



Contra Costa Superior Court  
**Veteran's Treatment Court Program**  
**PROGRAM CRITERIA & REFERRAL GUIDE**

1. **Criteria for referral to Veterans Treatment Court**

- A. Veteran
- B. VA eligibility
- C. Contra Costa County resident
- D. Ineligible offenses (listed in Pen. Code § 1170.9):
  - i. subdivision (c) of Section 42002.1 of the Vehicle Code;
  - ii. Pen. Code § 261.5(d) felony;
  - iii. Pen. Code § 286(c);
  - iv. Pen. Code § 288.
  - v. Pen. Code § Section 287(c) [or former Pen. Code § 288a];
  - vi. Pen. Code § 288.5.
  - vii. Pen. Code § 289(j).
  - viii. An offense carrying the requirement to register pursuant to Pen. Code § 290.
- E. Criminal history
- F. Treatment assessment & prior efforts at treatment
- G. Willingness to commit to treatment and the program
- H. Ability to comply with terms and conditions of the program

\*\*The final decision to accept or reject a participant will be made by Judge Campins.\*\*

2. **Defendants being referred to VTC should be calendared as follows:**

- A. One Friday per month (check with D10 for schedule)
- B. Department 10
- C. 10:00 a.m.

3. **Custodial Status – Felonies**

- A. At least one week prior to the hearing date, counsel must file documents outlining the defendant's eligibility and suitability for diversion. Those documents must contain the following information:
  - i. Brief description of the defendant's background regarding military service
  - ii. Explanation of the nexus between the defendant's eligible condition and the military service.

- iii. If necessary, a request for the court to seal any confidential health information from the public record.
  - iv. DD-214 (Certificate of Release or Discharge from Active Duty) unless the defendant has already established Veteran's Administration (VA) healthcare eligibility.
- B. At the hearing, additional argument will be heard from the defendant and the District Attorney. The court will also consider information provided from the Veterans Justice Outreach (VJO) Specialist.
4. **Filing Process**
- A. If a defendant is being considered for referral to VTC and has charges that would require him/her to remain in custody until the next court hearing, calendar on the next regularly scheduled calendar.