

North East Central Judicial  
District Drug Court

**BELIEVE IN  
YOURSELF**

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## **NORTH EAST CENTRAL JUDICIAL DISTRICT DRUG COURT**

North Dakota's courts continue to feel the impact of substance use disorders on its judicial resources. Jail and prison populations are on the rise due to limited resources to treat those that are struggling with addiction. Incarceration alone is not effective to disrupt the cycle of drug use and the related criminal activity. Many offenders continue to use substances and commit new crimes in order to support their substance use disorders. In an effort to reduce recidivism and provide help to drug offenders, the first drug court diversion program was founded in Miami, Florida, in the summer of 1989.

### **MISSION STATEMENT**

#### **NORTH EAST CENTRAL JUDICIAL DISTRICT DRUG COURT**

**The Mission of the North East Central Judicial District Drug Court is to be part of a continuum of services to assist participants in initiating and sustaining positive, long-term life style changes, especially those related to living free from criminal behavior and substance use disorders.**

**The vision of the North East Central Judicial District Drug Court is to give participants the knowledge and skills to change the trajectory of their lives by promoting participant accountability, reducing the cycle of recidivism, advancing public safety, and conserving judicial resources.**

### **PROGRAM GOALS**

- 1. REDUCE RECIDIVISM.**
- 2. REDUCE USE OF ALCOHOL AND OTHER SUBSTANCES.**
- 3. PROVIDE INCREASED OPPORTUNITIES FOR INVOLVEMENT IN COMPREHENSIVE TREATMENT AND MAINTENANCE PROGRAMS.**
- 4. PROVIDE ACCESS TO COORDINATED LOCAL AND STATE SERVICES.**
- 5. IMPROVE THE OVERALL SOCIAL FUNCTIONING OF PARTICIPANTS IN AREAS SUCH AS EMPLOYMENT, HOUSING, FAMILY RELATIONSHIPS AND COMMUNITY ACTIVITIES.**
- 6. REDUCE COSTS TO THE CRIMINAL JUSTICE SYSTEM BY DECREASING INCARCERATION AND CRIMINOGENIC RISK.**

**ADVISORY BOARD:** In the interest of maintaining quality control of the Northeast Judicial District Drug Court an annual Advisory Board will be held. At the meeting, review of the mission statement and goals shall be conducted and re-evaluated using the most recent statistical information.

**Members**

**-North East Central Human Service Center**

**-Grand Forks County State's Attorney**

**-ND Public Defenders Office**

**-ND Parole/Probation**

**Additional guests, including behavioral health stakeholders, may be invited to participate in these meetings.**

**KEY COMPONENTS OF DRUG COURTS**

1. Drug courts integrate alcohol and other substance use treatment services with justice system case planning.
2. Using a nonadversarial approach, prosecution and defense counsel promote public safety while protecting participant's due process rights.
3. Eligible participants are identified early and promptly placed in the drug court program.
4. Drug courts provide access to a continuum of alcohol, drug, and other related treatment and rehabilitation services.
5. Abstinence is monitored by frequent alcohol and drug testing.
6. A coordinated strategy governs drug court responses to participants' compliance.
7. Ongoing judicial interaction with each drug court participant is essential.
8. Monitoring and evaluation measure the achievement of the program goals and gauge effectiveness.
9. Continuing interdisciplinary education promotes effective drug court planning, implementation, and operations.
10. Forging partnerships among drug courts, public agencies, and community based organizations generates local support and enhances drug court.

## **Adult Drug Court Best Practice Standards**

As part of ongoing quality assurance and to ensure practices are supported by research, the program will evaluate itself annually on the following National Association of Drug Court Professionals Adult Drug Court Best Practice Standards.

### **I. TARGET POPULATION**

Eligibility and exclusion criteria for the Drug Court are predicated on empirical evidence indicating which types of offenders can be treated safely and effectively in Drug Courts. Candidates are evaluated for admission to the Drug Court using evidence-based assessment tools and procedures.

### **II. EQUITY AND INCLUSION**

Citizens who have historically experienced sustained discrimination or reduced social opportunities because of their race, ethnicity, gender, sexual orientation, sexual identity, physical or mental disability, religion, or socioeconomic status receive the same opportunities as other citizens to participate and succeed in the Drug Court.

### **III. ROLES AND RESPONSIBILITIES OF THE JUDGES**

The Drug Court judges stays abreast of current law and research on best practices in Drug Courts, participates regularly in team meetings, interacts frequently and respectfully with participants, and gives due consideration to the input of other team members.

### **IV. INCENTIVES, SANCTIONS, AND THERAPEUTIC ADJUSTMENTS**

Consequences for participants' behavior are predictable, fair, consistent, and administered in accordance with evidence-based principles of effective behavior modification.

### **V. SUBSTANCE USE DISORDER TREATMENT**

Participants receive substance use disorder treatment based on a standardized assessment of their treatment needs. Substance use disorder treatment is not provided to reward desired behaviors, punish infractions, or serve other nonclinically indicated goals. Treatment providers are trained and supervised to deliver a continuum of evidence-based interventions that are documented in treatment manuals.

### **VI. COMPLEMENTARY TREATMENT AND SOCIAL SERVICES**

Participants receive complementary treatment and social services for conditions that co-occur with substance abuse and are likely to interfere with their compliance in Drug Court, increase criminal recidivism, or diminish treatment gains.

## **VII. DRUG AND ALCOHOL TESTING**

Drug and alcohol testing provides an accurate, timely, and comprehensive assessment of unauthorized substance use throughout participants' enrollment in the Drug Court.

## **VIII MULTIDISCIPLINARY TEAM**

A dedicated multidisciplinary team of professionals manages the day-to-day operations of the Drug Court, including reviewing participant progress during pre-court staff meetings and status hearings, contributing observations and recommendations within team members' respective areas of expertise, and delivering or overseeing the delivery of legal, treatment and supervision services.

## **IX CENSUS AND CASELOADS**

The Drug Court serves as many eligible individuals as practicable while maintaining continuous fidelity to best practice standards.

## **X MONITORING AND EVALUATION**

The Drug Court routinely monitors its adherence to best practice standards and employs scientifically valid and reliable procedures to evaluate its effectiveness.

## **PROGRAM OUTLINE**

The North East Central Drug Court is a court-supervised treatment-oriented program targeting participants whose major problems stem from substance use disorders. Drug Court is a voluntary program, which includes regular court appearances before a Drug Court Judge. Participants must also attend treatment, submit to random drug testing and maintain regular attendance at community support meetings. Participants may receive assistance in obtaining education, housing, vocational training, and job placement services. The program length, determined by the participant's progress, shall be no less than 14 months. Successful completion and "graduation" from the Drug Court Program may result in modification of probation conditions, early termination of probation, and/or dismissal of criminal charges.

## **ENTRANCE REQUIREMENTS**

All applicants shall apply, and undergo an eligibility and substance use disorder assessment. Priority shall be given to applicants who apply within 70 days of their initial appearance.

## ENTRY CRITERIA:

### Applicants must:

1. Complete the application and be willing to participate in the program.
2. Score 24 or higher on the Level of Service Inventory-Revised Assessment (LSI-R).
3. Be facing charges of class A misdemeanor or greater and have a criminal history including prior misdemeanor/felony drug or alcohol offenses or;
4. Be facing felony charges and have a history of substance use.
5. Submit to an integrated assessment and have a substance use disorder diagnosis.
6. Has not successfully completed the Drug Court Program previously.

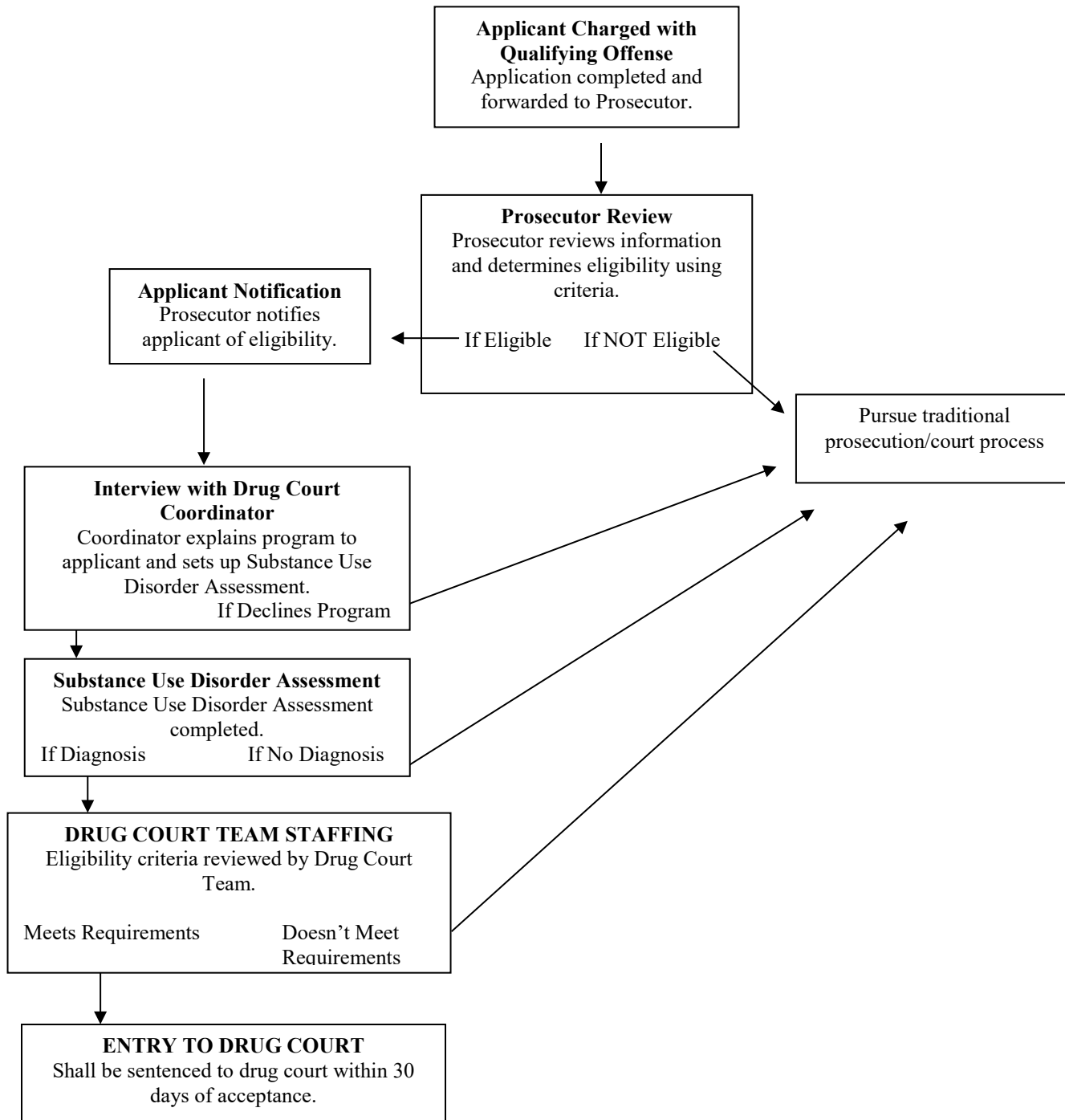
### Applicants must not:

1. Have any current or pending offenses that is defined as violent in 42 U.S.C. 3797u-2, a “violent offender” means a person who
  - a. Is charged with or convicted of an offense that is punishable by a term of imprisonment exceeding one year, during the course of which offense or conduct –
    - i. The person carried, possessed, or used a firearm or dangerous weapon;
    - ii. There occurred the death of or serious bodily injury to any person; or
    - iii. There occurred the use of force against the person of another, without regard to whether any of the circumstances described in subparagraph (i) or (ii) is an element of the offense or conduct of which or for which the person is charged or convicted; or
  - b. Has 1 or more prior convictions for a felony crime of violence involving the use or attempted use of force against a person with the intent to cause death or serious bodily harm.
2. The statute’s definition of violent offender specifically limits prior offenses that cause a person to be categorized as a “violent offender” to felony crimes of violence. If a person has a prior misdemeanor conviction, even though threatened or actual use of force; or use, possession, or carrying a firearm or dangerous weapon occurred during the offense, the person is not a violent offender according to the statute. (Note that if current offense is combined with an assaultive charge the prosecutor may pursue the drug court path given that the assault may be dismissed or reduced to a lesser non-violent offense.

### Probation Revocation:

1. Applicants facing probation revocation may also be eligible to participate in drug court if they meet criteria established above and;
2. Their probation officer recommends applying for Drug Court to avoid the filing of a Petition for Revocation, and;
3. If accepted in Drug Court, they must sign a Petition to modify the conditions of probation to include a requirement of successful completion of the Drug Court program.

## ENTRANCE PROTOCOL





## **AGREEMENT OF PARTICIPATION**

The Agreement of Participation (Refer to Appendix A---) outlines the basic rules of the program and sanctions that may be imposed by a Drug Court Judge for failure to abide by the conditions of Drug Court. The Agreement of Participation is in addition to the conditions of probation ordered by the court on Appendix A of the Judgment of Conviction.

## **ASSESSMENT**

All candidates for Drug Court must undergo an assessment to determine substance use disorder and history of drug use. Treatment staff may do a full assessment including family, work, social, mental and physical assessment. Further tests may be administered to better formulate a treatment program for the candidate. All assessments will be conducted in an expedited manner.

## **SUPERVISION OF PARTICIPANTS**

The North Dakota Department of Corrections-Parole and Probation will supervise participants in the program. Participants will be supervised pursuant to court ordered conditions of supervision, department policy, and Drug Court program requirements. In addition to the assessment used by treatment staff for assessing services required, DOCR staff will conduct an LSI-R (Levels of Service Inventory-Revised) to assess risk and criminogenic needs.

Participants are required to have approved housing and obtain/maintain employment or participate in educational/vocational training. Participants who are not in an educational or vocational activity may be required to complete community service hours to meet the 40-hour work week criteria. When coordinating with outside agencies, participants are requested to sign an Authorization to Disclose Information. Participants are required to fulfill obligations of their current phase assignment. Progress is verified, documented, and reported to the Drug Court Judge during staffing sessions before each Court session.

Supervision of participants consists of face-to-face meetings in the probation office, participant's home, place of employment, treatment facility, and other locations. Other contacts include collateral contacts with employers, family, and friends, telephone calls, and treatment contacts.

The drug court coordinator is responsible for case management and coordinating efforts with the treatment provider to assure all needs and areas are addressed and to avoid duplication of services. Referring of participants to outside agencies for support in their recovery is another component included under supervision. Supervision requirements are specific to the participant's current phase.

The Drug Court Team will meet weekly. During these meetings, the team will discuss the progress of participants scheduled to appear in the next Court session, as well as any issues pertaining to participants not scheduled to appear. Alterations in case management and treatment plans will be addressed and sanctions and incentives will be determined.

### **SCREENING FOR PROHIBITED SUBSTANCES**

Screening is a major component of the Drug Court program to determine presence of prohibited substances and to monitor participants' progress. Testing for the presence of prohibited substances is conducted on a frequent and random basis.

Upon evaluation, a full screen for prohibited substances may be conducted. The presence of prohibited substances will be handled in a manner consistent with program guidelines.

Failure or refusal to provide a sample for screening, or providing an altered or diluted sample may be treated in a manner similar as a positive screen.

### **PROHIBITED SUBSTANCES**

The list below provides an example of substances and medications that are prohibited in Drug Court, unless prescribed by a physician and approved by the Drug Court Team. This is not a complete list. For further clarification of any medication not listed please contact your probation officer.

Maintaining a drug free lifestyle is very important in your recovery process. Aside from illegal drugs and alcohol (in any form) you are prohibited from using certain prescription drugs and are required to have all prescriptions or over the counter drugs approved prior to purchasing or ingesting anything.

Any and all "designer drugs" that can be purchased legally or illegally are strictly prohibited. Any and all "smoking mixtures" (other than products specifically designated to contain only tobacco- for Adults only) are strictly prohibited. Any and all products sold or marketed under false pretenses with the warning "not for human consumption" are strictly prohibited.

Examples of Prohibited Substances/ Medication Classifications	Examples of Prohibited Substances For medications, the brand name is in ( ) if the generic name is also listed. Many OTC Medications are also listed.
Alcohol (In Any Form)	Alcoholic beverages, All medications containing alcohol (Cough Syrups/Liquid-Caps such as Nyquil and Robitussin), Energy drinks containing alcohol

Amphetamine Methamphetamine	Adderall, Adipost, Benzedrine, Dexedrine, Dexatrim, Didrex, Phentermine (Adipex), Preludin, Ritalin, Speed, Vyvanse, White, All medications containing Pseudoephedrine (Alka-Seltzer Cold, Claritin-D, Comtrex Acute, Contac Cold Maximum, Dayquil/Nyquil, Dristan Maximum, Kolephrin, Maxiflu, Robitussin, Sinarest, Sudafed, Tavist Allergy, Tylenol Cold or Allergy- <i>There are non-pseudoephedrine "D" versions available in almost all of these</i> )
Barbiturate	Allobarbitol, Barbital, Butalbital (Fiorinal), Phenobarbital (Luminal)
Benzodiazepine	Alprazolam (Xanax, Niravam), Clonazepam (Clonopin), Chlordiazepoxide (Librium), Diazepam (Valium), Flunirazepam (Rohypnol), Lorazepam (Ativan), Oxaprozin (Daypro), Oxazepam (Serax)
Cocaine	
Dextromethorphan "DM"	Cold medications such as Alka Seltzer Cold, Coricidin, Dayquil, Dimetapp, Nyquil, Robitussin, Sudafed, Triaminic, Tylenol Cold, Vicks 44. <i>There are non-dextromethorphan "DM" versions available of almost all of these..</i>
Hallucinogens	Dimethyltryptamine (DMT), Ecstasy, Ketamine, LSD, Mushrooms, PCP, Tryptamine,
Miscellaneous Substances	Appetite Suppressants -most are prohibited, Caffeine Pills, Meperidine (Demerol), Inhalants, Kratom, Propoxyphene (Darvocet, Darvon), Steroids, Soma, All Synthetic Substances, Xyrem, (GHB) <b>This list includes anything labeled "Not for Human Consumption"</b> , Poppy Seeds
Opiate	Codeine (Cough meds, Tylenol 3), Heroin, Hydrocodone (Lortab, Loracet, Norco, Vicodin, Vicoprofen), Hydromorphone (Dilaudid), Morphine, Fentanyl (Actiq, Duragesic),
Oxycodone	Oxycodone (OxyContin, Percodan, Percocet, Roxicet, Roxicodone)
THC (Marijuana)	Cannabidiol

## TREATMENT

Following an overall assessment, the treatment team will develop a plan that will act as a guide for the initial treatment phase. The plan will be maintained by the treatment provider and will be updated as the individual progresses through the program.

Counseling: Substance use counseling may include individual, group, and/or family formats. As part of the treatment plan participants must engage in all recommended programming. Attendance at programming is mandatory and will be reported to the judge as part of the progress report. Prior permission must be obtained to be excused from a programming session. Failure to obtain permission to miss treatment may result in sanctions.

Community Support Meetings: Attendance is required at two community support meetings each week Proof of attendance may be requested by the probation officer and/or treatment provider

Sponsor: An individual must obtain a community support group sponsor. A sponsor should have at least one year of sobriety and have the ability to assist the participant on a personal level with sobriety, personal problems and working a program of recovery.

## OUTLINE OF PROGRAM PHASES

The Drug Court program consists of four phases and is a minimum of 12 months in length.

### **Phase I:** Stabilization and Engagement (Minimum 60 Days).

In Phase I, risk and treatment needs are assessed in preparation for the development of treatment and case plans. The participant is expected to begin a structured daily routine consisting of the attendance at treatment and other services and supervision appointments. The participant begins random and frequent drug testing screens. A failure to progress out of phase I within 60 days shall be viewed as an urgent matter requiring the assessment of a participant's willingness and ability to complete the program. The minimum requirements for successful completion of Phase I:

#### Minimum Requirements:

1. Reviewing and signing the Terms and Conditions of Probation as well as the participant handbook.
2. Documented individual and group counseling sessions as directed by treatment providers.
3. Two approved community support meetings per week, which are supportive of substance use disorder recovery.
4. Two or more random screens weekly for presence of prohibited substances.
5. Meet with treatment and probation staff as scheduled
6. Obtain/maintain Drug Court Team approved employment, training, education or structured weekly activity.
7. Follow all recommendations of Drug Court team
8. Attend one Drug Court Session per week.
9. Comply with orders of the Judge, Terms and Conditions of Probation.
10. Maintain a curfew as imposed by Drug Court Team
11. Approval of the Drug Court team for movement to Phase II

### **Phase II:** Focus (Minimum of 4 months)

Phase II includes the continuation of active treatment, employment services, educational programs, mental health services, and other services as deemed appropriate. Sixty days of consecutive abstinence is required for advancement to phase III. Sanctions will increase for continued non-compliance.

#### Minimum Requirements:

1. Attend one Drug Court session per week.
2. Provide a minimum of two prohibited substance tests per week.
3. Report to the assigned probation officer as instructed.

4. Two approved community support meetings per week, which are supportive of substance use disorder recovery.
5. Attend and participate in all assigned group, family, and/or individual counseling sessions.
6. Meet financial obligations: i.e. court costs, restitution, child support, etc., as decided by the Drug Court Team.
7. Maintain Drug Court Team approved housing.
8. Maintain Drug Court Team approved employment, training, education or structured weekly activity.
9. Obtain and/or maintain a community support sponsor.
10. Maintain a curfew as imposed by the drug court team.
11. Have 60 continuous days of sobriety.
12. Approval of the Drug Court team for movement to Phase III.
13. Applicant will write out the answers to the three questions on their Phase move.

**Phase III: Elicit Change** (Minimum of 3 months)

Phase III is 3 months of active treatment. Participants are required to maintain employment and/or schooling. They begin developing support systems for their continued recovery from substance use and crime through community resources. Substance Use Disorder treatment is completed and relapse prevention therapy begins based on assessment. To complete Phase III, participants must have 60 days of consecutive sobriety and develop and submit a Relapse Prevention plan to the Drug Court Team for approval.

**Minimum Requirements:**

1. Attend one Drug Court session every two weeks.
2. Provide a minimum of two prohibited substance tests per week.
3. Report to the assigned probation officer as instructed.
4. Attend two approved community support meetings, which are supportive of substance use disorder recovery per week.
5. Attend and participate in all assigned group, family, and/or individual counseling sessions.
6. Meet financial obligations: i.e. court costs, restitution, child support, etc., as decided on by the Drug Court Team.
7. Maintain Drug Court Team approved housing.
8. Maintain Drug Court Team approved employment, training, education or structured weekly activity.
9. Obtain and/or maintain a community support sponsor.
10. Have 60 continuous days of sobriety.
11. Approval of the Drug Court team for movement to Phase IV.
12. Applicant will write out the answers to the three questions on their Phase move.

**Phase IV: Planning for a Successful Life (Minimum of 3 months)**

Phase IV is 3 months of continuing care. Participants must actively work their relapse prevention plans. A minimum of 90 days of consecutive sobriety, continued employment and or schooling, and a written essay are required to graduate from the Program.

**Minimum Requirements:**

1. Attend one Drug Court session every 3 weeks.
2. Provide a minimum of one prohibited substance tests per week.
3. Report to the assigned probation officer as instructed.
4. Attend two approved community support meetings, which are supportive of substance use recovery per week
5. Attend and participate in all assigned group, family, and/or individual counseling sessions.
6. Meet financial obligations: i.e. court costs, restitution, child support, etc., as decided on by the Drug Court Team.
7. Maintain Drug Court Team approved stable housing.
8. Maintain Drug Court Team approved employment, training, education or structured weekly activity.
9. Obtain and/or maintain a self-help group sponsor.
10. Have 90 continuous days of sobriety.
11. To complete an exit interview and have an established plan for ongoing sobriety.
12. Approval of drug court team for graduation.

**INCENTIVES**

**Incentives** are distributed when the Drug Court participant has accomplished a specific goal or achievement that reduces the risk of substance use and/or criminal behavior. Examples of compliant behavior are continued sobriety, active participation in SUD treatment, obtaining gainful employment, and attending required court appearances. Incentives are distributed as the Drug Court Judge deems appropriate. Incentives are token rewards designed to recognize the participant's work towards shaping pro-social and productive behaviors and values. Incentives include but are not limited to:

**Step 1. Identify the Behavior**

Easy/Proximal	Moderate	Difficult/Distal
<ul style="list-style-type: none"><li>• Attendance at treatment</li><li>• Attendance at other appointments</li><li>• Home for home visits</li><li>• Report to UA</li><li>• Timeliness</li><li>• Payment</li></ul>	<ul style="list-style-type: none"><li>• Honesty</li><li>• Testing Negative</li><li>• Participating in Prosocial Activities</li><li>• Employment</li><li>• Progress toward Tx Goals</li><li>• Progress in Tx</li></ul>	<ul style="list-style-type: none"><li>• Complete Tx LOC</li><li>• Extended Abstinence/Neg. Tests</li><li>• Treatment Goals Completed</li><li>• Phase Goals Completed</li><li>• Program Goals Completed</li></ul>

## Step 2. Determine the Response

	Easy/Proximal	Moderate	Difficult/Distal
Phase 1	Small	Medium	Large
Phase 2	Small	Medium	Large
Phase 3		Small	Large
Phase 4		Small	Large

## Step 3. Choose the Incentive

Small	Medium	Large
<ul style="list-style-type: none"> <li>• Verbal Praise</li> <li>• Fish Bowl</li> <li>• Handshake</li> <li>• ≤ 1 day reduction of curfew</li> </ul>	<p><b>Any small and/or:</b></p> <ul style="list-style-type: none"> <li>• ≤ 3 day reduction of curfew</li> <li>• Choice of Gift Certificate</li> <li>• Supervisor Praise</li> <li>• Written Praise</li> <li>• Certificate</li> <li>• Reduction in CS hours</li> <li>• Supervision Fee Waiver</li> </ul>	<p><b>Any small, medium or:</b></p> <ul style="list-style-type: none"> <li>• Framed Certificate</li> <li>• Travel Pass</li> <li>• Reduced Contact</li> <li>• Larger Gift Certificate</li> <li>• Position as Mentor to New Participants</li> <li>• Reduction of Curfew</li> <li>• Assistance in Applying for Restrictive Driver license</li> </ul>

When participants successfully meet all the drug court obligations, formal graduation ceremonies are conducted. This provides the opportunity for the graduates to be recognized for their accomplishments in the presence of the Drug Court staff and Judges, their peers, family and friends, police and community officials, and other distinguished guests. The graduates may be presented with a memento.

## SANCTIONS (Inappropriate Behavior)

**Sanctions** are negative consequences or the removal of incentives in order to deter substance use and criminal behavior. Participants are educated upon admission of the program of the consequences for noncompliant behavior. Non-compliance is addressed in court with appropriate graduated sanctions.

Sanctions increase in severity for failure to abstain from intoxicant use, attend required treatment, absconding, or by failure to comply with supervision and/or program rules. Sanctions are distributed according to proximal and distal behaviors. Failure to engage in proximal behaviors receives a more intensive sanction than failure to engage in distal behaviors. Sanctions may include, but are not limited to:

The Drug Court Judge may employ a wide range of graduated sanctions as a result of program violations. When the Judge imposes sanctions, it is the responsibility of the participant to comply as ordered and the responsibility of the Drug Court staff to make arrangements as needed to verify compliance. Deviations from the following guidelines may be authorized by the drug court Judge.

**Step 1. Identify the Behavior**

Low (Less Immediate)	Moderate	High (More Immediate)	Very High
Late for Scheduled Event	<ul style="list-style-type: none"> <li>Missed UA</li> <li>Failure to Complete Assignments</li> </ul>	<ul style="list-style-type: none"> <li>Unexcused Absence TX</li> <li>Alcohol Use</li> <li>Drug Use</li> <li>Tamper w/ UA or device</li> <li>Dishonesty</li> </ul>	<ul style="list-style-type: none"> <li>Criminal behavior (new crimes, drinking and driving)</li> <li>Arrest</li> </ul>

**Step 2. Determine the Response**

	Low	Moderate	High	Very High
Phase 1	Level 1	Level 2	Level 2	Level 4/5
Phase 2	Level 1	Level 2	Level 3	Level 4/5
Phase 3	Level 2	Level 3	Level 4	Level 5
Phase 4	Level 3	Level 4	Level 5	Level 5

**Step 3. Choose the Sanction**

	Level 1	Level 2	Level 3	Level 4	Level 5
Effective Use of Disapproval	Immediate	Immediate	Immediate	Immediate	Immediate
Increase Testing Reporting	≤ 1 day	≤ 2 days	≤ 3 days	≤ 4 days	≤ 4 days
Community Service	≤ 4 hrs	≤ 8 hrs	≤ 16 hrs	≤ 24 hrs	≤ 32 hrs
Scram-24/7-Drug Patch	≤ 60 days	≤ 60 days	≤ 90 days	≤ 120 days	≤ 120 days
Curfew	≤ 3 days	≤ 5 days	≤ 7 days	≤ 10 days	≤ 15 days
Phase Extension	≤ 30 days	≤ 60 days	≤ 90 days	≤ 120 days	≤ 120 days
Halfway House	≤ 30 days	≤ 60 days	≤ 60 days	≤ 60 days	≤ 60 days
House Arrest	≤ 24 hrs	≤ 72 hrs	≤ 5 days	≤ 7 days	≤ 15 days
Jail	≤ 1 day	≤ 2 days	≤ 3 days	≤ 4 days	≤ 5 days
Other				Review Placement	Termination



## **GRADUATION**

Upon successful completion of all four phases, including the payment of all assessed fees, fines, and restitution the participant will need to request an application of graduation. A checklist will be completed by the Drug Court Coordinator to ensure graduation is suitable. The application should be completed at least 30 days prior to the anticipated graduation. The Drug Court Team will review the application and the Judge shall declare the participant a graduate. The graduation ceremony will be a celebration of completing all established guidelines as listed below:

1. Successfully participate of the program for at least 14 months.
2. At least 120 consecutive days of verified abstinence.
3. Maintain consistent employment or sufficiently be involved in a vocational/educational training program.
4. Accomplishment of goals stated in individual's treatment plan and adherence to the Relapse Prevention plan.
5. Reasonable effort to pay towards court related financial obligations as defined by the Drug Court team may be accepted by the judge on a case-by-case basis instead of the total payment required above.
6. Approval of application and written essay for graduation by Drug Court Team

Graduation is viewed as a significant milestone for the offender and the program. Every effort will be made to make this a ceremonious occasion. At drug court, graduation members of the team shall be present. In addition, others that may be invited are family, friends, arresting officer, representatives from agencies involved with the drug court program, etc.

## **TERMINATION**

Regardless of the method by which a participant enters the Drug Court, termination may occur for various reasons including, but not limited to:

1. Noncompliance with rules and procedures
2. Arrest and/or conviction on new charges (case by case basis)
3. Failure to appear as scheduled for court, jail, or treatment
4. Participant request for withdrawal

## **PROBATION TERMINATION**

In the event an individual is terminated from the Drug Court program, the probation officer will draft a petition to revoke probation. Terminated participants will return to their sentencing judge for resentencing to include all of the sentencing options at the time the participant was placed into Drug Court.

## GENERAL COURT RULES

- 1. Reside Grand Forks County.** Participants will be actively involved in treatment, meetings, community service work, court attendance and reporting to their supervision officer. Therefore, each participant shall reside in Stutsman/Barnes County throughout the entire term of supervision unless the Drug Court team grants other permissions.
- 2. Attend all ordered treatment sessions.** This includes individual and group counseling, educational sessions and other treatment as directed. Missed treatment sessions will result in a sanction.
- 3. Be accountable for all activity.** Participants are responsible for recording all appointments and significant events such as work, family appointments, and community recovery events in their Problem Solving court planner if so ordered. The planner must be submitted upon request to any member of the Problem Solving court team at any time.
- 4. Be on time.** If a participant is late for appointments or treatment he/she will not be allowed to participate and will be considered non-compliant. Participants must contact their counselor in advance if there is a possibility that they may be late.
- 5. Do not make threats toward other participants or staff or act in a violent manner.** Violent or inappropriate behavior will not be tolerated and will be reported to the court. This behavior will result in a sanction and/or termination.
- 6. Attend all scheduled Drug Court sessions.** Participants must attend all court sessions as directed by the Judge or PO. Participants must dress appropriately for court. Clothing bearing drug or alcohol related themes are considered inappropriate.
- 7. Submit to urinalysis/breath/sweat/saliva test as requested.** Participants will be tested throughout the entire program. Participants will be tested frequently and randomly. Adulterated urine, which may include diluting, tampering or falsifying, will result in a review for termination from the program. The goal of the Drug Court is to help the individuals achieve abstinence from intoxicants.
- 8. Always tell the truth.** Overcoming substance use disorders is not easy. This will take the participants' best efforts. Always remember that the end result is to assist them in maintaining a clean and sober life. Dishonesty involved in any violation will result in a harsher sanction.

## STATISTICAL REPORTING AND EVALUATION.

The Drug Court routinely monitors its adherence to best practice standards and employs scientifically valid and reliable procedures to evaluate its effectiveness. The Drug Court Coordinator will capture all statistical data, which will be gathered and reviewed on a yearly basis with the Drug Court Team. To ensure integrity and fidelity to the National Association of Drug Court Professionals Adult Drug Court Best Practice Standards the drug court team will conduct a yearly "self-evaluation" to monitor adherence to these best practice standards. The Drug Court Team is responsible for demonstrating compliance with these standards or have a plan to achieve compliance as soon as reasonably practical. The following is a list of data fields that will be collected for research purposes. These fields are subject to additions and deletions as the program evolves:

Age at Program Entry
Race
Gender
Offense
Offense Level
Date of Initial Appearance
Date of Drug Court Application
On Supervision of Time of Application
Days from Appearance to Application
Credit for Time Served
Date of Sentencing
Date of Entry to DC
Days to program Entry
Date Exited DC
Total Days in Program
Program Graduate
Reason Offender Failed
Employed at Entry to Program
Employed at Exit from Program
Phase 1 Positive Tests
Phase 2 Positive Tests
Phase 3 Positive Tests
Criminal Arrest w/in 1 year
Criminal Arrest w/in 2 years
Participant Arrested for New Offense While in Program
Total Incarceration Days as Part of Sentence
Supervision Fees Collected
Restitution Collected
Fines/Fees Collected
LSI Entry Score
LSI Exit Score
LSI Difference
LSI Completion Difference
LSI Non-completion Difference
Reason Not Accepted to Program
Sanction
Sanction Start Date
Sanction End Date
Total Days of Sanction
Hours of Community Service
Veteran Status
Drug Free Babies Born
Family Reunification
Educational Achievements
Supervision at time of application

