

Jefferson County
Family Dependency Treatment Court

Program Description

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Introduction

The Jefferson County Family Dependency Treatment Court (FDTC) provides an alternative to the traditional juvenile court process in dependency, neglect, and abuse cases where parental substance abuse is a primary factor. The current juvenile court system, with the traditional prosecutor and defense functions, coupled with standard court procedures and infrequent hearings, often reinforces the participant's denial of substance abuse issues. The FDTC takes a non-adversarial approach to these individual cases, to help reverse the denial, and work towards overcoming these issues.

The FDTC model transforms the roles of those involved in the court process and establishes a coordinated systemic approach focusing on sobriety and accountability. The following are key components:

- More frequent court hearings with one judge/magistrate
- A team approach to helping participants work toward treatment and parenting goals
- Focus on quick access to drug and alcohol/mental health assessment, treatment and continuing care
- Comprehensive case management and monitoring
- Rewards and sanctions used for progress in meeting sobriety and parenting goals

Chapter 1: Policies and Procedures

The Jefferson County Family Dependency Treatment Court Advisory Committee

The Jefferson County Family Dependency Treatment Court Advisory Committee is a joint committee representative of various officials from community stakeholders. Led by the Juvenile Court Judge, the committee serves as the policy-making authority who directs the initiative of the Family Dependency Treatment Court by focusing on program policies, procedures, and protocols. **Standard 1 (B)**

Role of the Advisory Committee

The Jefferson County FDTC Advisory Committee developed and approved the specialized docket policies and operations. The Advisory Committee communicates regularly with local officials and other community stakeholders regarding updates on the court. **Standard 1, Recommended Practice (A)(1)**

Responsibilities

Implementation Responsibilities

An initial planning meeting was first held in July 2018 to discuss developing a Family Dependency Treatment Court and an Advisory Committee was formed. Charged with the overall task of policy development and implementation, the committee regularly met over the course of six months. The meetings included developing policies and procedures that outlined these goals and objectives, and also identified the target population, participant eligibility and a detailed case flow plan. The Advisory Committee also defined the role of each treatment team member of the FDTC.

The Advisory Committee developed, reviewed and agreed upon admission criteria, completion, and discharge criteria for participation in the FDTC. The committee created the participation agreement which outlines the participant's rights and roles in the FDTC, while detailing the requirements of the Court. Thus, the Advisory Committee developed an agreement setting forth the terms of the specialized docket operations, and also memorandums of understanding among all stakeholders in the Family Dependency Treatment Court.

Standard 1(C) & (D), Standard 3 (A), Standard 2 (B) & (C), Standard 1, Recommended Practice (A)(2), Standard 1, Recommended Practice (A)(3)

Post-Implementation Responsibilities

The Jefferson County Family Dependency Treatment Court Advisory Committee meets a minimum of two times per year to do the following:

- Develop and regularly review the treatment team's community partnerships outreach plan and education plan **Standard 1, Recommended Practice (D)**

- Develop and annually review the written FDTC sustainability plan **Standard 1, Recommended Practice (E)**
- Assess the policies and procedures and overall functionality of the treatment team and specialized docket **Standard 11, Recommended Practice (B)**
- Review the target population of the FDTC
- Review the use of graduated sanctions
- Review treatment resources within the community
- Review statistical reports or performance evaluations and approving the Annual Report
- Review financial expenditures and revenues for the specialized docket programming

Membership

The Jefferson County FDTC Advisory Committee is comprised of key stakeholders who work with this population regularly. The committee meets a minimum of two times per year and will be the chief policy making authority of the Jefferson County Family Dependency Treatment Court. The Advisory Committee is chaired by Specialized Docket Judge Joseph M. Corabi, who attends every meeting. The Committee is comprised as follows:

Specialized Docket Judge: Joseph M. Corabi, Jefferson County Juvenile Court

Specialized Docket Magistrate: Frank Noble, Jefferson County Juvenile Court

Children's Services: Betty Ferron, Director, Jefferson County Department of Job & Family Services

Children's Services: _____, Administrator, Jefferson County Department of Job & Family Services

Licensed Treatment Provider: Eve Gellner, The Village Network

Law Enforcement: Major Susan Bell, Jefferson County Sheriff's Department

Juvenile Court: Joseph Colabella, Court Administrator, Jefferson County Juvenile Court

Local Bar Association: Adam Martello, Attorney at Law

Juvenile Court: Mindy Nash, FDTC Program Coordinator

Community Outreach: Rev. Ashley Steele, Executive Director, Urban Mission Ministries
Standard 1(A)

On April 26, 2019, A Memorandum of Understanding was signed by Jefferson County Juvenile Court, Jefferson County Department of Job and Family Services - Children Services Division, The Village Network, and A Child's Place CASA.

Mission Statement

The mission of the Jefferson County Family Dependency Treatment Court is to provide a judicially supervised collaboration to ensure families with substance abuse issues have individualized and timely treatment and utilization of community based services; so they achieve recovery and children have a safe, stable and nurturing environment.

Goals and Objectives

The Jefferson County Family Treatment Court aims to better meet the needs of families in Jefferson County, Ohio who come to the attention of the local Children Services Division of the Jefferson County Department of Job and Family Services and where substance abuse/addiction is a contributing factor in the child abuse and neglect allegations. **Standard 1(C)** The specific goals and objectives are as follows:

Goal: Participants will increase days of sobriety.

Objective: Participants will achieve 180 continuous drug-free days for 100% of those recommended for graduation from FDTC.

Goal: Improve the overall functioning of participants in FDTC, so they regain their lives and re-unify with their family.

Objective: Cooperation with the mental health and/or substance abuse treatment plan devised by the clinician and client.

Goal: Establish a safe, healthy environment for families by providing parents, and their children, with the services and skills needed to productively live in the community.

Objective: FDTC to achieve a graduation rate of 70% for those enrolled in the program.

Goal: Shorten the amount of time that children live out of their homes by reducing the time to reunification with parents.

Objective: 70% of children return home within one year of the beginning of case.

Goal: Ensure participants have access to necessary services/resources in the community.

Objective: Maintain relationships with community programs in an effort to ensure services are available to parents with substance and abuse and/or mental health issues.

Chapter 2: Target Population

Target Population

Jefferson County residents whose children have been adjudicated dependent, neglected, or abused due to the parent's substance abuse or dependence. **Standard 1 (C)**

Written Legal Eligibility Criteria

To qualify, the custodial parent (potential participant) must meet the following criteria:

- Resident of Jefferson County
- At least 18 years of age
- Have children who have been adjudicated dependent, neglected or abused in an existing court case
- Not be a registered sex offender
- Have no past history of violent felony criminal offenses
- Not on probation or parole in another jurisdiction
- No pending felony charges in another jurisdiction
- Not been in a specialty court in the past 2 years **Standard 3 (A)**

Written Clinical Eligibility Criteria

To qualify, the custodial parent (potential participant) must meet the following criteria:

- Substance dependency/abuse and/or mental health issues that impact the ability to parent their child(ren)
- Willing to participate in treatment
- Have the ability both mentally and physically to fully participate in the program
- Have the developmental capacity to complete the FDTC program **Standard 3 (A)**

The Written Legal and Clinical eligibility criteria of the FDTC consider the following factors:

- High risk or repeat offenders are considered for inclusion
- Mitigating and aggravating circumstances of current or prior court involvement are evaluated
- Careful examination of the circumstances of prior juvenile adjudications and the age of the potential participant
- The age of prior potential disqualifying offenses
- If competency of the potential participant is in question, a forensic assessment will be completed to determine if the individual is legally competent to participate in the FDTC **Standard 3 Recommended Practices (A), (B) (1-5)**

The written and clinical eligibility criteria, listed above, do not create a right to participation in the Jefferson County Family Dependency Treatment Court. **Standard 3 (C)**

Capacity of Family Dependency Treatment Court

The Jefferson County Family Dependency Treatment Court is able to accommodate ten (10) cases in the program at any time.

Chapter 3: Program Entry

Referral Process

Once substance abuse has been acknowledged by the parent(s), they are offered the possibility of participating in FDTC. Referrals can be made by any community stakeholder. This may include Judges, Magistrates, treatment providers, Probation Officers, Children's Services caseworkers, Guardians ad Litem, family members, attorneys, etc. Referrals can be made by contacting the FDTC Program Coordinator at Jefferson County Juvenile Court.

Screening and Assessment

Legal Eligibility Screening

Initially, a Children Services intake worker meets with family to consider the Family Dependency Treatment Court option. The worker introduces the individual to the Family Dependency Treatment Court Program Coordinator and basic information regarding the program is explained. The coordinator will review the participant handbook, and provide a copy. A legal eligibility screen is completed and used to verify legal eligibility. **Standard 3(A)**

If the individual is found eligible, a referral is immediately made for a drug and alcohol evaluation. After completion of the drug and alcohol evaluation and the clinical assessment of eligibility, the treatment provider submits written verification that the person is chemically dependent and suitable for participation.

Clinical Assessment

Once referred to the FDTC, each individual shall be promptly assessed and referred to the appropriate services. **Standard 4** Within five (5) days of the initial appointment with the FDTC Program Coordinator, the individual will have an appointment for an assessment with The Village Network. All screening and assessments for treatment determinations shall be provided by programs or persons who are appropriately licensed and trained to deliver such services. A specialized docket licensed and trained therapist will complete a full diagnostic evaluation. **Standard 4(D)**

The participant shall be placed, as soon as possible, in appropriate treatment services and program and under reporting supervision to monitor compliance with FDTC requirements. **Standard 4(C)** The clinical evaluation will be forwarded to the court within ten (10) business days from the time of referral. All chemical dependency, mental health, and other programming assessments will include available collateral information to ensure accuracy of required assessment. **Standard 4(A)** The FDTC Treatment Team will consider, but is not obligated to follow clinical assessments or treatment recommendations. **Standard 4, Recommended Practice**

Intake information includes all releases for communication of confidential information among treatment team members. Each participant shall complete a release of confidential information form to provide for communication about confidential information, participation/progress in

treatment, and compliance with the provisions of relevant law, including the “Health Insurance Portability and Accountability Act of 1996,” 42 U.S.C. 300gg-42, as amended and R.C. 2151.421 and 2152.99. **Standard 4(B)**

Program Admission Decision

The treatment team meets to discuss overall eligibility and takes into consideration the dependency petition, chemical dependency assessment and all other available information. Based on the available information and from the team's input, the FDTC Magistrate makes the final decision about whether or not the person is eligible for the program. **Standard 3 (B)**

If the individual is accepted into the program, he/she will be enrolled in the FDTC at the earliest court date. Participants will begin appropriate treatment services and programs, under reporting supervision in an effort to begin to monitor compliance with program's requirements. **Standard 4(C)**

If the individual does not meet the eligibility criteria, both legal and clinical, the dependency case will proceed in the traditional manner in Jefferson County Juvenile Court. Additionally, the above written legal and clinical eligibility and termination criteria do not create a right to participation in FDTC. **Standard 3 (C)**

Non-Discriminatory Practices

Any participant, who meets the written clinical and legal eligibility criteria for the FDTC, will not be denied admission to the program based on race, color, religion, gender, sexual orientation, national origin, ancestry, age, citizenship, marital status, veteran’s status, or any disability.

Case Flow

The length of time a participant will spend in the Family Dependency Treatment Court will be determined by his/her progress in treatment and recovery, but will be no less than 12 (twelve) months. The admission process is as follows:

1. Participant identified and referred by a Children Services worker.
2. Children Services worker meets with the individual and his/her family to explain the program and the process.
3. The FDTC Program Coordinator meets the potential participant, completes the legal eligibility screening, personal information forms, and release of confidential information forms.
4. The FDTC Program Coordinator notifies participant attorney of new case.
5. The FDTC Program Coordinator makes an appointment, and ensures transportation to the appointment, with The Village Network.
6. Clinical assessments with diagnosis and treatment recommendations are provided to the treatment team within a certain timeframe (10 business days) of referral.

7. Treatment team meets to determine if the potential participant is eligible according to the legal and clinical criteria required. The FDTC Magistrate makes the final decision regarding acceptance into the program.
8. Potential participant meets with the participant attorney to review and sign the participation agreement.
9. Once the potential participant is advised of acceptance into the specialized docket, court processes are completed, and the participant now acknowledges an understanding of the responses to compliance and noncompliance including the criteria for termination.
Standard 6(E)
10. Participant voluntarily enters program and is officially ordered into the program by the FDTC Court Magistrate and attends first status review hearing.
11. The Village Network will develop an individual treatment plan for each participant based on his/her specific needs. The participant will comply with the treatment plan that is developed.

File Maintenance

The FDTC Program Coordinator will maintain the files at Jefferson County Juvenile Court. Files may contain the signed Release of Information, Program Rules, Dependency Treatment Court Contract, Participation Agreement, Drug Testing Protocol, status reports, drug testing results, and orders and journal entries issued by the court.

All treatment team members comply with Part 2 of Title 42 of the Code of Federal Regulations governing confidentiality of alcohol and drug abuse patient records and those recipients of any disclosures may only re-disclose within the scope of the signed Release of Information. The Release of Information authorizes disclosure of protected health information pursuant to the Health Insurance Portability and Accountability Act, 42 U.S.C. 300 gg—42, as amended, and sections 2151.421 and 2152.99 of the Ohio Revised Code.

Chapter 4: Treatment Team

Duties of the Treatment Team Members

Juvenile Court Judge Joseph M. Corabi has designated Magistrate Frank W. Noble, Jr to preside over the Family Dependency Treatment Court. The treatment team is chaired by the FDTC Magistrate, who attends and leads treatment team meetings. The team consists of the Treatment Provider Therapist, Treatment Provider Case Manager, Children Services Caseworker, Children Services Attorney, Participant Attorney, Family Dependency Treatment Court Program Coordinator, and Guardian ad Litem. The treatment team shall meet prior to the participants' appearance in Family Dependency Treatment Court. The treatment team discusses the compliance, non-compliance and progress of the participants before his/her court appearances.

- Treatment team will meet each Wednesday at 9:00 am at Jefferson County Juvenile Court
- Treatment team is responsible for the daily operations of the Family Dependency Treatment Court specialized docket. **Standard 1, Recommended Practice (B)**
- Treatment team members agree to serve on the treatment team for a minimum of one year. **Standard 1, Recommended Practice (C)**
- Treatment team members agree to work with local community leaders to ensure the best interests of the community are considered. **Standard 1, Recommended Practice (D)**
- Treatment team members should engage in community outreach activities to build partnerships that will improve outcomes and support specialized docket sustainability. **Standard 1, Recommended Practice (D)**
- The FDTC incorporates a non-adversarial approach while recognizing the roles of prosecutors and defense counsel. **Standard 2(A) & (B)**
- Treatment team members engage in ongoing communication including frequent exchanges of timely and accurate information about the participants' overall performance. Team members maintain this communication outside of treatment team meetings through the use of email and phone calls. **Standard 6(C)**
- Mechanisms for decision-making and resolving conflicts among treatment team members have been established and are utilized. The Magistrate is the final decision maker and resolves all conflicts. **Standard 6, Recommended Practice (B)**
- Treatment team members maintain professional integrity, confidentiality, and accountability. **Standard 6, Recommended Practice (B)**
- Treatment team members should make reasonable efforts to observe required specialized docket service provider programs in order to have confidence in services provided and to better understand the treatment and programming process. **Standard 9, Recommended Practice (A)**
- The treatment team works with the Jefferson County Family Dependency Treatment Court Advisory committee to assess the team functionality, review all policies and procedures, and assess the overall functionality of the Family Dependency Treatment Court. **Standard 1, Recommended Practice (B)**

Treatment Members Roles and Responsibilities

FDTC Magistrate will provide leadership to the FDTC program and make final participant decisions and participate fully as a FDTC Court treatment team member. The Magistrate presides over the proceedings and monitors the appropriate application of sanctions and incentives while maintaining the integrity of the court. The Magistrate will:

- Chair treatment team meetings and make final decisions based on collaborative team input. **Standard 1(B)**
- Have the ultimate discretion to decide a participant's admission into the FDTC, as well as the termination in accordance to the written eligibility criteria established. **Standard 3 (B)**
- Maintain knowledge about treatment practices, programming methods, and limitations of such practices. **Standard 7, Recommended Practice (B)**
- Participate in any discussions regarding incentives, sanctions, phase advancement, successful completion, and termination.
- Provide encouragement and motivation to each FDTC participant.
- Establish a rehabilitative relationship with each participant through intensive interaction with participants during court appearances.
- Chair and participate in Jefferson County FDTC Advisory Board. **Standard 1 (B)**
- Be the only one magistrate assigned to the Jefferson County Dependency Treatment Court. **Standard 7; Recommended Practice (C)**

Children's Services Agency Attorney represents the Jefferson County Department of Job and Family Services at treatment team meetings and in Family Dependency Treatment Court, he/she attends hearings, prepares and files necessary pleadings, including any contempt charges as a result of FDTC program violations. The agency attorney will:

- Participate as an active, engaged member of the FDTC treatment team.
- Work to pursue justice and protect public safety and children's rights. **Standard 2(A)**
- Operate at review hearings in a non-adversarial manner, promoting a sense of a unified team presence.
- Participate in any discussions regarding incentives, sanctions, phase advancement, successful completion, and termination.
- Be formally trained in specialized docket processes. **Standard 2, Recommended Practice**

Participant Attorney will ensure his/her client's constitutional rights are protected and will participate fully as a FDTC treatment team member. **Standard 2(B)** The participant attorney will:

- Each participant has the right to request the attendance of defense counsel during the FDTC treatment team meetings concerning his/her case. As such, the FDTC Participant Attorney will attend all treatment team meetings and status review hearings throughout his/her client's participation in FDTC. **Standard 2(C)**
- Advise clients of their legal rights, legal options, program conditions and potential sentencing outcomes.

- Monitor client progress in the FDTC program.
- Participate in a non-adversarial manner at status hearings, thus promoting a unified FDTC treatment team presence.
- Make recommendations to the judge regarding incentives, sanctions, phase advancement, successful completion, and assists the participant at status review hearings.
- Be formally trained in specialized docket processes. **Standard 2, Recommended Practice**

Family Dependency Treatment Court Program Coordinator provides oversight for the day to day operations of the FDTC. The program coordinator will also monitor whether the program is adhering to the Jefferson County FDTC policies and procedures, meeting its short and long term goals and objectives and will serve as a liaison between the community, court, and the local Job and Family Services Agency. The coordinator will:

- Plan, organize, coordinate and monitor the daily activities of the Family Dependency Treatment Court.
- Schedule and meet with participants to discuss program details.
- Conduct random drug and alcohol screens.
- Participate in any discussions regarding incentives, sanctions, phase advancement, successful completion, and termination.
- Prepare and submit program statistical data and monitor program reports as required.
- Coordinate FDTC specialized docket professional education.
- Gather and prepare FDTC data for reporting mandates.
- Conduct regular home visits to assess participant's progress.
- Develop long-term sustainability plan for the program.

Children Services Caseworker will provide agency case management services with the goal of protecting children's health, safety, and well-being by ensuring that children and their parents receive necessary services in addition to substance abuse treatment. The Children Services caseworker will:

- Assist the participant in the development, utilization and coordination of the Children Services Case Plan.
- Be an active and engaged member of the treatment team, keeping the team current on the parent's progress of the child protection case plan.
- Conduct frequent home and office visits with participants.
- Participate in treatment team discussions regarding incentives and sanctions, phase advancement, successful completion, and termination.
- Adhere to all JCDJFS departmental policy requirements involving case work, as required by the Ohio Department of Job and Family Services.

Guardian ad Litem/CASA promotes the best interests of the children of the case. The guardian ad litem will:

- Obtain firsthand a clear understanding of the situation and needs of the child
- Attend treatment team and hearings, participating as an active, engaged member of the team
- Make recommendations to the court concerning the best interests of the child
- Monitor cases to ensure that court orders for services have been fulfilled
- Submit written reports to the court

Treatment Provider is an appropriately licensed and certified therapist who provides the parent with the appropriate level of substance abuse treatment as determined after evaluation and assessment. The treatment provider will:

- Conduct diagnostic assessments, provides the clinical diagnosis, and develop the treatment plan with the participant.
- Collect documentation on a participant's progress in treatment and compliance with treatment plans, including treatment attendance and results of alcohol and drug screens.
- Attend treatment team meetings and status review hearings to report on participants' progress.
- Provide a discharge plan for the parent and all parties involved, at the completion of the program.

Treatment Provider Case Manager will provide case management services for all FDTC participants and will participate fully as a FDTC team member. The case manager will:

- Provide referrals and assistance in obtaining treatment and other supportive services as directed by the case plan.
- Meet with the participant on a regular basis.
- Assist with transportation, housing, education, employment, obtaining medical care, family issues, domestic violence programming, training, and applying for government assistance. **Standard 5, Recommended Practice B**
- Make referrals to other agencies as needed.
- Conduct random alcohol and drug screens and monitor medication compliance.
- Attend appointments with participants to provide assistance, if needed.
- Attend treatment team meetings and status review hearings, providing reports and recommendations to the treatment team.
- Participate in discussions regarding incentives, sanctions, phase advancement, successful completion, and termination.

Chapter 5: Participant Monitoring

Treatment Team Meetings & Status Review Hearings

The Jefferson County FDTC is in session every Friday at 8:45 am in the 2nd floor courtroom at the Jefferson County Justice Center. The treatment team meets prior to the status review hearings to discuss the progress of each individual in the program. Prior to the weekly meetings, treatment team members will have contact several times each week to ensure frequent exchange of timely and accurate information about participant's overall performance.

The team will formulate strategies to support and facilitate participants' progress through the program phases and toward successful outcomes. These discussions offer an opportunity for information sharing and allow team members to hear perspectives on a participant from those filling other roles on the team. The team will make recommendations to the magistrate regarding the incentives and sanctions, phase advancement, successful completion, and termination participants. **Standard 6 (A-C)**

Status review hearings will begin immediately after the treatment team meeting, and are heard by the FDTC Magistrate. During court, the magistrate interacts directly with the participants. This close interaction communicates to participants that someone with authority cares about them and is closely watching what they do. Phase advancements are announced, achievements are celebrated, progress is monitored and sanctions are dispensed, so there is ongoing judicial interaction with each participant throughout their time in the program. **Standard 7(A)(B)**

Participants describe their efforts toward sobriety to an audience of their peers, court staff and the magistrate. Hearings are used to reinforce the FDTC guidelines and ensure effective supervision. **Standard 7; Recommended Practice (A)** Hearings also give participants a sense of how they are doing in relation to others. Any sentencing hearings will normally be held after the weekly FDTC review hearings. Hearings are open to all participants in the program, who are required to attend so they can be educated as to the benefits of complying with the specialized docket and consequences for noncompliance. **Standard 6; Recommended Practice (A)**

Summary of Treatment

Individuals who are at least 18 years of age, who meet diagnostic criteria for a substance use disorder and who meet financial eligibility criteria, will be eligible for services at The Village Network. Entry into the system will include eligibility determination, registration, comprehensive screening, level of care determination, referral, and linkage to appropriate services. A full diagnostic evaluation will occur to gather information that will further define the circumstances surrounding the substance use and the individual's readiness for change. The comprehensive screening process will identify individuals' strengths, challenges and needs across multiple life dimensions in order to determine appropriate services and the optimal level of care for the participant to begin enrollment in treatment and support services. All required treatment and programming shall be provided by program or persons who are appropriately licensed and trained to deliver such services according to the standards of their profession. **Standard 9(C)** The participant shall comply with all terms and conditions of his/her treatment plan.

The treatment provider will develop a treatment plan based on a participant's individual needs and provided services will incorporate evidenced-based strategies. The treatment plan will take into consideration services that are gender responsive, culturally appropriate, and effectively address co-occurring disorders of participants, and will change based upon each participant's progress. **Standard 5; Recommended Practice (A)** As part of the FDTC, participants will have prompt access to a continuum of approved treatment and rehabilitation services from treatment providers. **Standard 9(A)**

Treatment case plans that are developed, as well as the corresponding services, are always appropriate and clinically necessary to the degree that available resources in the community allow. **Standard 5; Recommended Practice (A)** These plans, and all record of activities, are maintained by the FDTC. **Standard 9(B)**

Program Phases and Requirements

Phases are the steps through which participants must progress to complete the FDTC program. There are four phases. Progress is based on each participant's performance in the treatment plan and compliance with the phases, and is not based solely upon preset timelines. **Standard 6(D)** As such, the frequency of which individuals are required to attend status review hearings is based upon compliance with treatment protocols, and with each participant's progress. **Standard 10, Recommended Practice (B)**

Phase 1:

During the first phase, the participant's treatment plan will be developed and his/her participation will be monitored. The participant will have the opportunity to learn about addiction, the disease concept, recovery process and support group options. Sobriety and compliance with treatment plans are the issues closely scrutinized by the judge and the treatment team. The magistrate may impose additional requirements at his discretion. Weekly attendance at FDTC is mandatory. **Standard 7(B)(1); Standard 7, Recommended Practice (A)** This phase lasts two to three months, depending on the progress of the participant.

Phase I Goals:

- Detoxification and abstinence
- Develop treatment plan
- Placement in community-based treatment programs
- Evaluation for additional special needs or services
- Identification of community supports
- Goal setting for parenting skills development
- Goal setting for education, employment, life skills, and independent living
- Improved interaction with children

Phase I Requirements:

- Orientation and overview of FDTC program
- Weekly FDTC status review hearing appearances
- Participation in a community-based drug and alcohol program as recommended by the treatment provider
- Maintain a positive treatment participation report
- Submit to a minimum of two (2) drug and/or alcohol screens per week
- Engage in satisfactory supervised visits, if children are in out-of-house placement, and if *it is appropriate*
- Consistently attend a minimum of two self-help/12-step meetings per week
- Attend all parenting classes and other required treatment services
- Meet with a case managers weekly to discuss needs and progress
- Have 30 days of continuous sobriety along with program compliance to advance to Level II

Phase II:

The second phase maintains all of the requirements from Phase I, with the exception of attendance at review hearings which is now every other week. **Standard 7(B)(2); Standard 7, Recommended Practice (A)** The focus of this level is to stabilize the participant in treatment and challenge the individual to confront underlying issues surrounding his/her addiction and its impact on family. The treatment in this phase will also focus on continual development and maintenance of a lifestyle conducive to recovery.

Phase II Goals:

- Continued abstinence and development of recovery tools
- Significant progress toward attaining treatment goals established by the treatment provider
- Continued and improved interaction with family and child(ren)
- Participation and progress toward goal achievement in educational, vocational, and life skills plans
- Identification of additional needs and linkage to services
- Development of sound parenting practices and strategies

Phase II Requirements:

- Compliance with Children Services case plan
- Attend bi-weekly court hearings (every other week)
- Submit to a minimum of two (2) drug and/or alcohol screens per week
- Compliance with attendance at treatment sessions
- Attendance at AA/NA meetings or other approved self help programs
- Seek out and secure employment or consistently participate in other vocational education
- Work to obtain stable housing
- Have 90 days clean and sober along with treatment compliance to advance to Phase III

Phase III:

In Phase III, the participant's treatment plan will continue to be updated as needed. All of the above requirements are still required. Employment, or job skills training, educational enrichment (such as GED, if necessary), and seeking to obtain adequate housing is expected. Attendance in this phase is once per month. This phase lasts until graduation. The focus of this level is to promote continued change within the participant toward self-sufficiency while reconnecting with the community-at-large.

Phase III Goals:

- Internalization of recovery tools
- Continued development of daily coping and parenting skills
- Stable living and financial arrangements
- Reintegration into family and community
- Preparation, in all respects, for reunification and continued drug-free living and parenting

Phase III Requirements:

- Attend bi-weekly court hearings (every other week)
- Acquisition of sufficient housing
- Meet with caseworkers during off court weeks for case plan reviews
- Sustained cooperation with visitations
- Sufficient progress in service plan requirements
- Submit to a minimum of two (2) drug and/or alcohol screens per week
- Attend a minimum of two, self-help/12-step meetings a week
- Attend any parenting or other recommended treatment services
- Obtain employment and/or sufficient financial support
- Have 180 continuous days clean and sober to advance to aftercare

Aftercare Phase:

The main focus of the Aftercare Phase will be on relapse prevention as well as developing a solid recovery maintenance plan. The participant will be encouraged to increase independent lifestyles, and plan for long-term abstinence. During this phase the participant receives support that helps his/her continued success in the community as a productive and responsible citizen.

Aftercare Goals:

- Reduce personal and family isolation and increase family and community support systems
- Maintain recovery and drug-free lifestyle
- Engage in activities that build harmony, support, and unity among family members
- Gain confidence, expertise, and effectiveness in the ability to manage discipline issues resulting from the early lack of attachment and bonding
- Become actively involved in each child's interests, aptitudes, and abilities

Aftercare Requirements:

- Attend scheduled review hearings once per month
- Continue with requirements of Phases I, II, and III
- Maintain sobriety
- Submit to a minimum of two (2) drug and/or alcohol screens per week
- Maintain sufficient housing
- Attend one to two self-help/12 Step meetings per week
- Maintain a sober support system
- Maintain employment
- Maintain weekly contact with FDTC Program Coordinator and caseworkers
- Prior to graduation, the participant is required to develop a relapse prevention plan that addresses sobriety and resources available to them after graduation from the program

Incentives and Sanctions

Immediate, graduated, and individualized incentives and sanctions shall govern the responses of the FDTC participant's compliance or noncompliance. **Standard 10**

Incentives

The goal of incentives is to change behavior. An incentive may be recommended by any member of the treatment team and granted by the FDTC Magistrate during the participant's scheduled review hearing. Immediate, graduated, and individualized incentives govern the responses of the FDTC to the participant's compliance. **Standard 10** The participant's attainment of treatment landmarks and long-term abstinence are behaviors generally recognized and rewarded by the treatment team. Some of the incentives available to the treatment team include verbal recognition by the FDTC Magistrate, applause by the treatment team, fewer court appearances, and certificates recognizing achievements.

Incentives are individualized according to the specific treatment plan and directly related to the participant's achievements as certain milestones of the specialized docket treatment plan are attained. Incentives are tracked to ensure that the participant is rewarded on a progressive basis. Possible incentives that may be included in the program include:

- Encouragement and praise from the FDTC Magistrate
- Ceremonies and tokens of progress, including advancement in specialized docket phases
- Gifts of inspirational items, including books, pictures, and framed quotes
- Gift cards for restaurants, movie theaters, recreational activities, or personal care services
- Reducing the frequency of home visits and/or contacts
- Fewer required court appearances by participants
- Assistance with obtaining clothing for job interviews
- Graduation from the Family Dependency Treatment Court
- **Standard 10; Recommended Practices (C)(1-14)**

The Magistrate has the ultimate discretion in deciding which rewards are appropriate for each achievement or milestone.

Sanctions

Sanctions are a necessary component of the FDTC program and are imposed in an effort to motivate and assist participants in their recovery, which also improves the situation of the child(ren). Sanctions are generally imposed after the participant has failed to comply with one or more treatment plan requirements or FDTC program requirements. The FDTC magistrate will impose appropriate responses for continuing drug and/or alcohol use, and sanctions will increase in severity for continued failure to abstain. **Standard 10**

Sanctions are not intended to embarrass or intimidate the participant, but are instead intended to impress upon him/her the importance of good decision making and accountability. The treatment team may consider any appropriate sanction based on circumstances unique to the participant and his/her violation. The FDTC Magistrate will impose sanctions in court after the treatment team has discussed the noncompliance, its seriousness, the participant's history in the program, and other relevant factors. The magistrate has the final decision about any sanctions given to participants.

Sanctions for a specialized docket participant's noncompliance vary in intensity and may include, but are not limited to, the following:

Violation	Sanction
1. Failure to attend FDTC status reviews and/or treatment appointments	1. Warnings and reprimands from the Judge
2. Failure to follow FDTC program rules	2. Increased frequency of drug and alcohol screens
3. Failure to keep scheduled appointments with FDTC team members	3. Increased frequency of court appearances
4. Non-compliance with requirements of the treatment plan	4. Refusal of specific requests, such as travel
5. Non-compliance with random drug and/or alcohol screens/testing positive for drugs or alcohol	5. Denying additional privileges or rescinding privilege previously granted
6. Failure to improve poor behaviors	6. Increasing supervision contacts and monitoring by court staff
7. Failure to meet employment or vocational goals	7. Order into a detox program
8. Failure to keep other appointments as scheduled	8. Escalating periods of jail
	9. Termination from the FDTC

Standard 10; Recommended Practices (D)(1-12)

Any adjustment in participants' treatment services or program requirements, due to incentives or sanctions, will be based upon the treatment provider's clinical plan. **Standard 10; Recommended Practice (A)**

Chapter 6: Program Completion

Written Criteria for Successful Completion

To be eligible for graduation from Family Dependency Treatment Court, participants must, at a minimum, have actively participated in FDTC for twelve (12) months, have successfully completed each of the phases of FDTC, and have a specific plan for after-care and continuing sobriety and recovery. In determining whether a participant should graduate from FDTC, the treatment team will consider each participant's current circumstances, including:

- A demonstrated period of abstinence from alcohol and drugs, evidenced by submitting negative alcohol and drug screens, a minimum of 90 days prior to completion
 - Attends and is an active member in a sober support group
 - Displays a change in thinking, attitude, and beliefs
 - Successfully completes treatment or programming, as recommended and ordered
 - Maintains consistent employment
 - Demonstrates the ability to identify and eliminate unsafe thinking pattern
 - Has demonstrated stability in the community
- Standard 3(A)**

The FDTC Magistrate has discretion to determine when the participant will successfully complete the program. **Standard 3(B)**

Termination Classification

There are two types of termination criteria in the Family Dependency Treatment Court, unsuccessful and neutral discharge. Individuals may be terminated from the program by the FDTC Magistrate, who has discretion in determining termination based on the written criteria developed by the Advisory Committee. **Standard 3 (B)**

Unsuccessful Termination Criteria:

- Failure to appear for Family Dependency Treatment Court hearings without just cause
- Failure to participate in his/her treatment plan
- Continued non-compliance with program expectations
- Continuous use of illegal drugs and/or alcohol
- New charge(s) filed for an offense that deems the participant ineligible for FDTC

Termination from FDTC occurs as the consequence of particularly serious violations of FDTC requirements or policies or persistent noncompliance with program requirements. **Standard 3(A)**

Neutral Termination Criteria:

- Not able to continue with demands of the program for an extended period of time as a result of incarceration, illness, relocation, death, etc (this is not an exclusive list)
- Progressive mental health issues deem the participant no longer able to benefit from the FDTC **Standard 3(A)**

Once terminated from Family Dependency Treatment Court, an order reflecting the case termination is filed and the case is returned to traditional case processing in Juvenile Court, and the individual is ineligible to take part in future Family Dependency Treatment Court programming.

Standard 3, Recommended Practice (C)

The FDTC Magistrate has discretion to decide termination from the program. **Standard 3(B)**

Suspended Status

In addition to unsuccessful and neutral discharge, the Jefferson County Family Dependency Treatment court has an inactive status for those participants who are:

- Entering a residential or in-patient treatment program
- Awaiting adjudication or sentencing from new charges filed at a court
- In need of further assessments to determine if the FDTC is in the participant's best interest
- Have an outstanding warrant for non-compliance from the FDTC and the issues are pending being resolved

Chapter 7: Substance Monitoring

Participants shall not consume or otherwise use alcohol, illegal drugs, or any other banned substance during the program. Participants shall submit to random, frequent, and observed drug and alcohol screens and tests as directed by the program parameters and/or FDTC Magistrate. **Standard 8** Drug testing is designed to identify participants who are maintaining their abstinence and those who have relapsed, to deter future usage, and to guide the court when making treatment and sanction decisions.

Each participant is expected, and required, to submit to a random drug test a minimum of two (2) times per week throughout the duration of the program. The FDTC Program Coordinator will utilize Random.org to select, daily, participants to get tested. This will ensure the truly random nature of the sample collection. Participants will be assigned a color identifier at upon entry in the FDTC program. Each month, using Ransom.org to ensure the randomness, the FDTC will assign colors to each day of the month, with each color appearing at least twice per week. Participants will be notified of a required test through a combination of telephone calls and/or announced and unannounced home visits if their color is assigned to the day.

The FDTC Program Coordinator will collect tests on a random basis. Additionally, the other appropriately trained court staff may collect tests, as well as treatment provider staff members. Any staff that may be conducting drug and/or alcohol screens will be trained on the Court's drug testing procedures.

- FDTC participants will be drug tested as phase requirements indicate or when there is a suspicion of drug use.
- Drug and alcohol screens and testing will be individualized. All testing will be random, frequent, and observed. **Standard 8 (B)**
- Drug and alcohol screens may include, but are not limited to urine screens and saliva tests. Testing will include the participant's primary substance of dependence, as well as at least eleven (11) common substances plus alcohol. **Standard 8 (E)**
- Policies and procedures for collecting and processing drug tests will be followed according to the FDTC Drug Testing protocol. FDTC team members, as well as the participant will abide by the court's written policies and procedures for sample collection. **Standard 8 (A)**
- All testing results will immediately be shared with the magistrate and the other members of the treatment team.
- If the following occur, the participant's drug test will be treated as a positive test, the FDTC will be immediately notified and the participant will be immediately sanctioned:
 - Fails to submit to testing
 - Submits an adulterated sample
 - Submits the sample of another individual
 - Dilutes the sample **Standard 8(D)**

Participants are notified of testing through a combination of telephone contact and/or announced and unannounced home visits with participants. The drug testing policy addresses elements that contribute to the reliability and validity of testing process. There are clearly established plans for addressing a participant who tests positive at intake or who relapses that includes treatment

guidelines and sanctions, when appropriate, and are enforced and reinforced by the specialized docket judge. At intake into the program, a treatment plan will be developed, with input from the participant and the treatment team. **Standard 8(C)**

There will be no cost to FDTC participants for drug and alcohol tests and screens throughout their involvement in the program.

Results and Documentation

Participants who test positive at intake will not be sanctioned by the Court until testing clean. Those who relapse or test positive will be sanctioned according to the treatment guidelines and graduated sanction policy. These sanctions are enforced and reinforced by the specialized docket magistrate. All positive results will be logged in each participant's file.

If the test indicates no substance use, the test shall be considered negative. All negative screens results are logged. Additionally, if a participant is prescribed a controlled substance by his/her medical provider, drug tests will monitor that the medication is being taken as prescribed.

Chapter 8: Professional Education

The Jefferson County Family Dependency Treatment Court assures continuing interdisciplinary education of treatment team members to promote the effective planning, implementation, and operation of this program. The advisory committee developed and maintains a continuing education plan for docket personnel based upon team member recommendations. In an effort to continuously develop the efficiency of the Jefferson County FDTC, each team member and defense attorney participating in the FDTC will make every attempt to participate in the Ohio Specialized Dockets meetings and trainings, as well as the Ohio Specialized Dockets Annual Conference. **Standard 9, Recommended Practice (A); Standard 11, Recommended Practice (A)&(F)**

Each year, the FDTC is assessed for team functionality, as well as to review all policies and procedures and the overall functionality of the specialized docket. **Standard 11, Recommended Practice (B)** Team members will serve on the FDTC for a minimum of one year, and will assist in training incoming members on the processes of the FDTC. **Standard 11, Recommended Practice (C)**

Lastly, in an effort to stay relevant, the Belmont County Family Dependency Treatment Court team has offered to mentor Jefferson County's FDTC team through the inception of the specialized docket. Jefferson County will regularly observe FDTC proceedings in Belmont County. **Standard 11, Recommended Practice (D)&(E)**

Chapter 9: Effectiveness Evaluation

Supreme Court Reporting Data

The Jefferson County Family Dependency Treatment Court will comply with reporting data as required by the Supreme Court of Ohio as well as for continuing program evaluation. **Standard 12, Recommended Practice (A)**

On-going Data Collection

The Jefferson County Family Dependency Treatment Court collects data on an ongoing basis in order to determine if the program is meeting its goals and objectives. **Standard 12, Recommended Practice (B)**

The Program Coordinator is responsible for collecting data including:

- Total referrals to the program
- Total number of program participants
- Graduation rate of participants in program
- Termination rates of participants in program
- Number of foster care days saved by participating in program
- Total number of children reunified with parents who participated in the program

The data that is collected will be included in the Jefferson County Juvenile Court Annual Report be utilized by the FDTC Advisory Committee and the Treatment Team as part of evaluating the overall functionality of the program. **Standard 11, Recommended Practice (B)**

Appendix

**Jefferson County Juvenile Court
Family Dependency Treatment Court**

Advisory Committee Roster

Judge Joseph Corabi

Jefferson County Juvenile Court
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740-283-8557

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Magistrate Frank Noble

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Jefferson County Sheriff's Department
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**Jefferson County Juvenile Court
Family Dependency Treatment Court**

Treatment Team Roster

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Caseworker
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Case Manager
The Village Network
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Eric Reszke, Participant Attorney
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740-283-1313

**Jefferson County Juvenile Court
Family Dependency Treatment Court**

Drug Testing Policy

Determining Need/Frequency of Drug Testing

All participants will be given instructions from the FDTC Program Coordinator on the color code random drug screening processes.

Collection of Specimens

Saliva tests and/or urine drug screens will be collected at the participant's treatment provider, Juvenile Court, your home, or any other facility chosen by the Family Dependency Court Magistrate or treatment team.

Participants will be assigned a color identifier at upon entry in the FDTC program. Each month, using Ransom.org to ensure the randomness, the FDTC will assign colors to each day of the month, with each color appearing at least twice per week. Participants will be notified of a required test through a combination of telephone calls and/or announced and unannounced home visits if their color is assigned to the day.

Testing Process

All providers will comply with the written policies and procedures for sample collection, sample analysis, and result reporting, as outlined by the Court. Participants must wash hands prior to receiving specimen cup. Staff must observe testing process to endure freedom from errors.

The sample will be collected and documented as instructed by lab. Failure to submit a specimen within 30 minutes of a request will count as a positive test. Tampering with or diluting a drug test or screen will be grounds for sanctioning

If you are taking medications (including over-the-counter drugs) without permission from FDTC treatment team, you may be sanctioned. Additionally, if you are prescribed medication by a physician, positive levels for such medication shall appear in your test.

Adulteration or Inability to Provide a Urine Specimen

During the collection process, if the participant is found tampering with their specimen or substituting their specimen with another, the entire test is considered to be invalid and is presumed to be a positive result.

If a specimen is requested and cannot be obtained from the participant, within a 30 minute period, the test will be considered a positive result. The participant must provide medical documentation if he/she unable to provide a specimen within the allotted time. All positive results will be followed by an immediate sanction, determined by the FDTC Magistrate and treatment team.

All providers will comply with the written policies and procedures on reliability and validity of the testing process, as outlined by the Court.

Confirmation Testing

All participants are given the right to request access to a confirmation test. The test must be performed on the same sample provided. The participant is responsible for the cost of the confirmation test, unless the test is negative.

Sanctions for Positive Test Results

If the on-site urine specimen is positive for any substance, you will be asked to admit or deny using. If you admit to using an illegal substance the FDTC Magistrate will issue a sanction. If you deny using and the test sent to the lab confirms the negative result, no sanction will be issued.

At the discretion of the Jefferson County Juvenile Court Judge, the testing policy may be amended. Written notification will be provided to the participant prior to any changes in the testing policy

By signing, I acknowledge and agree to the above testing and terms.

Participant

FDTC Staff

Date

Date

IN THE COURT OF COMMON PLEAS OF JEFFERSON COUNTY, OHIO
JUVENILE DIVISION

In the matter of:

**PARTICIPATION
AGREEMENT**

Case Number:

I understand that the Jefferson County Family Dependency Treatment Court Program has been developed to help me gain and maintain sobriety through appropriate drug and/or alcohol treatment, to gain mental health stability, to increase parenting time with my children, when appropriate, and to reduce the time that my children must be placed outside of my home.

I understand that I must waive certain rights in order to participate in the Family Dependency Treatment Court. The rights that I waive by entering the Family Dependency Treatment Court include:

- A. Right to Due Process: I understand that the Court will impose sanctions on me if I do not comply with Court Orders and the rules and expectations of Family Dependency Treatment Court. Except for the sanction of a Contempt Motion or a Motion to Terminate, sanctions can be imposed without the filing of a motion, notice, service or hearing. A motion, notice, service and hearing are required for Contempt or Termination. Additionally, I would have the right to be represented by my attorney at the Contempt or Termination hearing.

- B. Right to an Attorney: I understand that I do have the right to request the attendance of my attorney at the treatment team meetings (also known as staffing) during the period of time that my case is being discussed. I understand I have the right to an attorney at any

status hearing including status hearing where a sanction is imposed. This right is waived by the participant at all treatment team meetings and status hearings, unless an attorney is specifically requested.

- C. Right to Remain Silent and Right Against Self Incrimination: I understand that I will be required to appear before the Judge for status review hearings on a regular basis. I understand that I must be honest with the Judge, treatment provider and Family Dependency Treatment Court staff about my activities, behavior and compliance with the Family Dependency Treatment Court rules. I further understand that it is my responsibility to self-report any violations of the Family Dependency Treatment Court rules, court orders or the law.

- D. Right to Freely Associate: I will not be in the vicinity of/or associate with others who possess or have under their control, any illegal substance, alcoholic beverage, other controlled substance or are around anyone using, ingesting, inhaling or snorting any substance for the purpose of intoxication. I understand that the Court may determine that it is not in my best interest for me to interact with a specific person. If that determination is made, I understand that I may be ordered to stay away from that person while I am a participant of the Family Dependency Treatment Court program.

- E. Right to Travel: I understand that I am required to reside in Jefferson County while I am in Family Dependency Treatment Court. I understand that my travel may be restricted due to my need to meet all requirements of the Court and my treatment while I am in the Family Dependency Treatment Court program.

- F. Right against Unlawful Search and Seizure: I understand that while participating in the Family Dependency Treatment Court, the court staff, while engaged within the scope of his or her duties, may conduct a search with or without a warrant of my person, my place of residence, and any motor vehicle, item of tangible or intangible personal property, or other real property in which I have any right, title, interest to use, occupy, or possess, if the staff member has reasonable grounds to believe that the participant is not abiding by

the law or otherwise not complying with the conditions of the Family Dependency Treatment Court. Drug and/or alcohol tests will be administered to participants as a program requirement and without probable cause.

In support of admission to the Jefferson County Family Dependency Treatment Court Program (FDTC), and upon acceptance by the Court for participation in this program, I agree to the following terms and conditions:

1. I understand and agree that my participation in the FDTC is voluntary. I understand that I have a right to disagree with any of the terms and conditions contained in this agreement. However, I understand that my acceptance into the FDTC is conditioned on my acceptance of all terms and conditions of this agreement.
2. I understand that I will be individually assessed and placed in an appropriate drug and/or alcohol treatment program. I agree to regularly attend and fully participate in treatment. I further agree to follow all treatment recommendations including an increased level of care which may be recommended should I continue to use drugs and/or alcohol while in treatment or should I relapse. I understand that the Family Dependency Treatment Court team will always consider clinical assessments and treatment recommendations but that they are not obligated to follow such assessments or recommendations.
3. I understand that the Family Dependency Treatment Court Program will assess my individual needs and will refer me to additional services that I may require. These services may include, but are not limited to, psychiatric/mental health assessment and services, domestic violence counseling, educational or vocational training, parenting programs, anger management counseling, housing assistance, doctors or dentists. I agree to cooperate with all referrals and to appear for all scheduled appointments.
4. I understand and agree that the treatment program is projected to be completed within a twelve (12) month period. However, I further understand and agree that the Court may

extend the treatment program for such an additional period as the Court deems necessary, including a period of time for aftercare.

5. I understand that as a participant in the Jefferson County FDTC I am required to comply with a treatment plan developed by The Village Network and issued by the Court. I further understand that failure to comply with such treatment plan could, in addition to sanctions, result in termination from the Jefferson County FDTC and/or termination of my parental rights. It could also include an increased level of care, if recommended, due to my progress in the program. I also understand that the Court and Treatment Team will always consider clinical assessments and treatment recommendations but that they are not obligated to follow such assessments or recommendations.
6. I understand that the Jefferson County FDTC Program involves the participation of myself, the Court, and the FDTC Treatment Team. I further understand that the Treatment Team consists of FDTC Magistrate, FDTC Program Coordinator; the Jefferson County Department of Job and Family Services - Children Services Division caseworker and Attorney; The Village Network therapist and caseworker; Participant Attorney; and a Guardian Ad Litem.
7. I understand that as a condition of my participation in the Family Dependency Treatment Court, I will be required to sign releases of information in accordance with the "Health Insurance Portability and Accountability Act of 1996," 42 U.S.C. 300gg-42 and section 2151.421 and 2152.99 of the Revised Code.
8. I understand the Family Dependency Treatment Court status hearings before the FDTC Magistrate are held every Friday at 9:00 am in the 2nd Floor Courtroom at the Jefferson County Justice Center. I will appear for all status review hearings weekly during Phase I, bi-weekly during Phase II and III, and monthly during Phase IV. I understand that my failure to appear for a status review hearing may result in the issuance of a warrant. I will appear on time, dressed appropriately, and I will conduct myself in an orderly and

respectful manner. I will be attentive during status review hearings. I will not talk or use any electronic device while court is in session.

9. I understand that I will be hearing confidential treatment and child protective services information regarding other participants during the FDTC status hearings and that this information is not to be disclosed or discussed with any other individuals outside of the FDTC Team or participants. I understand that disclosing confidential treatment information is subject to civil and criminal penalties and is grounds for termination from the Jefferson County FDTC Program.
10. I agree to complete the treatment program to the satisfaction of the Court, including faithful attendance at all counseling sessions and other Court-ordered treatment services.
11. I understand that I am hereby placed under the supervision of the Family Dependency Treatment Court staff. The staff will monitor and report my compliance of the program requirements to the Court.
12. I understand as a participant in the Family Dependency Treatment Court that I will be required to submit to random, frequent, observed individualized alcohol and other drug screens and tests. I will be subjected to appropriate sanctions by the specialized docket judge for any positive tests. Testing will include my primary substance of dependence, as well as a sufficient range of other common substances.

I agree to submit to a random drug test a minimum of two (2) times per week throughout the duration of the program. I understand that I will be assigned a color identifier at upon entry in the FDTC program. Each month, using Ransom.org to ensure the randomness, the FDTC will assign colors to each day of the month, with each color appearing at least twice per week. I will be notified of a required test through a combination of telephone calls and/or announced and unannounced home visits if their color is assigned to the day.

I agree to notify all doctors and dentists treating me that I am in a recovery program. I further understand that it is my responsibility to provide the documentation to the court that I have informed my doctor or dentist I am in a recovery program. I will not take any prescription medication unless prescribed to me by a licensed physician and approved by the Family Dependency Treatment Court staff and my treatment provider. I understand that I am required to take medication only as prescribed. If requested, I agree to provide verification of the prescription to Family Dependency Treatment Court staff. I understand that if I have a positive test as a result of taking a prescribed medication that is prohibited by Family Dependency Treatment Court or that I have not received prior authorization from Family Dependency Treatment Court staff to take, the test will be considered a positive test, I will have to recount my clean days and I will be sanctioned by the court. If I am admitted into a hospital and the treating physician deems that a narcotic medication is medically necessary, I agree to only take that medication during the period of hospitalization. I will immediately notify the Family Dependency Treatment Court staff of all medications taken during my hospitalization and I will present supporting documentation from the hospital. I understand that the failure to provide the medical records to Family Dependency Treatment Court staff as required will result in a court sanction.

I understand that there are a variety of over-the-counter medications and other products that I am prohibited from taking or using. If in doubt, I will contact Family Dependency Treatment Court staff to determine if a particular over-the-counter medication or product is permissible. I understand that if I have a positive test as a result of taking an over-the-counter medication or using a product that is prohibited and has not been approved by Family Dependency Treatment Court, the test will be considered a positive test, I will have to recount my clean days and I will be sanctioned by the court.

Failure to submit to testing or failure to provide a sample, submission of an adulterated sample, submitting the sample of another individual, or diluting a sample will be treated as a positive test and be immediately sanctioned.

I have read, signed and agree to follow the attached Jefferson County FDTC Drug Testing Policy on procedures for sample collection, sample analysis, and result reporting. I agree that as a Family Dependency Treatment Court participant, I am not permitted to purchase, use or possess, either on my person or in my home, any illicit drug, alcohol or other mood-altering substances. Additionally, I agree that I will not possess any drug paraphernalia.

13. If I have been determined by the treatment team to be compliant with FDTC rules and expectations, the FDTC Magistrate will explain the compliant behavior and award an incentive to me. Incentives for compliant behavior include praise, increased visits, decreased counseling requirements, gift cards, small gifts for me or my children, phase advancement, to graduation from the FDTC program.
14. If I have been determined to be non-compliant with the FDTC rules and expectations, the FDTC Magistrate will explain the violations to me and immediately impose a sanction. I understand that sanctions are immediate and graduated in severity. Sanctions may include a reprimand from the Magistrate, an increase in the frequency of drug and/or alcohol testing, frequent status review hearings, a demotion in phase assignment, an increase in meetings with FDTC staff, the need to recount clean days, a last chance contract, the issuance of a warrant for my failure to appear at a status review hearing, a Contempt Motion, Motion to Impose or a Motion to Terminate me from the FDTC program.
15. I understand and agree that my participation in the Jefferson County FDTC does not guarantee reunification with my children, even if I successfully complete such program.
16. I agree to keep my attorney, the Court, and the treatment provider advised of my current address at all times during this treatment program.

STATEMENT AND ACKNOWLEDGEMENT OF PARTICIPANT

I have read the above statement of the rights that I will waive and the conditions upon which I will abide and to which I am entitled if I am accepted into the Jefferson County FDTC Treatment Program.

I understand what I have read and do hereby knowingly and voluntarily give up these rights and enter into said agreement with the Court in support of my admission to the Jefferson County FDTC Treatment Program.

Dated this day of , 2019.

Participant

STATEMENT AND ACKNOWLEDGEMENT OF DEFENSE ATTORNEY

I, _____, attorney for _____, have fully advised her/him of all of the terms and conditions of this contract. To the best of my knowledge, I believe that (s)he is entering into this agreement out of her/his free will, and to the best of my knowledge that no improper promises, threats, or other inducements have been made by the Jefferson County FDTC Team to cause her/him to enter into this agreement.

Dated this day of , 2019.

Participant Attorney