

COLLABORATIVE COURTS

MENTAL HEALTH TREATMENT COURT

VETERAN'S TREATMENT COURT

DUI TREATMENT COURT

RECOVERY TREATMENT COURT (DRUG COURT)

RE-ENTRY COURT

RESET COURT



SACRAMENTO COUNTY MENTAL HEALTH TREATMENT COURT

ESTABLISHED: 2007



Mental Health Treatment Court

- ▶ Approximately 190 defendants participating
- ▶ Traditionally court had 25 defendants; exceeded 50 for first time in July 2012
- ▶ Increase due in part to better screening of eligible offenders, greater connections with County Mental Health and greater receptivity by District Attorney

Target Population

- ▶ Adults diagnosed with Axis 1 mental disorders
- ▶ Resident of Sacramento County
- ▶ Pending felony or misdemeanor case
- ▶ Exclusionary Factors
 - ▶ Sex offenders (PC 290) or arson registrants (PC 457.1)
 - ▶ Active gang members or gang registrants
 - ▶ PC § 667.5(c) violent felony current conviction(s) or prior conviction(s)
 - ▶ Offense in which victim suffered death or great bodily injury (permanent disfigurement or permanent disability)
 - ▶ Driving Under the Influence (DUI) cases
 - ▶ PC § 1192.7(c) serious felony current conviction(s) unless otherwise approved by the District Attorney's office
 - ▶ **Notwithstanding the above, a prospective participant may be allowed into MHTC at the discretion of the District Attorney's office, in the Interest of Justice**

Diagnosed Mental Illness

- Priority will be given to recidivists who are severely and persistently mentally ill and who meet the following criteria:
- 1. Have a Axis 1 diagnosis of Schizophrenia, Delusional Disorder, Psychotic Disorder NOS, Bipolar Disorder, Major Depression Recurrent, Borderline Personality, Paranoid Personality Disorder, Schizoaffective Disorder; Post-Traumatic Stress Disorder (PTSD) and
- 2. Have a global assessment of functioning score 60 or less; and
- 3. All functional impairments are identified and documented in writing

Enrolled with County Mental Health (CMH) Contracted Treatment Providers

- ▶ Full Service Providers (FSP)
 - ▶ Support – 1 PSC for each 10 clients. Ability to see psychiatrist in short period of time. Sends a representative to MHC MDT
- ▶ Intermediate Service Provider (ISP)
 - ▶ Support – 1 PSC for each 25 – 30 clients. Ability to see psychiatrist in short period of time. Sends a representative to MHC MDT
- ▶ Regional Support Teams (RST)
 - ▶ Support – 1 PSC for 100 or more clients. Can only see psychiatrist once every 3 months



Once Accepted Into MHC...

- MHTC lasts 12 months minimum – can last years
- D enters plea, placed on formal probation, with jail time suspended
- Terms of probation include complying with treatment plan, taking prescribed medication, attending individual/group meetings, no alcohol/marijuana or illegal drugs
- Treatment plan is developed.
- In early stages, client will appear weekly in MHTC
- Sanctions (jail time or increased treatment) and rewards (Team praise or gift cards) are used to promote compliance with treatment plan

MHTC Court Appearance

- When calendar is called, each client comes up individually, and stands at the podium next to their PD
- Court then provided summary by PD. During briefing, client may be reminded of importance of attending meetings, taking medication, etc.
- Judge engages client in brief conversation, offering expressions of support, concern, or disapproval as circumstances warrant
- Client given next court date

Graduation!

- On successful completion, defendant “graduates” from MHTC.
- At graduation ceremony at start of calendar, a summary is provided of the client’s exceptional work and is allowed to tear up his/her terms of probation (Unless Vic. Rest. Still owed).
- PD moves to withdraw plea and DA then motions court to dismiss charges.
- Graduation certificate is awarded, photograph taken, and cupcakes for all on calendar that day...



VETERAN'S TREATMENT COURT (VTC)

ESTABLISHED: 2014

ELIGIBILITY

- Resident of Sacramento County
- Prior or current membership in the United States Military
- Preference given to combat veterans
- Preference for those eligible for V.A. health care benefits
- Participant must suffer from sexual trauma, traumatic brain injury, post-traumatic stress disorder, substance abuse, or mental health problems stemming from service in the United States military (Nexus needed per PC1170.9 to be eligible)

Eligibility (con't)

- ▶ Participant must be placed on probation. The fact an executed prison sentence is suspended will not be a disqualifying factor
- ▶ Participant must voluntarily and willingly agree to participate in the VTC program
- ▶ Victim Impact will be considered

VTC Court Proceedings

➤ Sentencing

- After acceptance and completion of pre-acceptance requirements to get into VTC, defendant will plead and be sentenced

➤ Treatment Plan – Case Management

- VJO creates an individual treatment plan for each veteran utilizing VA services and acts as each veterans case manager

➤ Veteran Mentoring Program

- Each veteran will be paired with a mentor who will act like an AA/NA sponsor
 - Each mentor is trained for this volunteer position

VTC Court Proceedings (con't)

- Rewards/Sanctions will be utilized ala the Drug Court model
- Program Length
 - 12 months minimum – 4 phases. But can last over 2 years
 - Termination for certain new convictions – automatic unless treatment team determines it is in the interests of justice to keep them
 - Arrests/VTC rule violations - determined by treatment team

Graduation

- Absent another agreement, the conviction is dismissed, probation is terminated and all fines and fees are waived.
 - Record of arrest and conviction are sealed.
- If the veteran still owes victim restitution at graduation, the time suspended is removed. Veteran remains on probation until victim restitution is paid or probation period expires.



DUI TREATMENT COURT

ESTABLISHED: 2017



Purpose

- DUI Treatment Court targets high-risk/need repeat DUI offenders. The goals of the program are to keep communities safe and to reduce recidivism amongst the DUI repeat offenders that will lead to a decrease in alcohol-related collisions, injuries, and fatalities.
- The program utilizes the drug court model and strives to change the offenders' thinking and behaviors around substance use and will hold them accountable by offering treatment, supervision, and frequent court appearances.



DUITC Eligibility Criteria

- ▶ A. Resident of Sacramento County;
- ▶ B. Charged with 3rd, 4th or 5th DUI
- ▶ VC 23152 – can involve alcohol, drugs, or a combination
- ▶ C. Amenable to treatment
- ▶ D. Meets diagnostic criteria for substance abuse or dependency.



DUITC Exclusionary Criteria

- A. DUI with Injury (VC 23153)
 - B. Gang Membership and/or affiliation
 - C. PC 290 Registrants or prior sex crimes
 - D. History or violence
 - E. Strike Priors
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- In the interests of Justice, a prospective participant, who may otherwise be ineligible due to factors stated above, may be allowed into DUITC at the discretion of the District Attorney's Office



DUITC Structure

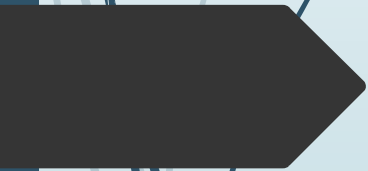
- Inpatient and/or out patient treatment
- Probation Supervision, including random alcohol/drug testing
- Case management services provided
- Must complete SB 38 DUI program
- 18 month program minimum
- Pay minimum fines



Graduation

- ▶ Any remaining suspended time is permanently stayed, but conviction(s) remain.
- ▶ Some fines & fees reduced/eliminated
- ▶ Can request early termination of probation if victim restitution has been paid and the SB-38 Program has been completed.

RECOVERY TREATMENT COURT





Purpose

- Recovery Treatment Court (RTC) is a collaboration between the Probation Department, Court, District Attorney, and Public Defender.
- The Probation Department operates the program and offers both residential and outpatient treatment services including detoxification, substance misuse, relapse prevention, and reentry services; drug testing, case management, housing, and therapeutic (yoga, nutrition, mind-body) services.



RTC Eligibility Criteria

- A. Resident of Sacramento County;
- B. Non-violent property and/or drug possession crimes (felony and misdemeanor);
- C. Participant must be placed on probation. The fact that an executed prison sentence is suspended will not be a disqualifying factor;
- D. Participant must voluntarily and willingly agree to participate in the RTC program;
- E. Victim Impact will be considered.



Additional Eligibility Considerations

- ▶ Offender's ability to do RTC program: RTC is five days a week in the beginning, from 9:00 a.m. to 2:45 p.m. These factors are considered:
 - ▶ Does offender have housing or is he/she homeless?
 - ▶ Transportation Plan: How is offender going to get to RTC every day?
 - ▶ Does offender have mental health issues that would affect their ability to engage in the RTC program?



Exclusionary Factors

- Convictions for drug sales, gun possession, weapon possession, crimes involving violence within the last 5 years will be evaluated on a case-by-case basis
- No sex or arson registrants
- Gang members as determined by Probation will be accepted on a case-by-case basis (Gang Validation is not a bar to acceptance)



Eligibility Determination

- The RTC team, consisting of the RTC-DA, Probation and Public Defender weigh in on the decision to accept an offender into RTC.
- Typically, if all eligibility requirements are met, the offender will be accepted into RTC. Acceptance requires unanimity from the team.



Recovery Treatment Court

- ▶ Clients attend Court regularly, and the assigned judge individually reviews their progress.
- ▶ Recovery Treatment Program – starts with 5 days a week.
- ▶ Clients receive incentives for positive behavior and graduated sanctions including short periods of incarceration for failing to comply with rules and drug testing requirements.
- ▶ Program is a minimum of 10 months.



GRADUATION

- ▶ If the participant successfully completes RTC, the case will be dismissed and probation terminated.
- ▶ If, however, the participant has outstanding victim restitution, the participant will remain on probation until victim restitution has been paid.



RE-ENTRY COURT

ESTABLISHED: 2013



Re-Entry Court

- ▶ Collaborative court targeting offenders with multiple releases from state prison and/or county jail prison.
- ▶ Purpose of court is to respond to newly-committed, lower-level criminal misconduct by **addressing underlying criminogenic needs**, e.g. substance abuse, mental illness, anger management, homelessness, joblessness.
- ▶ Incarceration **time stayed** pending successful completion of Reentry Court treatment plan.

Eligibility Criteria

- ▶ The offender must meet the following eligibility criteria:
 - ▶ Current offense(s) is non-violent, non-serious, and non-sexual;
 - ▶ Offender is eligible for County Jail Prison (CJP) or State Prison (SP) if we strike a strike(s);
 - ▶ Felony probationers are eligible on a limited case-by-case basis; and,
 - ▶ If the offender is technically ineligible, the DA's office may allow admittance to Reentry Court if it would further the interests of justice.
- ▶ Preference for offenders with multiple prison commitments

Eligibility Criteria (con't)

- In addition, the offender must:
 - Be assessed as moderate to high risk (to reoffend) per risk assessment (score between 20 and 30 on the LS-CMI);
 - Scores higher than 30 are considered on a case by case basis
 - Be a resident of Sacramento County;
 - Be amenable to treatment and want to participate in the Reentry Court; and,
 - Be deemed appropriate by the Probation Department to participate in treatment at the Adult Day Reporting Center (ADRC).

Exclusionary Criteria

- ▶ Current felony violation of Penal Code (PC) § 273.5 or falls within the meaning of Family Code §6211. Prior convictions of this type will not automatically exclude;
- ▶ Victim who suffered great bodily injury or a permanent disability;
- ▶ Having a strike prior unless DA decides to strike the strike;
- ▶ Actively participating in a criminal street gang;
- ▶ Driving under the influence in the current case;
- ▶ Possession or being armed with a firearm in the current case;
- ▶ Prosecuted by DA's Major Narcotics Unit, unless unit supervisor authorizes referral in the interests of justice; or
- ▶ Offender is a current Drug Court failure on the referral case. Previous Drug Court failures will not be a bar.



Re-Entry Program

- ▶ Participation in the program will at minimum last 12-18 months.
- ▶ Upon acceptance into Re-entry Court, offender will appear weekly in Re-entry Court until MDT agrees to less frequent appearances based on candidate's successful participation.
- ▶ Rewards (e.g. less frequent appearances, gift cards etc.) & sanctions (e.g. Probation-imposed work project, flash incarceration etc.) used to promote compliance with treatment plan.



Re-entry Court and HALT Program

- ▶ 6-month HALT Programming commitments at RCCC
 - ▶ If defendant continues to violate his conditions this is last chance before deletion
 - ▶ 300 hours of programming to graduate their program
 - ▶ Admit VOP for 18 months CJ with a Johnson waiver
 - ▶ As soon as defendant completes program they come back into Re-entry Court
 - ▶ Defendants do keep the credits earned at HALT



Programming

Offender will be assigned to one of the three ADRC's, depending on residency.

Individual treatment plan to be developed by ADRC and may be modified by Reentry Court MDT team.

Effect of Graduation

- ➡ The Suspended CJP/SP time is removed, but conviction(s) remain.

Graduation Photo

Dang Vue had 13 years 4 months
Suspended

