

Reasons for discharge from Treatment Court

Rev. 2/25/10

A participant will be discharged for repeated violations of Treatment Court rules such as:

1. Consistently failing to appear for court;
2. Consistently failing to appear for treatment and/or case management appointments. If you are missing from treatment court participation for more than one month (30 days) including incarceration for a new offense, you will automatically be terminated from the program and returned to the regular criminal court calendar;
3. Consistently failing to participate in drug and alcohol screenings;
4. Consistently failing to comply with the treatment plan and/or being unsatisfactorily discharged from treatment, or demonstrating a lack of program response by failing to cooperate with the case manager or treatment program;
5. Chronic dishonesty: It is understood that when an individual enters the Treatment Court Program it will take some time in Phase 1 for an individual to adjust and understand the need and requirement for honesty. If the behavior continues through Phase 2 and 3 it is reason for discharge;
6. Behavior that puts other participants' safety at risk and/or jeopardizes their success in the program, e.g. inviting other participants to take part in situations known to be a violation of treatment court rules, threatening other participants or staff, offering drugs to a participant; using drugs or alcohol with participants, supplying urine/adulterants to others and/or receiving such items from others.
7. Behavior that creates issues of program integrity or public safety, i.e. harassment of other participants, selling drugs, violence or threats of violence;
8. Consistent non-compliance with sanctions;
9. Criminal conduct even if new charges are not filed;
10. Lack of progress or compliance with treatment or behavior which presents a risk to public safety and demonstrates to the court that the participant's needs are greater than the resources and assistance that Treatment Court Program has to offer;

11. Depending on the seriousness of the violation, it is usually not one but a combination of violations, and a lack of progress over time, that creates the grounds for discharge from the Treatment Court Program. However, if the violation is great enough or the risk to public safety is great discharge may be based on a single violation.

12. I understand that the decision of the judge to discharge a participant is final. No appeal or review of the decision is allowed.

Participant, Date

Participant Attorney, Date