



ADULT DRUG COURT PARTICIPANT HANDBOOK

ADULT DRUG COURT PROGRAM

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WELCOME



Welcome to the Benton/Franklin Counties Adult Drug Court (ADC). This program was created to give persons charged with qualifying felonies an opportunity to seriously address their addiction to drugs and alcohol and recover from their addiction. By choosing to enter the Benton/Franklin Counties Adult Drug Court program, you are choosing, perhaps, the best opportunity you will ever have to reclaim and rebuild your life.

This handbook is designed to answer your questions, provide overall information about the program, and explain what will be required of you as a drug court participant. As a participant, you will be expected to comply with Drug Court rules, follow the instructions given in Drug Court by the judge and comply with the treatment plan developed for you by your treatment provider and the drug court team.

We are happy to welcome you into the program and wish you every success in your recovery.

Please read this handbook carefully. It is your responsibility to be familiar with the contents. We encourage you to share this information with your family and friends who support your recovery. The information in this handbook may change from time to time, without prior notice, and should not be considered a binding agreement between you and the Drug Court program.

OVERVIEW

The Benton/Franklin Counties ADC is a voluntary, individualized, six-phase intervention program for adults who have been charged with one or more qualifying felony offenses and who have been unable to stay clean and sober. It is a collaborative effort of the Benton and Franklin Counties Superior Court, Benton and Franklin Counties Prosecuting Attorney's Offices, Benton and Franklin Counties Public Defender's Panels, Benton and Franklin Counties Human Services Department, Benton and Franklin Counties Sheriff's Departments, Washington State Department of Corrections, other police agencies and case management and treatment programs. By working together, we seek to provide a variety of programs and consistent supervision geared toward supporting and helping you maintain a drug-free life.

ADC involves frequent court appearances, strong judicial supervision, random drug testing, frequent, unscheduled home visits by drug court team members or police officers, group and individual drug/alcohol treatment, as well as other needed and assigned programs and services. The Court awards incentives for compliant behavior and progress and provides interventions for non-compliant behavior. Participants who do not comply with drug court rules and requirements may be jailed, required to engaged in volunteer hours, moved back to a previous phase of ADC, ordered to undergo increased treatment or be subject to a variety of other interventions. If sanctions are no longer deemed effective, the participant may also be terminated from Drug Court. All of the staff working with ADC will assist you to be sure you understand what is expected of you.

THE DRUG COURT TEAM

The ADC judge serves as a lead partner of the Drug Court team and presides at all team staffing and drug court sessions. The judge and other team members will make all decisions regarding your participation in the Drug Court program based upon input from the various team members, providers, and other support services. In addition to the judge, the Drug Court team may consist of the following members:

- Defense Attorney (your attorney)
- Prosecuting Attorney
- Drug Court Coordinator
- Drug Court Case Manager
- Treatment Specialist
- Law Enforcement Representative
- Mental Health Specialist
- Department of Corrections

Prior to each ADC session, the Drug Court team members will meet to review your case and assess your compliance with Drug Court requirements and progress toward recovery from your addiction, which will be discussed with you during the Drug Court session.

PROGRESS REPORTS

Before your Drug Court hearing, the judge will be given a progress report presented by the Drug Court coordinator, case manager and your treatment provider. The entire Drug Court team will review and discuss the progress report, which will discuss your drug testing results, attendance,

participation and cooperation in the treatment program, and compliance with Drug Court rules and requirements. The judge may ask questions about your progress and discuss any problems you may be having. You will be expected to discuss openly and honestly how you are progressing in treatment and what issues may be affecting you for the week. If you are doing well, you may be rewarded with incentives. If the team concludes, from its consideration of your progress reports, that you are not making progress or complying with rules and requirements the judge will discuss this with you and determine future action, which may include interventions to help you remember and pursue your goals in the program and move toward or maintain your recovery.

DRUG COURT SESSIONS

As a Drug Court participant, you will be required to appear in Drug Court on a regular basis. The number of times you must appear depends upon the phase of drug court you are currently in and the level of your success in the program. Failure to appear will result in a warrant being issued for your arrest and detention in jail until you can appear before the court. If you have questions about your court appearances you may contact the Drug Court coordinator, your treatment provider or your attorney. The phases of Drug Court are listed below.

While Drug Court is more informal than other court proceeding, participants still need to be concerned with their courtroom behavior: The following behavior at court sessions will **not** be tolerated:

Arriving late and leaving early: Court begins at 3:00 PM and ends when the judge declares the docket to be concluded. An important part of Adult Drug Court participation is attendance and attention for the duration of court sessions unless specifically excused by the court. You are responsible for arranging other obligations and plans to accommodate your attendance at complete drug court sessions.

Talking: At times conversations in the courtroom by participants become so loud that participants and Adult Drug Court staff cannot hear the judge speak. Remember that while Adult Drug Court sessions are more informal than other court proceedings, you are nevertheless in a courtroom in a formal court proceeding and are expected to conduct yourself accordingly. Chatting or visiting and movement in and out of the courtroom are not appropriate conduct during Drug Court sessions.

Attire, food and cell phones in the courtroom: Please wear appropriate clothing to court. This includes pants, skirts, blouses, and t-shirts (must sit at or below the waist band). *Tank tops and cut-off shorts are not appropriate. Food, drinks and powered cell phones or pagers are not permitted in the courtroom.*

PHASES OF DRUG COURT

PHASE ONE	
Key Concept:	Starting Drug Court
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 30 days (minimum 4-6 weeks)
Requirements:	<ul style="list-style-type: none"> • Get enrolled into treatment • Attend Drug Court weekly • Go to every treatment session on time • Call UA line daily • If your UA number is called, take a UA • Attend recovery-based self-help meetings, starting at 7 meetings per week • Bring your signed self-help meeting slip to case manager at your one-on-one • Try to find a sponsor • Meet with Drug Court Case Manager weekly <p>* If at any point you have barriers please reach out to one of the Drug Court Team Members.</p>

PHASE TWO	
Key Concept:	Stabilization
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 60 days (minimum 10-12 weeks)
Requirements:	<ul style="list-style-type: none"> • Attend Drug Court as ordered • Follow Treatment Plan • Call UA line daily • If your UA number is called, take a UA • Attend recovery-based self-help meetings, as ordered by the court • Bring your signed self-help meeting slip to case manager at your one-on-one • Get a sponsor and work with your sponsor regularly • Try to find a Home Group • Continue meeting weekly with your Drug Court Case Manager • Start looking for a job/get into school/look for a place to volunteer • Start making payments on your Drug Court fine and restitution <p>* If at any point you have barriers please reach out to one of the Drug Court Team Members.</p>

PHASE THREE	
Key Concept:	Building Life Skills
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 100 days (minimum 16 weeks)
Requirements:	<ul style="list-style-type: none"> • Go to court as ordered • Follow Treatment Plan • Call UA line daily • If your UA number is called, take a UA • Attend recovery-based self-help meetings, as suggested by team • Bring your signed self-help meeting slip to case manager at your one-on-one • Work on your recovery with your sponsor regularly • Have contact with Drug Court Case Manager as ordered • Bring in proof of employment, employment training, any volunteer hours, and/or school enrollment • Work on making regular payments towards your Drug Court fine and restitution • Make a Budget • Set a goal to attend sober functions outside of self-help meetings. <p>* If at any point you have barriers please reach out to one of the Drug Court Team Members.</p>

PHASE FOUR	
Key Concept:	CONTINUING LIFE SKILLS
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 160 days (minimum 8-10 weeks)
Requirements:	<ul style="list-style-type: none"> • Go to court as ordered • Follow Treatment Plan • Call UA line daily • If your UA number is called, take a UA • Attend recovery-based self-help meetings, as suggested by team • Bring your signed self-help meeting slip to case manager at your one-on-one • Meet with Drug Court Case Manager as ordered • Work on your recovery with your sponsor regularly • Write a plan for starting your 30 volunteer hours • Continue to make regular payments on your Drug Court fine and restitution <p>*In this phase we want to see you to continue to grow in your recovery and in your life, we are excited to watch you grow. By now you should be working full-time, going to school, volunteering, or attending school full-time.</p>

PHASE FIVE	
Key Concept:	MAINTENANCE
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 180 days (minimum 8-10 weeks)
Requirements:	<ul style="list-style-type: none"> • Go to court as ordered • Follow Treatment Plan • Call UA line daily • If your UA number is called, take a UA • Attend recovery-based self-help meetings, as suggested by team • Bring your signed self-help meeting slip to case manager at your one-on-one • Continue working with a sponsor and working on your 12-step program • Part of Lifelong Recovery is giving back, in this phase we would like to see you step outside your comfort zone and do some service work to help others in recovery. • Meet with Drug Court Case Manager as ordered • Attend the monthly Alumni Group • Finish your 30 Volunteer hours, then give proof to Case Manager • Continue making regular payments on your Drug Court fine and restitution • Begin pre-graduation packets

PHASE SIX	
Key Concept:	LIFELONG RECOVERY
Mandatory Clean Time:	Remain drug and alcohol free for at least the last 180 days (minimum 12 weeks)
Requirements:	<ul style="list-style-type: none"> • Go to court as ordered • Follow Treatment Plan • Call UA line daily • If your UA number is called, take a UA • Continue meeting with your sponsor regularly, discuss Relapse Prevention Plan • Attend recovery-based self-help meetings, as suggested by team • Bring your signed self-help meeting slip to case manager at your one-on-one • Meet with Drug Court Case Manager as instructed • Pay off your Drug Court fine and any restitution • Continue attending Alumni Group • Finish your Graduation Packets

VOLUNTEERISM

All participants will be required to complete 30 hours of volunteer hours prior to graduating from the program. This requirement is in addition to any volunteer hours that are imposed as a Drug Court sanction. All sites must be pre-approved.

PAYMENT OF COSTS AND FEES

You will be expected to pay, during the time you are in drug court, full restitution for the pending charge(s) against you, the cost of positive/dilute drug tests is a fee up to the cost of the drug test itself, and a drug court participation fee of \$2000.00. All fees must be paid in full prior to graduation. You will also be required to make regular monthly payments. If you are terminated from Drug Court, all restitution, and costs and fees ordered by drug court will be included in the legal financial obligations ordered in any judgment and sentence if you are convicted of your pending charge(s).

RELATIONSHIPS AMONG PARTICIPANTS

Your participation in Drug Court will require you to work on some very personal and emotional issues and to develop a clear focus on yourself and your recovery. Romantic or intimate relationships with other current Drug Court participants are not consistent with that work and

focus. You may not begin such relationships while you are in Drug Court. There is a zero-tolerance policy regarding such relationships.

Financial relationships or transactions between participants, for example lending/borrowing money, paying for goods or services or owning property together, are also prohibited unless specifically reviewed and approved by the court.

CONFIDENTIALITY

State and federal regulations require that your identity and privacy be protected. To comply with these regulations, the drug court team and treatment providers have developed policies and procedures that guard your privacy. You will be required to sign an Authorization and Consent for Disclosure of Confidential Substance Abuse Information form. The consent allows confidential substance abuse information to be disclosed only to Drug Court team members and the information will be used solely for the purpose of monitoring your progress in treatment, and, when necessary, determining appropriate changes in your treatment or other program requirements or appropriate incentives or sanctions. Further, any communications with your drug court defense attorney will be confidential.

INCENTIVES & INTERVENTIONS

Incentives may be awarded by the judge, following consultation with the drug court team, when you comply with Drug Court rules and requirements and demonstrate progress. Incentives may include, but are not limited to:

- Recognition by the court/judge
- Reduction in specific requirements
- Transportation coupons/passes
- Promotion to next phase
- Certificates of graduation
- Dismissal of pending charges

Interventions may be imposed by the judge, following consultation with the Drug Court team, when you do not comply with Drug Court rules and requirements and/or do not demonstrate progress. There is a wide range of interventions available that the judge can impose. Interventions may include, but are not limited to:

- Verbal reprimands
- Increased requirements
- Volunteer hours
- Work crew
- Demotion to an earlier phase
- Loss of clean and sober time
- Electronic monitoring
- No contact orders
- House arrest
- Jail time

- Termination from the program for repeated or serious non-compliance

TERMINATION FROM DRUG COURT

New arrests or serious or repeated violations of Drug Court rules and requirements or any aspect of your treatment plan may result in your being terminated from the Drug Court program. Violations that could result in termination include, but are not limited to, the following:

- Missing and/or positive drug tests
- Altered drug test
- Demonstrating a lack of program response or progress e.g. failing to cooperate with the Adult Drug Court team or treatment program, failing to make sufficient progress in employment or education
- Violence or threat of violence directed at Drug Court staff, treatment staff, other participants of the program or other clients of the treatment providers

If the drug court concludes that your termination may be necessary, you will receive a written notice that explains why termination is being considered and, if you so request, a fact-finding hearing will be held to determine whether your participation in Drug Court should be terminated. This hearing will be done in front of a judge not assigned to the Drug Court team, further you will be represented by counsel.

If you quit or are terminated from the Drug Court Program after the opt-out period, you will appear before the court for a bench trial. The trial will be based solely on the police reports that you stipulated to when you entered Drug Court. You will not have the opportunity to testify or call witnesses.

SEARCH AND ARREST REQUIREMENTS

As a participant in Drug Court, you are required to submit your person, property, vehicle, place of residence and/or personal effects to search and seizure of narcotics, drugs or other contraband at any time of the day or night, with or without a search warrant, upon a reasonable suspicion, based on articulable facts, by the Drug Court coordinator or any law enforcement officer, that you are violating drug court rules or orders. No evidence found will be used as the basis for a new charge against you unless (a) the drug court team determines that it should be, or (b) the evidence relates to a class A felony, a violent felony or a sex offense. Situations will be reviewed on a case-by-case basis.

Any law enforcement officer is authorized to arrest a Drug Court participant whom the officer observes to be violating Drug Court rules by:

- Violating any criminal law punishable by incarceration
- Ingesting a controlled substance, including marijuana, or alcohol
- Being under the influence of a controlled substance, including marijuana, or alcohol

- Possessing alcohol or drug paraphernalia

Participants who are arrested will appear before a judge or court commissioner the next court day following arrest and will be required to appear at the next drug court session.

CHEMICAL TESTING (DRUG SCREENS)

You will be required to submit to random drug testing throughout your participation in Drug Court. Testing measures may include urinalysis, breathalyzer, saliva strips, patch testing or other testing devices. You may also be required to submit to, and pay for, additional drug screens as a condition of being permitted to travel outside Benton and Franklin Counties or excused from other Drug Court requirements or restrictions. Test results will not be used as evidence of a new crime; however, if you are under the supervision of any other court, your test results may be provided to that court or others supervising you pursuant to an order of that court.

You will be required to call the Drug Court number **222-3706 each day** to hear recorded instructions about testing. If, for any reason, you do not follow the recorded instructions, you may lose all of your Drug Court clean and sober time and may receive other interventions.

When you provide a sample for testing you will be directly observed by trained staff to ensure the absence of tampering or other errors. After you have provided a sample, you will be asked to place a security seal on the sample container and initial and date the seal in front of staff.

If you refuse to provide a sample when asked, you will be treated as if you had tested positive. If you miss a test, delay providing a sample more than 30 minutes, or provide a sample that is determined to be diluted or otherwise adulterated it may be considered a positive (dirty) test and other interventions may occur.

If you have a positive test in any Drug Court phase, you will lose your clean and sober time accumulated in Drug Court and the Drug Court judge, based on recommendations from the Drug Court team or treatment staff, may apply other immediate interventions, to help you stop your drug-using behavior. You will be required to pay a fee, depending upon the type of test, for each positive drug test.

Approved travel requests may result in a \$15.00 fee for each UA sample required because of the travel request.

If you submit a urine sample that is diluted, you will lose your drug court clean and sober time and may receive other interventions. Diluted samples can be avoided by carefully following the following steps:

- *Eat food within 30 to 60 minutes before submitting a sample-*
- *Do **NOT** consume large quantities (2 or more large cups) of beverage within 60 minutes of submitting a sample.*
- *Do not take/drink diuretics (diet shakes, teas, over the counter diuretics, etc).*

- *Do not consume food items with poppy seeds (muffins/breads) as they can create positive tests for opiates.*
- *Do not consume drinks such as (Near Beer or Kombucha) as they can create positive test for ethyl.*

GRADUATION

Upon your successful completion of a treatment program and satisfaction of all other Drug Court requirements, including continued sobriety and approval of your application for graduation by the Drug Court, you will graduate from the drug court program and the pending charge or charges against you will be dismissed. Graduation from the Drug Court program represents a great accomplishment and is recognized as a very important event. Your friends and family that support your sobriety will be invited to join you at a special graduation ceremony as the Drug Court team congratulates you for successfully completing Phases 1 –6 of the drug court program and achieving your goal to establish a drug-free life.

ALUMNI GROUP AND CONTINUING CARE

In order to provide you with a continuing support system and to ensure that you can maintain your valuable sobriety, you will be invited to participate in a Drug Court Alumni Group that offers support and guidance as you continue on with your sobriety. **Please take advantage of this opportunity for continuing support of the sobriety you have worked so hard to achieve.** Your participation will also be an opportunity to prove to the Drug Court Team, to yourself and to those that care about you that you are committed to a new life as a productive, law-abiding and clean and sober member of society.

CONCLUSION

The Benton/Franklin Counties Drug Court is financially sustained through county funding, community contributions and Drug Court participation fees. Making consistent payments is vital to the continuation of this program. Your participation in Adult Drug Court is very important and the Drug Court team is working hard to ensure that this valuable program continues. However, please be aware that if the program is discontinued for financial reasons, your case will be returned to the regular docket.

The goal of the Benton/Franklin Counties Adult Drug Court Program is to help you achieve a life free of dependence on mind-altering substances. Your acceptance into the Drug Court means that the Drug Court Team has concluded that you can succeed. The judge and other Drug Court Team members, court staff and treatment providers will be there to guide and assist you throughout your participation in Drug Court, **but the final responsibility for success or failure will be yours.** To succeed, you must honestly desire to change to a new life free of drugs and be willing to work hard with those who will be available to help you reach that goal. Your recovery is your responsibility and the best gift you can give yourself and your family!

IMPORTANT PHONE NUMBERS

The Honorable Carrie Runge, Superior Court Judge	736-3071
Marshall Pickett, Drug Coordinator/Court Case Manager	736-3071x3172
Kerry McLerran, Drug Court Case Manager	736-3071x3019
Kimberely Schuler, Drug Court Secretary	736-3071x3415
Superior Court Administrator's Office	736-3071
Deric Orr, Drug Court Defense Attorney	579-0080
Megan Killgore, Benton County Prosecutor's Office	735-3591
Tim Dickerson, Franklin County Prosecutor's Office	545-3543
Chris Lee, Law Enforcement (Richland)	942-7614
Adam Diaz, Law Enforcement (Franklin Co)	545-3501
Somerset Counseling Center	942-1624
First Step Community Counseling	735-6900
Comprehensive	412-1051
Lynx Healthcare	591-0070
Lourdes Counseling Center	546-2377
Nueva Esperanza Community Counseling Services	545-6506
Merit Resource Center	579-0738

DRUG COURT RULES

As a participant you will be required to follow the rules outlined in the participation agreement, including, but not limited to the following:

- 1.** Be Clean and Sober
- 2.** Do not use or have any illegal drugs, marijuana or alcohol, near beer, or kombucha tee.
- 3.** Do not take any supplements without discussing it with your case manager
- 4.** Do not use or have any items used to consume drugs. These items are as follows, but not limited to: needles, bongs, pipes and syringes.
- 5.** Sign a drug court participation agreement, which outlines your rights, benefits, and responsibilities.

6. Inform any doctor you see, or dentist, that you are a recovering addict and may not take narcotics or addictive medications or drugs, unless approved by your attending doctor or dentist and/or drug court team, and only in the case of a medical emergency. Provide copies of all discharge paperwork from any medical appointments to the Adult Drug team immediately at your next appointment
7. Be on time for court and treatment
8. If something comes up and you cannot make it to court, you need to call and leave a message no later than Noon. You must include your name and phone number in the message. This does not guarantee you will be excused.
9. Call you UA line every day (509) 222-3706, if your number is called you must give a UA no later than midnight. This means you should be at the jail no later than 10:30pm. You must also take a UA if anyone on the drug court team tells you to.
10. Go to treatment at required and do what your treatment provider tells you to do.
11. Do not spend time with people who are not clean and sober, this means our using friends too.
12. Avoid, when possible or as ordered by the Drug Court, associating with persons using or possessing drugs.
13. Do not have any kind of sexual relationship with anyone in Drug Court, including the waiting list.
14. Do not lend, borrow, swap, or sell anything with another Drug Court participant without drug court's permission
15. Tell drug court where you live. If you want to move, you need to talk with Drug Court before doing so. You must live in clean and sober housing, this means the people you live with must be clean and sober too.
16. You must tell Drug Court your telephone number and if you change it, you must tell drug court. If you are spending the night anywhere other than your home, you must notify the team.
17. You, your house, your car, and anything you own and possess can be searched at any time.
18. Dress appropriately for court and treatment. You may not wear shorts, tank tops, spaghetti straps. You cannot wear clothing the bears violent, racist, sexist, drug or alcohol related themes. If you are not dressed appropriately you may be asked to go home and change.
19. Pay costs and fees as ordered by the Drug Court.
20. You must do everything drug court tells you to do.
21. Do not leave Benton and Franklin Counties without permission from Drug Court.

- 22.** Live in Benton or Franklin County or within five miles of either county.
- 23.** If you speak with any Police Officer you must tell them you are a participant in Drug Court, you must then tell Drug Court you had contact with the police officer. Do not go to headshops, bars, casinos, marijuana dispensaries, or any other high-risk environment.