealth can overcome geographical barriers, increasing access to underserved populations. Studies show telehealth enhances engagement and reduces costs, particularly in rural areas. However, telehealth has been criticized for potential access challenges in rural or lower-income communities due to limited broadband infrastructure or technology gaps. Acknowledging these concerns, this recommendation does not propose telehealth as a one-size-fits-all solution. Instead, telehealth should complement in-person services, offering a hybrid approach that maximizes access where infrastructure and conditions allow for effective implementation.

### 2. Enhance Workforce Development

Address workforce shortages by partnering with academic institutions to create streamlined pathways into behavioral health careers. Offer incentives such as loan forgiveness and sign-on bonuses to attract and retain qualified professionals.

### 3. Integrate Behavioral and Medical Health Services

Collaborative care models, such as Comprehensive Community Behavioral Health Clinics (CCBHCs), improve outcomes by addressing behavioral and physical health needs holistically. Partnerships with Federally Qualified Health Centers (FQHCs) can expand this integration.

### 4. Develop Community-Based and Peer Support Programs

Peer support programs empower individuals with lived experience to provide essential services, reduce stigma, and enhance recovery outcomes. However, these programs may face criticism due to lingering stigma about the competence of peer workers, which can hinder their acceptance and effectiveness. To address this, the expansion of peer support services should also include a stigma-reduction initiative to foster understanding and acceptance within communities and traditional behavioral health systems.

### 5. Sustain and Expand the Florida Reinvestment Grant

Continued funding for the Reinvestment Grant and technical assistance is essential to maintaining and expanding successful diversion programs. Integrating grant initiatives with state opioid response goals and other initiatives can enhance their reach and impact. Specific goals for this initiative could include minimum threshold metrics such as a 15% reduction in recidivism rates, a 20% improvement in treatment adherence, and set dollar amount for required annual criminal justice cost-savings. To measure these outcomes, a robust data collection and monitoring framework is recommended, incorporating metrics such as pre- and post-intervention recidivism rates, adherence metrics from treatment programs, and economic analyses of cost reductions.

By analyzing reinvestment grant outcomes related to increased treatment access and reduced arrest rates, this brief aims to present identified gaps in the existing system and propose enhancements that could improve behavioral health services and diversion efforts in Florida's communities. Through the exploration of reported successes and barriers to implementation for the reinvestment grant (University of South Florida, 2024; Shockley et al., 2022; Shockley et al., 2021), evidence-supported policy recommendations (Table 1) inform

policymakers and stakeholders about the critical need for continued investment and innovation in Florida's behavioral health landscape.

Table 1. Policy Solutions Summary

| Policy Solution   | Description   | Supporting Citations  |
|---|---|---|
| Expand Telehealth Services                                    | Increase access for underserved populations by leveraging technology to overcome geographic barriers.   | Mullaney-Day et al., 2022, Rural Health Information Hub, 2024 |
| Enhance Interprofessional Collaboration                       | Redefine roles within healthcare to optimize resource use and improve patient care  | Reeves et al., 2017   |
| Increase Education and Training Initiatives                   | Develop partnerships with academic institutions to create pipeline pathways in behavioral health  | TJ ET EMC /P <</Lang (en-US)/M                                |
|   | on bonus to attract and retain qualified staff  | TJ ET EMC /P <</Lang (en-US)/M                                |
| Behavioral Health Services                                    | Collaborate with Qualified Health Centers to provide holistic and comprehensive behavioral health   | Staab et al., 2022; Matthews et al., 2024. Explore            |
| Continued Investment in Reinvestment Grant Outcome Monitoring | Sustain and enhance funding for the Florida Reinvestment Grant and integrate it with state opioid response initiatives. The AC would maintain responsibility for oversight and evaluation of data to assess impact. | TJ ET EMC /P <</Lang (en-US)/M                                |

collaborative force development, and enhanced grant funding (Figure 1). Each represents a strategic, multi-pronged approach to addressing Florida's behavioral health crisis. Each is likely to

experiencing mental illness and/or substance use disorders. These proposed solutions address Florida's behavioral health and criminal justice challenges comprehensively and uniquely (Florida) 70 E grant model. Each force development will immediately increase service capacity while integrating care programs will ensure investment in the Florida Reinvestment Grant

The implications for health policy for Florida's Reinvestment Program are profound. Implementing these will divert costs from the criminal justice system, improve individual and community health and economic outcomes, and position Florida as a leader in innovative solutions and service delivery for Florida's behavioral health challenges. The Florida Reinvestment Grant and strategic enhancements will maximize its impact. By expanding access (best practice consultation) TJ E

| Recommendation   | Description and Outcome  | Legislative and Regulatory Actions  |
|--|--|---|
| Expand Telehealth Services for Behavioral Health                 | <p>Telehealth has proven effective in overcoming geographical barriers and can support continuity of care, reduce transportation burdens, and make behavioral health services more accessible to vulnerable populations.</p> <p>By implementing state-supported telehealth initiatives focused on mental health and SUD treatment, Florida can expand service reach while reducing strain on in-person providers (Mulvaney-Day et al., 2022).</p>  | <p>Join the Interstate Medical Licensure Compact and the Psychology Interjurisdictional Compact (PSYPACT) to allow licensed behavioral health providers to deliver telehealth services across state lines.</p> <ul style="list-style-type: none"> <li>Enact new legislation requiring reimbursement parity for behavioral health telehealth services, ensuring that providers receive the same payment rates as in-person services. This would encourage more providers to offer telehealth services by making it financially viable.</li> <li>Amend Florida Statute § 456.47 to mandate coverage of behavioral health services, specifically for mental health and substance use disorder (SUD) treatment, under telehealth. This amendment could require insurers to cover telehealth visits for behavioral health at parity with in-person services, including both video and audio-only options.</li> </ul>   |
| Develop Community-Based Peer Support Programs                    | <p>Community-based programs, especially those that integrate peer support specialists, provide significant support for individuals in recovery. Peer support, led by individuals with lived experience, fosters trust and improves engagement with services, which can be particularly beneficial for people with complex behavioral health needs. Evidence indicates that peer support reduces relapse rates and promotes long-term recovery by creating a sense of community and providing mentorship (Repper &amp; Carter, 2011; Matthews et al, 2024)</p>  | <ul style="list-style-type: none"> <li>Develop a tax credit or grant program for behavioral health providers and community-based organizations that employ certified peer support specialists. These incentives can encourage the integration of peers into treatment teams</li> <li>Amend Florida statutes to require the inclusion of peer support specialists in criminal justice diversion programs and reentry initiatives, ensuring individuals transitioning from incarceration receive mentorship and community reintegration support.</li> <li>Direct technical assistance centers, like the Criminal Justice, Mental Health, and Substance Abuse Technical Assistance Center at USF, to provide resources and support for the development and scaling of peer support programs across the state.</li> </ul>   |
| Enhance Interprofessional Collaboration and Training Initiatives | <p>Establishing interprofessional collaboration models within behavioral health teams can optimize resources and improve service delivery. For instance, collaboration with Federally Qualified Health Centers and the development of Comprehensive Community Behavioral Health Clinics (CCBHCs) could provide holistic, integrated care to individuals with co-occurring mental and physical health conditions (Staab et al., 2022; Matthews et al., 2024). By partnering with academic institutions, Florida could also create streamlined pathways into behavioral health careers to address workforce shortages (Lyon et al., 2011).</p> | <ul style="list-style-type: none"> <li>Introduce state legislation to fund the establishment and support of CCBHCs across Florida. This would require allocating state funds to expand CCBHCs' capacity for integrated care, allowing them to address both mental and physical health needs in underserved communities.</li> <li>Establish a certification program, overseen by the Florida Department of Health, to certify behavioral health professionals in interprofessional collaboration and integrated care best practices. This certification could be developed in partnership with academic institutions and CCBHCs to ensure that curricula reflect realworld demands in integrated care settings.</li> <li>Create state-funded incentives, such as grants or tax credits, for FQHCs to incorporate behavioral health services into their existing primary care offerings. These incentives could encourage FQHCs to hire or train behavioral health specialists and establish collaborative care teams.</li> </ul> |





