

Clay/Becker Drug Court



Participant Handbook

November 2023

THIS BOOK BELONGS TO:

NAME: _____

CD TX PROGRAM: _____

COUNSELOR NAME: _____

PHONE NUMBER: _____

AFTERCARE: _____

COUNSELOR NAME: _____

PHONE NUMBER: _____

RECOVERY MENTOR NAME: _____

PHONE NUMBER: _____

Show up, be honest, do your best!

My Phase Progression:

PHASE	1	2	3	4
DATE				

Welcome to the Clay/Becker Drug Court

Drug Court is designed to provide the criminal justice system with an alternative to traditional pre-trial monitoring and probation supervision for individuals who have serious problems with substance abuse and are involved with the legal system. Drug Court is a highly structured program that combines intensive supervision, chemical dependency treatment and regular communication between participants and the Court.

Drug Court is unique because it represents a close working relationship between chemical dependency treatment and the criminal justice system. The Court is committed to assisting with the early intervention, treatment and rehabilitation of non-violent offenders who are chemically dependent. It is a great opportunity for those who choose to change their current circumstances and break the cycle of chemical dependency.

We hope to see positive changes in your life as you progress through the Drug Court program. The Drug Court team is committed to providing you with support and encouragement as you find your way to a clean and sober life. Our goal is to help you become a sober contributing member of your community.

This handbook will provide information about what is expected of Drug Court participants. You are encouraged to share it with your family and friends for their support and encouragement.

(Replacement handbooks are provided at a charge of \$3)

Drug Court program fees will be assessed at the following rates:

Phase 1: \$20

Phase 2: \$50

Phase 3: \$50

Phase 4: \$50

GENERAL RULES

The following rules apply throughout ALL phases:

1. You cannot possess or consume any mood-altering chemicals not prescribed by a physician.
 - a. "Possess" means to have on your person, in your home or vehicle. This includes alcohol and any substances containing alcohol ("non-alcoholic" beer, cough syrup, and mouthwash). Misuse of over the counter and prescription medications are prohibited. This includes any product that is labeled Not for Human Consumption (including but not limited to K2 Spice, Spark, Happy Shaman and all incense or products that contain JWH-018, JWH-073, HU-210, HU-211, CP47, 497 and homologue Mephadrone, 3-4-methylenedioxy-provalerone).

2. You cannot possess medications that are not approved by the FDA. Prescription medications must be verified. All efforts must be made to find alternatives to prescribed mood-altering chemicals or stimulants.
 - a. If you must have a prescribed mood-altering chemical or stimulant, you must submit a letter from a doctor/provider stating what alternatives were tried, and why the mood-altering chemical or stimulant is necessary. You cannot possess or use CBD oil in any form or product.
 - b. Medical Marijuana is not to be used without approval from the Drug Court Team. If you receive a medical marijuana card, you are not automatically allowed to use marijuana. Without express consent from the Judge, a positive marijuana test will be in violation of these rules.
3. DRUG TESTING: You may be contacted by staff at any time, including weekends and holidays, and will be required to follow directions regarding reporting for drug testing. Participants are also required to comply with law enforcement requests for drug and alcohol testing.
4. A picture I.D. is required to be shown to law enforcement officers upon request.
5. You must report any change of residence *prior* to moving, and changes in your work schedule or employment status immediately. You must request approval for any proposed change regarding new or additional roommate(s).
6. Attend all Review Hearings and office appointments as scheduled.
7. Random home and work visits will be made *anytime* day or night, without prior notice.
8. Complete a weekly work/personal whereabouts schedule to be given to probation and contact probation office if weekly schedule is in need of change.
9. When away from home overnight you must provide the address and phone number of the place you are staying, the day and time you are leaving, and the day and time you will be returning to your own residence. An “overnight” is considered any time you are away from home past 1a.m. * NOTE * Must have prior approval for overnight stays away from home.
10. Collateral contacts will be made including, but not limited to, significant others, family, employers, physicians, therapists, and treatment facilities.
11. Agent must approve out of state travel. Three weeks notice of out of state travel is required.
12. Obey all state, federal, and local ordinances.

13. The courtroom environment deserves respect. Please wear appropriate clothing. Clothing should be clean and neat. Exception: if you arrive at court directly from doing work at your employment that results in dirty clothing.

PROGRAM PHASES

The program is divided into five total phases. The Provisional Phase is a minimum of six weeks, Phases one through four are a minimum of 3 months. *You must successfully complete each phase before moving to the next.*

Provisional Phase - Mandatory

Mandatory Provisional Admission: Upon agreement of the Drug Court Team, you will be required to begin the pre-Drug Court process with mandatory PROVISIONAL admission. You will take part in the drug court process for at least 6 weeks (excluding in-patient treatment time) on a PROVISIONAL admission. After the 6 weeks have been completed, the Team will determine if you are eligible for admission into Drug Court. If you are deemed eligible, you must voluntarily agree to enter the Drug Court programming. Your criminal case must be resolved by way of a plea agreement. Thereafter, you will begin Phase 1. If you choose not to enter Drug Court, your criminal case will follow its normal course and you be assigned a different judge. You would be placed back on a regular calendar and prosecuted or if you have plead, may be sentenced per the Minnesota Sentencing Guidelines.

Requirements of Provisional Admission:

- A. Mandatory admission, not voluntary.
- B. Obtain a Comprehensive Assessment and follow all recommendations.
- C. Minimum of Twice Weekly UA/PBT testing.
- D. Minimum of Twice Weekly meetings with probation staff.
- E. Drug Court Review Hearings at least twice a month.
- F. Maintain at least six (6) weeks of sanctionless participation. (excluding in-patient time)
- G. Maintain Curfew as arranged.
- H. No overnight stays away from primary residence.
- I. Report all whereabouts to probation agent.
- J. Active Participation in Primary Treatment.

- K. Upon team referral to Phase 1, participation in further Drug Court is voluntary.
- L. Criminal case must be resolved by plea.

Phase I - CHOICE

Objective: Establish abstinence and chemical dependency treatment, development of trigger awareness, and identify your support system.

Requirements:

- A. Meet with probation staff as directed.
- B. Drug Court review hearings at least twice a month.
- C. Follow all recommendations of your comprehensive assessment and treatment provider.
- D. Attend support group meetings as required by the Drug Court team.
- E. Maintain Curfew as arranged.
- F. Overnight stays away from home are typically not permitted in this stage. Exceptional circumstances will be considered from probation agent for overnight stays away from home.
- G. Report all whereabouts to probation agent.

Advancement requirements:

- Three (3) months sanctionless participation.
- Completion of primary treatment.
- Payment of Phase 1 program fee. (\$50)
- Obtain a recovery mentor.
- Complete Phase Change Advancement Form.

My Personal Phase 1 GOALS:

**Phase 1
Notes and Assignments**

Phase II - CHALLENGE

Objectives: Continued abstinence, establishment of recovery and development of educational and/or vocational goals.

Requirements:

- A. Meet with probation staff as directed.
- B. Drug Court review hearings at least twice a month.
- C. Follow all recommendations of treatment provider.
- D. You are required to be either employed, doing volunteer work, or attending educational classes or a combination of these committing to at minimum (20) hours a week. Exceptions may be made on an individual basis as determined by the Drug Court Team.
- E. **Overnight stays:** Permission must be obtained from agent for overnight stays away from primary residence. A maximum of **three (3) overnights** per month are allowed with permission, unless otherwise agreed to by the Drug Court Team.
- F. Report all whereabouts to probation agent.

Advancement requirements:

- Three months of sanctionless participation.
- Successful completion of Aftercare program.
- Establishment of educational/vocational goals.
- Payment of Phase 2 program fee. (\$50)
- Maintain a recovery mentor.
- Complete Phase Change Advancement Form.

My Personal Phase 2 GOALS:

G. Selection of an **Graduation Project, arranged by the participant and approved by the Drug Court Team.** The number of required hours will be determined by the type of work being done.

H. Maintain a recovery mentor.

Advancement requirements:

- Three months of sanctionless participation.
- Selection of an Approved Graduation Project.
- Continuance of educational/vocational goals.
- Payment of Phase 3 program fee. (\$50)
- Maintain a recovery mentor.
- Complete Phase Change Advancement Form.

My Personal Phase 3 GOALS:

**Phase 3
Notes and Assignments**

Phase IV – CHANGE 2

Objectives: Continued abstinence, pursuit of education and/or vocational goals, and completion of your volunteer project.

Requirements:

- A. Meet with probation staff as directed.
- B. Drug Court review hearings at least once a month.
- C. Follow all recommendations of treatment provider, if applicable.
- D. You are required to be either employed, doing volunteer work, or attending educational classes or a combination of these committing to at minimum (20) hours a week. Exceptions may be made on an individual basis as determined by the Drug Court Team.
- E. Report all whereabouts to your probation agent as directed.
- F. **Overnight stays:** Permission must be obtained from agent for overnight stays away from primary residence. A maximum of **five (5) overnights**, per month are allowed without permission, unless otherwise agreed to by the Drug Court Team.
- G. Completion of an Approved Graduation Project, arranged by the participant and approved by your probation agent. The number of required hours will be determined by the type of work being done.
- H. Payment of Phase 4 program fee (\$50). Fines, restitution payments, and program fees must be paid in full or up to date.
- I. Maintain a recovery mentor.

Graduation Requirements:

- 6 consecutive months of sanctionless participation
- Completion of educational and/or vocational goals as determined by the Drug Court team (GED, high school diploma, etc.)
- Full-time employment or an approved combination of employment, education and/or volunteer work.
- Completion of Graduation Project
- Fines, restitution payments, and program fees must be paid in full or be up to date.
- Must complete all recommended treatment programming.
- Prepare and fill out Graduation Form

My Personal Phase 4 GOALS:

**Phase 4
Notes and Assignments**

Achievements and Incentives:

The Drug Court judge will acknowledge your achievements during Drug Court Review Hearings.

Drug Court will also recognize and provide incentives throughout the program for accomplishments above and beyond the Drug Court requirements that promote drug-free, pro-social, and law-abiding, behavior. Some examples of achievements the Court will recognize and possible incentives the Court may use to recognize them MAY include: educational achievements, vocational/employment achievements, maintaining sobriety, community achievements, phase progression, fishbowl draws, less restrictive curfew or less office visits.

Violations and Consequences:

If you violate the Drug Court Program rules, there will be consequences. Those consequences will depend on your individual case and the nature of the violations.

Examples of Possible Violations:

- Use of non-prescribed mood-altering chemicals (including alcohol).

- Failure to report as directed for drug testing.
- Refusing drug and/or alcohol testing or tampering with sample.
- Failure to follow the recommendations of comprehensive evaluation or treatment provider.
- Failure to report employment changes.
- Leaving home overnight without providing information.
- Conviction on a new charge.
- Curfew violation.
- Not returning staff phone messages.
- Not reporting schedule changes.
- Not immediately reporting address or phone number changes.
- Uncooperative behavior with Drug Court or treatment staff.
- Failure to attend or verify attendance at support group meetings.
- Failure to be available for random home visits.
- Missing court without valid excuse or prior approval.

Consequences:

The program will attempt to use consequences aimed at stabilizing your harmful relationship with drugs, alcohol or non-compliance with Drug Court rules. Multiple minor violations will result in increasingly stronger consequences.

Examples of Possible Consequences:

- Verbal warnings
- A more stringent curfew
- Written assignments
- Increased number of drug tests, office appointments and/or Court review hearings
- Re-set in program
- Immediate incarceration (jail)
- Community Service Work
- Electronic alcohol monitoring
- Electronic House Arrest
- Termination from Drug Court and recommendation for execution of sentence

Graduation Requirements

When you have successfully completed the following requirements, you will be scheduled for graduation:

- **6 consecutive months** of sanctionless participation
- Completion of educational and/or vocational goals as determined by the Drug Court team (GED, high school diploma, etc.)
- Full-time employment or an approved combination of employment, education and/or volunteer work.

- Completion of Graduation Project
- Driver's License (where appropriate)
- Fines, restitution payments, and program fees must be paid in full or be up to date as determined by the Drug Court Team.
- Must complete all recommended treatment programming.

On the day of your graduation, you will be asked to address the Drug Court team and participants, to tell your story and how your life has changed since you started the Drug Court program.

At your graduation ceremony, the Judge will present you with a certificate of completion and will recognize your excellent accomplishments.

You are encouraged to invite your family, friends, sponsor, CD counselors, employer, Drug Court Mentor and any others you wish, to your graduation.

COMMITMENT~

*Today I will do
whatever it takes
to stay off drugs
and away
from criminal activity.*