GEAUGA COUNTY COMMON PLEAS DRUG COURT

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PARTICIPANT HANDBOOK

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CHAPTER 1: WELCOME AND PROGRAM INTRODUCTION

This handbook will provide an overview of the Geauga County Common Pleas Drug Court (New Leaf Program) and detail your rights and responsibilities in the program. The New Leaf Program is a voluntary program focused on providing treatment-oriented options for offenders with identified substance abuse concerns. The New Leaf Program is designed to be approximately 16 to 24 months in duration, yet due to the individualized nature of needs-based programming, your term of participation may be longer or shorter in duration. There are many potential benefits, resources and requirements of program participation:

The benefits of the New Leaf Program participation are:

A. Learning how to enjoy a productive lifestyle;
B. Improved familial and social relationships;
C. Reduce negative interactions with peers and the criminal justice system;
D. Overall healthier lifestyle.

The resources the New Leaf Program offers participants are:

A. Access to a range of treatment services both out-patient and in-patient;
B. Case management services to assist with linkages to local services such as employment, life skills, educational or vocational opportunities, housing assistance
and transportation assistance;
C. Incentives for compliance;
D. Relationships with the treatment team members, including the Judge, probation officer, law enforcement, recovery coaches and treatment partners.

The following is a list of basic requirements of the New Leaf Program participants:

A. Abstain from alcohol and drug use;
B. Attend status review hearings;
C. Attend appointments with treatment providers and case managers;
D. Comply with all medication requirements;
E. Attend appointments with your probation officer;

F. Comply with program requirements, conditions and treatment plans;
G. Submit to frequent and random alcohol and drug screens;
H. Comply with sanctions for infractions;
I. Engage in sober support community;
J. No further violations of the law.
K. Do not engage in dating other participants in the program.

Program History and Overview

The Geauga County Drug Court (New Leaf Program) was established in 2019. The New Leaf Program was developed and continues to evolve through a collaborative and non-adversarial process focused on meeting your needs as well as the court's needs and the community's needs. The initial development team stakeholders include Geauga County Common Pleas Judges, Prosecutor, Defense Counsel, Mental Health and Recovery Services Board Director, local law enforcement officers and all area treatment providers, associated social service organizations, adult probation and parole, the Veteran's Commission, and local educators. The Geauga County Drug Court Program is based on evidence-based practices to include cognitive behavioral interventions. This means there are several research studies that prove treatment courts such as the New Leaf Program are successful if best practices are followed.

Essential program features include individualized screening and assessment that guides program placement, reporting schedule, format and intensity of services received. The program is designed to target high risk and high need persons with a qualifying substance abuse diagnosis who need services.

This is a voluntary program and requires you to sign a program Participation Agreement. The Participation Agreement outlines core program elements, participants' rights, as well as rights to be waived regarding formal hearing and immediacy of sanctions. It is important to note that one's eligibility does not constitute or create a right to participate in the Drug Court; however, you will not be denied admission based on race, color, religion, gender, sexual orientation, national origin, ancestry, age, citizenship, marital status, veteran's status, socioeconomic status or any disability. The Drug Court Judge has the ultimate discretion to determine admission into the program. The

overarching goal of the Drug Court Program is to reduce the likelihood of recidivism through intensive treatment, supervision and personal accountability.

Program noncompliance is addressed immediately through targeted and progressive sanctions. A graduated sanction continuum is used to guide the Judge in determining the most appropriate sanction for noncompliance in treatment, reporting or abstinence.

Depending on your treatment needs, you will be engaged in treatment ranging from outpatient therapy, psychiatric services, targeted case management, cognitive behavioral therapy, trauma counseling, moral recognition therapy, life skills groups, crisis intervention services and residential treatment as required. If you are diagnosed with co-occurring mental health and substance abuse issues, you may be placed into dual diagnosis treatment.

Graduation from the New Leaf Program is based on progress toward the individualized goals and objectives set forth in the treatment plan, compliance with the rules and conditions of community control and additional goals and objectives identified in supervision and treatment case plans. As you satisfy these requirements, you progress through the phases of Drug Court, most often with graduation occurring between 16 and 24 months. If you have not responded to the continuum of sanctions will ultimately be staffed for consideration of program termination. This process is monitored by the Drug Court Treatment Team and ultimately enforced by the Drug Court Judge. The Drug Court exhausts all available sanction and treatment options prior to making a determination of unsuccessful discharge.

You are required to pay all court costs, fines, restitution, and a $300.00 supervision fee, unless otherwise determined through payment plan, community service credit, incentive reductions, or waiver. Restitution is a core element of the Supervision, and officers and the Judge continually monitor progress in this area.

MISSION STATEMENT

To help participants suffering from substance use disorder and combined substance use disorder and mental illness, by providing resources, support and requiring accountability; with the goals of assisting participants in becoming productive members of our community, reducing recidivism, providing treatment instead of incarceration where appropriate, and improving the safety of the public and participants.

CHAPTER 2: LEGAL AND CLINICAL ELIGIBILITY CRITERIA

LEGAL CRITERIA

Legal eligibility is collaboratively developed, reviewed and agreed upon by the relevant parties. The New Leaf Program serves those who are charged primarily with felonies of the fourth or fifth degrees but may include higher level felonies upon consultation with the Prosecutor, Treatment Team and approval of the Specialized Docket Judge. An Intervention in Lieu of Conviction Participant must meet the legal criteria of Intervention in Lieu of Conviction as set forth in Ohio Revised Code Section 2951.04.

ELIGIBILITY CRITERIA

A. Current charge is community control eligible;
B. You are capable of participating in and completing program;
C. You demonstrate an interest in and willingness to participate in the treatment program;
D. You are diagnosed with a moderate or severe substance abuse dependency;
E. Your charge(s) is not defined as a sex-related offense.
F. You are assessed as a high risk/high need participant.

NOT ELIGIBLE

A. Your charge is defines as a sex-related offense;
B. You have an out-of-county pending case and are not eligible for community control;
C. If your charge is an offense of violence, you are not eligible as an Intervention participant;
D. Your charge is a drug trafficking offense, unless specifically approved by the Prosecutor and Specialized Docket Judge;
E. Your charge is an offense of violence as defined in R.C. 2901.01(A) (9) unless approved by Prosecutor and Specialized Docket Judge.

CAPACITY

The New Leaf Program can effectively monitor and treat 30 participants.

CHAPTER 3: PROGRAM ENTRY AND CASE FLOW

APPLICATION

A person who is interested in participating in the New Leaf Program must submit, through his/her attorney, an application to the New Leaf Program Coordinator. A person may either apply to participate as an Intervention applicant, or as a Post-Conviction applicant of the program.

The Specialized Docket Judge has the discretion to decide the admission into and termination from the New Leaf Program in accordance with the criteria for the New Leaf Program. There is no legal right to participate in the New Leaf Program, and the decisions of the Specialized Docket Judge are final.

NON-DISCRIMINATORY PRACTICES

If you meet the legal and clinical eligibility criteria for the New Leaf Program, then you will not be denied admission based on race, color, religion, gender, sexual orientation, national origin, ancestry, age, citizenship, marital status, veteran's status or any disability. In addition, you will not be denied admission based on your ability to pay fines, costs, fees, treatment, drug testing, or for any other financial purposes.

SCREENING AND ASSESSMENT

All persons referred to the New Leaf Program are screened using the validated Ohio Risk Assessment System (ORAS) either during the initial screening, Presentence Investigation (PSI) or upon initiation of a community control sentence. A trained officer conducts the extensive ORAS Interview that evaluates offender history and needs across seven (7) functional domains; Criminal and Supervision History; Education; Employment and Finances; Family and Social Support; Neighborhood Challenges; Substance Abuse; Peer Associations; and Criminal Attitudes and Behavioral Concerns. Based on the issues identified and treatment needs, officers and your treatment provider will develop an integrated and individualized case plan that identifies goals and objectives for you.

SUBSTANCE ABUSE OR A DUAL DIAGNOSIS

Assessments are scheduled in a timely manner. Final diagnostic summaries are sent and reviewed within fourteen (14) days of assessment, and participants shall be placed as soon as possible in appropriate treatment services and programs. All screenings and assessments for treatment determinations are provided by programs or persons who are

appropriately licensed and trained to deliver such services. The Court Coordinator monitors the assessment process to ensure appropriate licensure and training of treatment staff. Release of information forms are completed so that the collateral assessment agency can provide communication regarding confidential information, treatment participation and progress and compliance with the provisions of relevant law, including the "Health Insurance Portability and Accountability Act of 1996," and the Ohio Revised Code.

Upon completion of the assessment, you will immediately enter treatment per the recommendations of the treatment provider with the Court's approval.

PROGRAM ADMISSION

A critical feature of the New Leaf Program is to initiate contact with Court personnel at the earliest point possible. Upon determination of clinical and legal eligibility, a referred person is immediately admitted and begins participating in all required Drug Court functions, to include the status hearings.

Immediately upon admission, you will begin working through a progression of program phases. Most referrals are under reporting supervision with the Adult Probation Department during the referral and admission process, which ensure continuity and monitoring. Individuals not under reporting supervision at the point of referral are monitored immediately through bond reporting procedures, such as Pretrial Supervision, or during Presentence Investigation.

***NOTE:** If you are on Intervention in Lieu and have a municipal court case, be aware that your municipal supervision may not transfer to the supervision in this case.

CHAPTER 4 – TREATMENT TEAM

One of the key components to the New Leaf Program is the treatment team which includes the Judge, Specialized Docket Coordinator, Probation Officer, Defense Counsel, Prosecutor, Law enforcement representative, treatment counselors/supervisors, a case manager, and a representative from Job & Family Services. In addition to these core members, additional team supports are accessed on an as-needed basis specific to the needs of the current New Leaf Program population such as employment services.
Each treatment team member plays a critical role in ensuring adequate support and accountability for the New Leaf Program participant.

CHAPTER 5: TREATMENT TEAM MEETINGS AND STATUS REVIEW HEARINGS

The Drug Court Treatment Team monitors each participant's performance and progress through Treatment Team meetings and Status Review Hearings. Treatment Team meetings are held, at a minimum, every second and fourth Thursday of the month at 8:15 a.m. with the status hearings occurring immediately thereafter (approximately 9:30am). Each participant has the right to request the attendance of defense counsel during the portion of the treatment team meeting.

STATUS REVIEW HEARINGS

The Geauga County Drug Court incorporates on-going judicial interaction with each participant. The frequency and content of this interaction is based on the individualized case plan and phase of each participant. You are expected to attend status hearings before the New Leaf Program Judge as scheduled. An unexcused absence from status hearings is unacceptable, and failure to appear in court as scheduled, without a valid and verified excuse, may result in a Warrant/Capias being issued for your arrest. Any missed sessions due to illness may require a written note from a physician. Additionally, you must immediately inform your Probation Officer of any absences/tardiness from treatment sessions.

SUMMARY OF TREATMENT

Drug Court participants will participate in the development of a treatment plan based on their individual needs, and all services provided incorporate evidenced-based strategies. Consistent with the principles of evidence-based best practices, the treatment plans shall incorporate the following requirements:

A. Treatment plans take into consideration services that are gender responsive, culturally appropriate and effectively address co-occurring disorders;

B. Provided services, including case plans, are appropriate and clinically necessary to the degree that available resources allow;

C. Drug Court participants have prompt access to a continuum of approved treatment and rehabilitation services;

D. The Drug Court treatment provider maintains a current treatment plan and a record of activities. Treatment plans continue to develop throughout program participation to reflect the participant's changing needs based on program progress. The treatment provider shares current treatment plans with the Treatment Team;

E. All treatment and programming is provided by appropriately licensed and trained programs or persons to deliver such services according to the standards of their profession.

CHAPTER 6: SUPERVISION REQUIREMENTS

As a New Leaf Program participant you agree to abide by the following supervision requirements.

AGREEMENT TO CONDUCT YOURSELF APPROPRIATELY

As a participant in the New Leaf Program, you agree to conduct yourself in an appropriate manner when you are attending any New Leaf Program related activity, including status hearings with Specialized Docket Judge, meetings with the caseworker, probation officer, counseling and treatment sessions, and other required appointments. Examples of appropriate conduct include, but is not limited to:

A. Arriving on time;

B. Being prepared;

C. Being sober;

D. Cell phones must be turned off or silent and may only be used with permission;

E. Dressing appropriately**;

F. Being respectful and courteous;

G. Maintaining an open mind;

H. Maintaining honesty!!

**For status hearings, you must come to Court neatly groomed and dressed in clean clothing. If needed, the program will assist in purchasing clothing. Any non-compliance with the Dress Code may result in you being asked to leave, as well as further consequences.

Therefore, the following Courtroom Dress Code is to be followed:

A. No clothing containing references to drugs, alcohol, or illegal activity;

B. No low cut, revealing tops/shirts or belly shirts;

C. No sagging pants or pajamas;

D. No short shorts or miniskirts;

E. No hats, bandannas or inappropriate headgear may be worn in the Courtroom.

ATTENDANCE AND PUNCTUALITY TO TREATMENT SESSIONS

If you will be late or unable to attend a treatment session, you must call the Specialized Docket Coordinator/Probation Officer immediately and your assigned counselor. Any missed sessions due to illness may require a written note from a physician.

FOLLOWING THE RECOMMENDATIONS OF THE TREATMENT PROVIDER

You must follow all recommendations of your Treatment Provider. If you fail to follow these recommendations, this may result in a New Leaf Program sanction. Further, you must actively participate fully in treatment sessions – just being there is not considered participation.

MEDICALLY ASSISTED TREATMENT

Medically Assisted Treatment (MAT) as part of an evidence-based substance abuse treatment program may be a part of the treatment plan for a New Leaf Program participant if the Court determines that the following conditions have been met:

A. The participant has been examined and evaluated by an appropriately licensed physician, acting within the scope of their practice, who has determined that the medication is medically necessary and who has validly prescribed the medication;

B. The medication is FDA-approved for the treatment of substance abuse disorder;

C. The participant is receiving the medication as part of treatment for a diagnosed substance use disorder;

D. The treatment is rendered in accordance with current applicable federal and state dispensing regulations;

E. The MAT program is consistent with the needs of the participant and the interests of the public in the administration of justice, and includes monitoring the use of the medication to mitigate/reduce the risk of abuse, misuse, or diversion of these medications;

F. Use of narcotics and/or addictive drugs are not permitted without approval of Specialized Docket Judge.

RANDOM HOME VISITS

You should expect and comply with random home visits during your participation in the New Leaf Program and understand that you can be searched without a warrant, as can your place of residence, car, personal property and real property. A law enforcement officer may assist with the New Leaf Program Probation Officer and/or Caseworker on any home visit or search.

CHAPTER 7: PHASES

As previously reported in the program description, the Geauga County New Leaf Program is structured with six distinct phases of program participation. Progression through the Drug Court Program is based on your performance toward the treatment plan and compliance with the specialized docket phases. Phase advancement is not solely based on preset timelines, rather on specific accomplishments and progress toward individualized treatment and case plan goals.

PHASE I (ORIENTATION PHASE)

The goal of the Orientation Phase is to ingrain a thorough understanding of the aspects of the specialized docket requirements to assure the highest level of function and success within the program.

A. Meet with participant to review and complete the Participation Agreement and Release and Exchange of Confidential Information forms;
B. Estimated length of time is two weeks;
C. Attend initial specialized docket status review hearing;
D. Introduce the participant to the members of the Treatment Team; Specialized Docket Coordinator; Probation Officer, Clinician(s); Case Manager(s); and any other team members;
E. Familiarize the participant with the location and address of service providers, address any issues of transportation, and ensure the participant has the physical ability to access services.

PHASE II (COMPLIANCE PHASE)

A. Weekly status hearings with Judge;
B. Estimated length of time is sixty (60) days;
C. Comply with treatment plan;
D. Establish social support with recovery support groups/prosocial events;
E. Develop integrated case plan;
F. Attend cognitive behavioral therapy determined by individual needs (can be deferred to later phase);
G. Weekly random drug testing (minimum of 2);
H. Must have a supportive person attend a drug court status hearing;
I. Meet with case manager to address all immediate needs;
J. Must have 14 consecutive days of sobriety.

PHASE III (PROGRAM ENGAGEMENT PHASE)

A. Attend at minimum bi-weekly status hearings with Judge;
B. Estimated length of time is ninety (90) days;
C. Continue engaging in treatment plan;
D. Continue changing people, places, and things;
E. Review integrated case plan;
F. Weekly random drug testing (minimum of 2);
G. Attend minimum amount of recovery support groups/prosocial events;
H. Meet with case manager to address needs (budget is mandatory);
I. Must have a minimum of 30 consecutive days of sobriety in order to advance to next phase.

PHASE IV (GROWTH AND DEVELOPMENT PHASE)

A. Attend at minimum tri-weekly status hearings with Judge;
B. Estimated length of time is one hundred twenty (120) days;
C. Continued treatment plan and meet with case manager if needed;
D. Attend a minimum amount of recovery support groups/prosocial events;
E. Weekly random drug testing (minimum of 2);
F. Must have a minimum of 60 days sober and sanction free in order to advance to next phase.

PHASE V (MAINTENANCE)

A. Attend monthly status review hearings with Judge;
B. Estimated length of time is ninety (90) days;
C. Attend regular recovery support groups/prosocial events;
D. Review integrated case plan and meet with case manager if needed;
E. Weekly random drug testing (minimum of 2);
F. Engage in other services as needed such as education, job training and/or continued employment;
G. Must have sobriety time of minimum of 90 consecutive days.

PHASE VI (PRE-GRAD)

A. Attend monthly status review hearings with Judge;
B. Estimated length of time is ninety (90) days;
C. Continue engaging in some type of recovery services/network;
D. Review case plan and meet with case manager if needed;
E. Comply with random drug testing;
F. Engage in other services as needed such as education, job training and/or continued employment;
G. Individual meeting with Judge and Treatment Team regarding success plan;
H. Must have sobriety time of minimum of 90 consecutive days;
I. Complete exit survey.

CHAPTER 8: SANCTIONS AND INCENTIVES

An individualized, progressive and immediate system of program incentives and sanctions is a critical element to the New Leaf Program. While violations will be addressed immediately to ensure a high level of accountability, it is also crucial to recognize an incentive program and personal successes.

INCENTIVES

Incentives are individualized according to the specific treatment plan and directly related to your achievements as certain milestones of the specialized docket treatment plan are attained. Incentives are also tracked to ensure that the participant is rewarded on a progressive basis. Incentives are issued on an immediate, graduated and individualized basis to ensure maximum benefit of positive reinforcement for program compliance.

The following are examples of behaviors that may result in earning an incentive:

A. Attending required Court appearances;
B. Attending required treatment appointments;
C. Maintaining close and productive contact with Case Manager;
D. Reaching individual treatment objectives;
E. Abstaining from alcohol and drugs, as evidenced by negative test results;
F. Engaging in vocational or educational activities;
G. Securing stable housing;
H. Advancing in specialized docket phases; and

I. Accomplishing any other milestone identified by the team.

The following are examples of incentives that may be offered:

A. Encouragement and praise from the Judge;

B. Ceremonies, certificates and tokens of progress, including advancement in specialized docket phases;

C. Reducing supervision contacts;

D. Decreasing frequency of Court appearances;

E. Reducing fines and fees;

F. Increasing or expanding privileges;

G. Encouragement to increase participation in positive activities the participant finds pleasurable, such as writing, art work, or other positive hobbies;

H. Gifts of inspirational items, including books, pictures and framed quotes;

I. Assistance with purchasing clothing for job interviews;

J. Gift cards for restaurants, movie theaters, recreational activities, or personal care services;

K. Gifts of small personal care items, hobby or pet supplies, plants or small household items;

L. Dismissing criminal charges for Intervention participants or reducing the term of community control;

M. Reducing or suspending jail, prison, or detention days;

N. Graduation from the specialized docket; or

O. Any other reward deemed appropriate by each Officer/Supervisor.

***Incentives should be given at 4:1 ratio (4 rewards for every 1 sanction)**

SANCTIONS

Likewise, it is imperative that program non-compliance is addressed and sanctioned immediately to ensure high levels of accountability and responsiveness. Immediate, graduated, and individualized sanctions govern the New Leaf Program's responses to your non-compliance. Graduated sanctions are used to help you conform behavior to program requirements. Sanctions are crafted in an individualized and creative manner, as well as in a progressive manner, based on the infraction. Sanctions are issued when there is non-

compliance with both program protocol and the treatment plan. Sanctions are a deterrent to negative behavior as well as serving the intent to encourage future compliance.

The following are common infractions that may result in a sanction:

A. Failure to attend Court appearances and treatment appointments;
B. Failure to follow New Leaf Program rules and rules of Community Control;
C. Failure to keep scheduled appointments with the Probation Officer, Case Manager, or any other team member;
D. Non-compliance with other requirements of the treatment plan;
E. Non-compliance with random alcohol and drug screens or testing positive for alcohol or drugs or mind or mood altering substances;
F. Failure to improve troublesome behaviors;
G. Failure to meet employment or vocational goals as determined by the Treatment Team; or
H. Failure to keep other appointments as scheduled, such as those for public benefit aid, health care benefits, housing assistance, social security applications, etc.;
I. Engaging in any criminal activity

The following are a continuum of sanctions for non-compliance:

A. Warnings and admonishment from the Judge;
B. Increasing frequency of alcohol and drug testing;
C. Increasing Court appearances;
D. Refusing specific requests, such as permission to travel;
E. Denying additional or expanded privileges or rescinding privileges previously granted;
F. Increasing supervision contacts and monitoring;
G. Individualized sanctions such as writing essays, reading books, or performing other activities to reflect upon unacceptable behavior;
H. Imposition of suspended fines and costs;
I. Requiring community service, work programs or relapse prevention program;
K. Escalating periods of jail or out of home placement;
L. Filing of community control violation for termination of program.

Sanctions shall be imposed by the Court as a result of non-compliance or a rule violation by the participant. Sanctions are not the same as therapeutic adjustments in your treatment plan. Sanctions are immediate, safe and may range in severity depending on the seriousness of the participant's non-compliance or rule violation.

The supervising New Leaf Program Officer communicates to the participant potential responses to program compliance and non-compliance on an ongoing basis. In addition, the New Leaf Program Specialized Docket Judge provides summation of these responses to the participants in the New Leaf Program sessions.

Prior to the imposition of jail or electronic monitoring, you will be provided with a written notice of violation(s). You will have an opportunity to meet with counsel (either Public Defender or private counsel) and a hearing as to the alleged violation. The hearing may be waived by you upon speaking with the attorney.

*Participants who fail to provide a drug screen are required to attend the next status hearing even if not scheduled to attend that week.

CHAPTER 10: PROGRAM COMPLETION

CRITERIA FOR SUCCESSFUL COMPLETION

Successful completion criteria are the guidelines used to identify how New Leaf Program participants can successfully complete the program. While program completion is based on a relatively standard set of expectations, each case is assessed individually, and the Judge makes the final determination of successful completion after it is discussed with the Treatment Team.

In general, the following indicate positive accomplishments to be considered for successful completion (graduation):

A. Demonstrated period of treatment compliance:
B. Displayed a change in thinking, attitude and beliefs;
C. Successfully completed treatment or programming or continues to be actively engaged in treatment process;
D. Maintained consistent employment and housing;
E. Demonstrated ability to identify and eliminate criminal thinking patterns;

F. Completed Specialized Docket program requirements, including community service;

G. Paid in full fines, Court costs, restitution (if applicable), and treatment costs (inability to pay costs in full does not necessarily prevent successful completion).

H. Demonstrated abstinence from alcohol and drugs as evidenced by negative screens (as relevant);

I. Aftercare plan established;

J. Completed or in process of vocational or educational plan;

K. Displayed responsibility for his or her behavior.

AFTERCARE COMPONENTS (IF APPLICABLE)

You will provide an aftercare plan to your supervising officer which will include your support persons and community engagement. You will be invited and encouraged to participate in the New Leaf Program Alumni Group.

FINAL DISPOSITION

Depending on case type, the underlying case is closed, or in cases implementing Diversion or Intervention in Lieu of Conviction, the underlying charge is dismissed. Information regarding sealing of record (if applicable) will be provided to you by your supervising officer.

TERMINATION CLASSIFICATIONS AND CRITERIA

There are two types of termination criteria, unsuccessful and neutral discharge. These criteria have been developed by the New Leaf Program Treatment Team and Specialized Docket Advisory Committee. The New Leaf Program Specialized Docket Judge has ultimate discretion in determining termination from the specialized docket.

UNSUCCESSFUL TERMINATION

The following are examples of unsuccessful termination reasons:

A. Ongoing non-compliance with treatment or resistance to treatment;

B. New serious criminal convictions or charges:

C. A serious specialized docket infraction or series of infractions; or

D. A serious community control violation or series of violations.

In the event of an unsuccessful termination, the following may occur:

A. Loss of future eligibility for the specialized docket;

B. Further legal action including revocation of Intervention In Lieu of Conviction, probation or parole violation; or

C. Depending on the circumstances, the participant may be subject to jail and/or prison and other penalties.

NEUTRAL DISCHARGE

There may be circumstances in which the participant is discharged from the New Leaf Program through a neutral discharge status. This status is accessed in situations where the participant has reached maximum benefit for various possible reasons:

A. A serious medical condition;

B. Cognitive impairment;

C. Serious mental health condition;

D. Death; or

E. Any other factor that may keep the participant from meeting the requirements for successful completion.

CHAPTER 10: SUBSTANCE MONITORING

Substance use monitoring for the New Leaf Program is based on individual drug testing plans maintained within the individual treatment and case plans. The New Leaf Program monitors your substance use by random, frequent, and observed alcohol and drug testing protocols. Substance testing is the last supervision and monitoring tool that is decreased as the participant progresses through the program. The specialized docket in this chapter explains its substance monitoring program in terms of randomness, frequency, and observation.

The New Leaf Program Treatment Team has clearly established plans for addressing participants who test positive at intake or who relapse during program participation. If a participant tests positive at intake, the test will determine the level of treatment services required, as well as establish future testing expectations. If a participant relapses, these plans include increasing the level of treatment, increasing the frequency of testing, and other sanctions determined by the New Leaf Program Specialized Docket Judge.

The Specialized Docket Judge ensures that the random alcohol and drug testing plans and subsequent sanctions are enforced and reinforced. The Specialized Docket Judge is notified of positive drug test results immediately and at the New Leaf Program Treatment Team meeting. The following acts are treated as positive tests and will be immediately sanctioned:

A. Failure to submit to testing within time frame allotted;
B. Submitting an adulterated sample;
C. Submitting the sample of another individual;
D. Dilution of sample.

DRUG TESTING PROCEDURE

You agree to submit to random, frequent, and observed alcohol and drug screens a minimum of twice per week throughout the entirety of the program. You may be required to test more than twice per week if ordered to do so from the treatment provider, probation officer or the Specialized Docket Judge. The Probation Department will utilize a random automated system to determine the participants tested and the participants will be required to call the automated system 7 days per week including holidays.

You will be tested either by urinalysis or orally with an instant drug screen or a send out test. You agrees to travel to the testing location at either their treatment agency or the Geauga County Common Pleas Court during the hours indicated for testing (8:00am to 4:15pm). During weekends and holidays, you will test at the Geauga County Safety Center between 8:00am until 5:00pm. If you fail to provide a urine sample when requested, it will be the same as a positive test and immediately sanctioned. A diluted sample is considered a positive test and will be immediately sanctioned. Should you tamper with or adulterate the urine sample, including submitting the sample of another individual, it will be considered a positive test, and you will be immediately sanctioned.

If you test positive, you may request that the sample be retested for confirmation. In addition to sanctions for positive tests, the Judge and Treatment Team may require a change in your treatment plan. The Judge and Treatment Team understand the difference between relapses in the beginning of treatment versus later in the program and treatment and/or sanctions are used when appropriate and enforced by the Judge.

You shall also submit to testing of breath, hair follicle, blood or other method as required by the New Leaf Program Treatment Team and/or ordered by the Judge. Your drug screen may be randomly selected to be periodically tested for detection of new emerging drug trends.

NO ALCOHOL OR ILLEGAL/MOOD ALTERING SUBSTANCES

You are not allowed to use, possess, or have under your control any alcohol and/or use any mood-altering substance, including non-prescribed medication, federally controlled substances, illegal drugs, or abuse any otherwise legal household or industrial item, such as paint, solvents, or aerosol spray products. Environmental exposure is prohibited and can result in a sanction.

PHYSICIAN PRESCRIBED MEDICATIONS

You must report all prescribed medications to your Probation Officer or other designated personnel. You must provide verification of any prescription from your doctor, including signing a release to contact your doctor. If the doctor deems it necessary to prescribe an addictive narcotic, you must submit a letter to the Court from the doctor stating he/she is aware of their status as a recovering person, and that he/she has made aware of the participation in the New Leaf Program. Sharing your prescriptions with another person is against the law and forbidden.

You must take all prescribed medications strictly as directed. If you test positive for a controlled substance and have not followed the prescription drug policy, you will be sanctioned.

OTHER PROHIBITED SUBSTANCES/ITEMS

You must also inform your New Leaf Program Caseworker, counselor, and/or team member of any over-the-counter medications you are using. You are not permitted to use any over-the-counter medications containing alcohol (i.e. Nyquil), consume any poppy seeds, use any type of CBD oil, synthetic or designer drugs such as Kratom, or any hemp products, medical marijuana, huffing agents, and any other mood-altering substances.

In addition, the participant is responsible for having knowledge of all active ingredients in over-the-counter medications. Environmental exposure is prohibited and can result in a sanction.