



Contra Costa Superior Court

Veteran's Treatment Court Program

PARTICIPANT CONDITIONS

PARTICIPANT'S NAME:	
DOCKET NUMBER(S):	PARTICIPANT ATTORNEY:

VETERAN'S TREATMENT COURT CONDITIONS

I understand that my participation in this program is conditioned upon my eligibility for the Veteran's Treatment Court Program. If at any time after my entry into this program, it is discovered that I am, in fact, ineligible to participate in the program or have violated the terms of my Veteran's Treatment Court contract, I may be immediately terminated from the program and/or face probation violation proceedings.

GENERAL PROBATION CONDITIONS/DIRECTIVES

- _____ 1) OBEY ALL LAWS.
- _____ 2) DRESS / BEHAVIOR FOR COURT
Appropriate dress in Court and at Treatment Facilities is required.
 - a. Clothing bearing gang, drug/alcohol or crime related themes are inappropriate and are not to be worn.
 - b. Sunglasses are not to be worn in the facility or Court (unless medically prescribed).
 - c. Be respectful in the courtroom. Do not exhibit disruptive behavior. Non-compliance in the courtroom will result in a violation and/or a day of work project.
- _____ 3) Do not bring drugs/alcohol or weapons to the treatment facilities. This will result in termination from the program and possible criminal charges and/or a violation of probation.
- _____ 4) Do not come to the facility under the influence of drugs or alcohol. You will be directed to leave, with a violation which may lead to a sanction.
- _____ 5) Do not associate with persons who are known to you as illegal users or sellers of dangerous drugs or narcotics, nor be in places that are known for illegal drug activity or where drugs are present.
- _____ 6) Report as directed and comply with all reasonable directives of probation officers and treatment staff.

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- _____ 7) Advise the Probation Department, the court and all treatment staff of any change of address or telephone number.
- _____ 8) Clients may be required to test on any day of the week and may be contacted at home or directed to a treatment center or the Probation Department to complete drug testing, by any staff member.
- _____ 9) Within two (2) business days after your first meeting with a Probation Officer you are directed to make contact with the Criminal Clerk's Office of the Court to obtain the balances owing on any past and current cases including any victim restitution owing. Contact your Probation Officer if you are interested in volunteering your time to assist with paying victim restitution fees, or to satisfy a Court ordered sanction.
- _____ 10) Operation of a motor vehicle requires a valid California driver's license. If found operating a vehicle without a valid license, your keys will be taken/held by staff. Clients may be subject to a citation by law enforcement and/or jail sanction. Subsequent violations may result in termination.
- _____ 11) Submit your person, your place of residence, any vehicle, personal property, or locker under your control to search and seizure by a peace officer any time of the day or night, in or out of your presence, with or without probable cause, with or without your consent, with or without a warrant. If applicable, this also includes a search of any electronic device that you have in your possession, and are authorized to possess, for any evidence of criminal conduct or violation of your terms of supervision.
- _____ 12) You may not leave the State of California at any time without first securing permission from your probation officer and completing the appropriate procedures to do so. You are not to remain away from your regular residence for more than 72 hours without first having secured permission from your probation officer.

TIME COMMITMENT

- _____ 13. I agree to follow Veteran's Treatment Court requirements for a minimum of eighteen (18) months.

SOBRIETY / SUBSTANCE ABUSE TESTING AND REHABILITATION

- _____ 14. I understand that I must successfully complete up to one year of substance abuse treatment or any other program deemed appropriate by the Veteran's Treatment Court.
- _____ 15. I understand that during the entire course of the Veteran's Treatment Court program, I will be required to attend court sessions, treatment sessions, submit to random drug testing, remain clean and sober, and law abiding. I agree to abide by the rules and regulations imposed by the Veteran's Treatment Court. Clean and sober means: **NO ALCOHOL, NO MARIJUANA EVEN WITH A 215 CARD, AND NO OTHER NARCOTICS OR OTHER DANGEROUS DRUGS WITHOUT A PRESCRIPTION BY A TREATING PHYSICIAN.**

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_____ 16. I understand that if I do not abide by these rules and regulations, I may be sanctioned or deleted from the program.

COURT APPEARANCES

_____ 17. I will come to court as ordered. If I am doing well in my programming, the Court may reward me by increasing the time between my court appearances.

_____ 18. If I am in residential treatment, I will come to court as ordered by the court.

_____ 19. I understand I must arrive in court on time and that I must remain until the last case is heard or until excused.

_____ 21. I agree not to schedule work, appointments, or other obligations which conflict with my court appearances without permission from the Court.

_____ 22. Your attorney of record will represent you in Veteran’s Treatment Court.

CASE MANAGEMENT AND TREATMENT PROGRAMING

_____ 23. The Department of Veteran's Affairs (V.A.) through their Veteran's Justice Outreach (VJO) will assist with the development of a treatment plan and provide referrals to needed V.A. programs and services.

_____ 24. I agree to follow all V.A. agreements, terms, regulations and rules regarding treatment plans and testing.

TERMINATION FROM PROGRAM

_____ 25. Failure to comply with the V.A.; Veteran's Treatment Court Program rules including the conditions of probation; and/or if the participant is found not amenable to treatment.

_____ 26. Failure to perform and a lack of progress in the Veteran's Treatment Court program may be grounds for termination.

_____ 27. New Offenses

- a. Felony filings: unless dismissed in the interests of justice.
- b. Misdemeanor filing: To be handled on a case by case basis. Sex cases will result in automatic termination.
- c. Arrests not filed: To be treated like a rules violation.

_____ 28. Presumed Termination from VTC

- a. Failure to report to Probation after sentencing combined with FTA at first court appearance after sentencing.
- b. Failure to report to and/or attend programming.
- c. Threatening or disrespectful behavior toward program staff or fellow participant.

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- d. Leaving residential treatment without permission or being terminated from residential treatment for negative behavior.

_____ 29. Automatic Termination from VTC

- a. Court FTA and absence for at least 45 days after:
- b. Failure to attend programming; or
- c. Abscond from residential treatment
- d. Forging required documents.
- e. Any attempt to dilute, substitute, tamper with or otherwise falsify the result of a drug test.

_____ 30. Contested Termination Hearing Procedures

If a VTC participant disputes the factual basis of the reason(s) of his/her termination from VTC, the following procedures apply:

- a. The District Attorney and/or Probation Officer will submit to the Court all writings (as defined by Evidence Code § 250) that support a violation of the participant's conditions.
- b. Defense Counsel will submit to the Court all writings (as defined by Evidence Code § 250) that constitute a defense and/or mitigates a violation of the participant's conditions.
- c. Hearsay evidence is allowed. The parties will argue their positions based upon the writings submitted to the Court. The participant has the right to speak to the Court in his/her defense and/or mitigation prior to the Court's ruling.
- d. Participant reserves the right to call witness/witnesses if Defense Counsel believes it could make a difference in the decision to terminate the participant.

INCENTIVES

_____ 31. Incentives for good program performance will include but not be limited to:

- a. Phase advancement.
- b. Less frequent court appearances
- c. Gift cards
- d. Certificates or other formal recognition

SANCTIONS

_____ 32. Sanctions for violations of program conditions, regulations, and rules will include, but not be limited to the following:

- a. Jail / flash incarcerations. For serious violations of Veteran's Treatment Court supervision, or for repeated, less-serious violations, the court may

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impose short terms of incarceration. Any time spent in custody on a sanction will not constitute custody credits if participant is later deleted from Veteran's Treatment Court and the suspended sentence is imposed.

- b. Increased court appearances.
- c. Increased level of service (In patient treatment programs).
- d. Community service hours.
- e. Court observation.
- f. Increased drug testing.
- g. Additional self-help meetings (NA/AA).
- h. Sober living.
- i. Termination from the program.

GRADUATION/COMPLETION

- _____ 33. Graduation occurs after completing treatment plan and an appropriate period of aftercare supervision. The time period of aftercare to be determined. In addition, in order to graduate the participant must also do the following:
 - a. Achieve an understanding of addiction and its impact on personal life, criminal behavior, and relapse prevention.
 - b. Fulfill treatment goals and objectives.
 - c. Achieve an understanding of the importance of clean and sober fellowship.
 - d. Evidence of achievement of a, b, and c will be shown through a short statement to be presented by the participant.
- _____ 34. I understand that the graduation ceremony is for my benefit and recognizes my progress in treatment and recovery. I may invite family members and friends to the event.

MISCELLANEOUS RULES

- _____ 35. I agree to execute any further Release of Information forms required by the Veteran's Treatment Court. I understand that any information obtained from this release will be kept in a sealed enveloped in the court file and may not be disclosed to anyone absent a court order with the exception of the VTC team.
- _____ 36. If I bring small children to court, I will also have someone with me who can care for them when necessary, such as when I need to appear in front of the Judge.
- _____ 37. I understand that I may not work as a confidential informant with any law enforcement agency while I am a Veteran's Treatment Court participant, nor may I be made or encouraged to work as a confidential informant as a condition of my full participation in the Veteran's Treatment Court Program.
- _____ 38. I will report all law enforcement contact to the Veteran's Treatment Court.

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_____ 39. If I wish to change my Contra Costa County residence for any reason, I must seek approval of Veteran's Treatment Court at least ten (10) days in advance.

PARTICIPATION AFFIRMATION

_____ 40. I understand that participation in Veteran's Treatment Court is a privilege, not a right, and that it is a great opportunity to obtain information, skills, services, and associations to help me change my life and fulfill my potential. I promise to give Veteran's Treatment Court my honest and best efforts.