

Marion County Drug Treatment Court Diversion Program

Participant Information May 2008

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Indiana Criminal Justice Institute, Bureau of Justice Assistance, U.S. Department of
Justice, Drug Free Marion County



Welcome to the Marion County Drug Treatment Court Diversion Program

Mission Statement

In an effort to integrate the treatment community and the criminal justice system and serve as a catalyst in development of a treatment-based drug court, members of the planning team developed the following mission:

“To promote public safety by delivering a coordinated, accountable substance abuse treatment program designed to reduce drug use and curtail future criminal activity of nonviolent, drug abusing offenders and their families.”

The Marion County Drug Treatment Court is committed to providing access to intense treatment services in order to break the cycle of drug addiction and crime in Marion County. This booklet will provide you with information about the Drug Treatment Court Diversion Program and what is expected of you as a program participant. We encourage you to share this information with your attorney, family, friends, employer or anyone else that is impacted by your participation in this program. We look forward to working together as you begin the process of long term recovery.

Program Conception

In 1996, the Marion Superior Court Presiding Judge, Marion County Prosecutor, Chief Public Defender and a Probation Treatment Officer formed a planning team to develop and implement a sentencing alternative called a treatment-based drug court program. This team traveled around the country examining other successful drug courts and returned ready to implement their own treatment based drug court.

“Problem solving courts” are designed to relieve crowded felony dockets, reduce case processing time, establish mechanisms for creative and effective disposition, and most importantly link defendants to community-based treatment programs in an effort to reduce drug use and drug-related crime (United States Department of Justice, 1996). The use of a treatment-based drug court program can result in substantial savings to the criminal justice system and free up jail space for more violent offenders and drug dealers.

In 1997, the Marion Superior Court received a planning grant from the United States Department of Justice to develop a drug treatment court program and in September 1998 received an implementation grant to operate the program. In October 1998 Marion Superior Court implemented the diversion program allowing eligible participants to complete a drug treatment program with case management services in lieu of prosecution. Marion Superior Court’s drug treatment court program is a docket on Marion Superior Court 14 and will further be referred to as either the Marion County Drug Treatment Diversion Program or the Marion County Drug Treatment Court (DTC).

Non-Discrimination Policy/ Eligibility Criteria

To be considered for program participation you must be found eligible by the prosecutor's office based on your pending charge and criminal history.

It is the policy of the Marion County Drug Treatment Court that no person will be discriminated against on the basis of:

- Race.
- Religion.
- Gender.
- Ethnicity.
- Age.
- Handicaps /Disabilities (within the guidelines of the American Disabilities Act and ability to meet all program requirements)

Offenders eligible for diversion to the treatment-based drug court diversion program are non-violent adult men and women (age 18 and older) who have been arrested for the following offenses:

- Possession of a Controlled Substance, Class C and D Felony
- Possession of a Controlled Substance, Class A and B Felony decided on a case by case basis by the Prosecutor's Office.
- Possession of Cocaine or Narcotic Drug, Class C and D Felony (Class A and B are considered on a case by case basis)
- Possession of a Controlled Substance, Class A and B Felony decided on a case by case basis by the Prosecutor's Office.
- Possession of Marijuana >30 grams, Class D Felony
- Theft, Class D Felony
- Attempting to Obtain a Controlled Substance by Fraud or Deceit, Class D and C Felony
- Forgery, Class C Felony
- Burglary, Class C Felony
- Prostitution, Class D Felony
- Possession of Paraphernalia, Class D Felony
- Habitual Traffic Violators are evaluated on a case by case basis by the Prosecutor's Office.

Potential participants must not possess any of the following characteristics:

- No evidence of significant dealing in instant offense or prior arrests
- No prior convictions for dealing in substances
- No prior charges filed or convictions for any of the following:
Any "crime of violence: as defined by IC 35-50-1-2 (i.e. murder, voluntary manslaughter, involuntary manslaughter, reckless homicide, aggravated battery, kidnapping, rape, criminal deviate conduct, child molest, robbery A or B Felony, burglary A or B Felony, and causing death with a motor vehicle)
- No history of firearm violence
- No prior charges filed for criminal recklessness (Can be considered on a case by case basis by the Prosecutor's Office)

- No juvenile filings for offenses or true findings stated in exclusion criteria
- No open warrants
- Not currently on probation or parole unless the parole board or sentencing Judge is willing to transfer supervision of the case to the DTC or in some other manner resolves these matters to the satisfaction of the Prosecutor's Office.
- No prior charges filed for domestic violence related offenses
- No prior convictions for felony battery offenses
- Charges pending out of county and/or other pending charges otherwise excluded per program criteria
- No current pending charges for OVWI

Other factors taken into consideration are:

- History of chronic mental illness, instability or suicidal behavior which would prevent the person from being able to fully participate in the program.
- The use of narcotic medication to treat chronic pain
- Willingness to comply with court ordered drug treatment services
- Ability to physically participate in treatment activities (within guidelines of the American Disabilities Act)
- Must meet clinical criteria for substance abuse or dependence
- Defendant's ability to pay restitution within time frame of program

NOTE: A person does not have the automatic right to participate in the drug treatment diversion program.

Sign the DTC Plea Agreement

The DTC plea agreement is a legal document that you must sign in order to enter and remain in the program. Your signature indicates that you understand and agree to all the terms of the DTC. You must review this document with your private attorney or public defender assigned to DTC. If you agree to participate in the program, you and your attorney submit the plea agreement to the court. Once you sign the plea agreement, you have two weeks to "try out" the program. If after two weeks you do not wish to continue in the program, you can "opt out" and return to a regular adversarial docket with your full constitutional rights restored. If, after the two week period you wish to "opt in" the program, you will be bound by all the terms of the plea agreement. If you successfully complete the program your charges will be dismissed. If you are terminated from the program or withdraw from the program, your case will be set for sentencing according to the terms of the plea agreement. If you have questions about this process you should consult your attorney.

As a participant you must agree to comply with the following program requirements:

- Attend all court sessions
- Attend all group sessions with treatment provider
- Attend 12-Step Meetings or other meetings as approved by the DTC team
- Submit to drug testing
- Comply with all other components specific to your individualized treatment plan

Marion County Drug Treatment Court User Fee

As a participant of the Marion County Drug Treatment Court you are assessed a one time program fee of \$500.00. In order to successfully graduate from the program your user fee must be paid in full. To satisfy this debt prior to your graduation it is strongly suggested that you pay a minimum of \$42.00 a month toward your user fee. Failure to do so may result in a community service work sanction. Payments are made directly to the clerk's office at the City County Building.

It is extremely important to keep your receipts. Receipts will serve as proof of payment and allow the Program Coordinator to make adjustments on your behalf if your user fee is applied to the wrong program index.

The Diversion Court Team

The presiding Judge will make all decisions regarding your participation in the Marion County Drug Treatment Court Program (DTC) with input from the Court Team. The team consists of the following members:

- Drug Treatment Court Program Coordinator
- Case Manager
- Treatment Provider
- Prosecutor
- Public Defender

Court Hearings

As a participant, you will be required to appear in court on a regular basis. The number of times you must appear depends upon your progress and the phase of DTC in which you currently are. Failure to appear will result in a warrant being issued for your arrest. If you are arrested, your detention in jail will be, at a minimum, until you can appear before the court. Once you appear in court you may face a further sanction and/or termination from the program. If you surrender to the court, your time in jail may be greatly reduced. If you have questions about your court appearances, you may contact your case manager or your attorney.

Progress Reports

Before your court hearing, the Judge and the court team will be given a progress report. The progress report will discuss your drug testing results, attendance, participation and cooperation in the treatment program, employment and your participation in other requirements. The Judge may ask questions about your progress and discuss any problems you may be having. If you are doing well you may be rewarded with reduced program requirements or, at times, other incentives like movie tickets. If your progress reports show that you are not doing well, the Judge will discuss this with you and determine an appropriate response which could include a sanction. Responses can vary based on the individual and may include a revision in your current treatment plan, increased court attendance, community service hours, a change in your phase of treatment and/or other options as deemed appropriate by the court team.

Incentives and Sanctions

Upon the recommendation of the team, participants may be given **rewards or incentives** for compliant behavior. Common incentives are praise by the Judge, getting called up first, promotion to the next phase, certificates of graduation and monthly random give away for participants in the “good group.” Sanctions are given for non-compliant behavior. Common sanctions may include community service work, jail stays, demotion to a previous phase, increased drug screens, sentences and essays, and termination.

Phases of Diversion Court

DTC is a minimum of a 12-month program divided into three phases. A Participant must successfully complete each phase before transitioning to the next phase. Each phase has a key concept or focus.

PHASE ONE	
Key Concept:	Assessment, Detoxification Education and Stabilization
Length of phase:	8-12 weeks minimum
Staff will help you	Go through detoxification if needed, develop your motivation to go through the program, assess your need for additional community services, assist with budget planning to cover the cost of the DTC and become educated about your chemical abuse/ addiction and its effects and risks.
Requirements:	Complete intake with your assigned case manager, have a legal orientation with the DTC public defender, complete assessment with the treatment provider, attend groups/individual sessions as recommended by the treatment provider(s), follow your individualized treatment plan, follow treatment recommendations, attend 12 step meetings- minimum once a week although more are encouraged, call the drug line daily, submit to weekly random urine drug screens, attend a court session weekly (Tuesday @ 3:00 pm or Wednesdays @ 10:00 am), start paying on your DTC user fee and your treatment provider fee.
PHASE TWO	
Key Concept:	Learn to Overcome Barriers to Recovery and Develop a Comprehensive Relapse Prevention Plan
Length of phase:	12-16 weeks minimum
Staff will help you	Stabilize your environment and your behavior, find and maintain employment, understand your strengths and weaknesses, obtain treatment for health problems related to your addiction, educate you on tools to prevent relapse, and assist with accessing other community resources.
Requirements:	Meet regularly with your treatment provider(s) as outlined in

	your individualized treatment plan, follow treatment provider's specific treatment plan and recommendations, call the drug line daily, submit to weekly random urine drug screens, attend 12 step meetings a minimum of twice a week however more are encouraged, attend court twice a month (Wednesday @ 3:00 pm), attend case management sessions as needed, and continue paying on your DTC user fees and treatment provider fees.
PHASE THREE	
Key Concept:	Aftercare Maintenance of Recovery and Responsibility to Self and Others
Staff will help you	Keep n track and focused on recovery
Length of phase:	5-7 months
Requirements:	Meet regularly with your treatment provider(s) as outlined in your individualized treatment plan, follow your treatment provider's specific treatment plan recommendations, attend 12 step meetings a minimum of twice a week however more are encouraged, call the drug line daily, submit to weekly random urine drug screens, attend court sessions monthly (Wednesday @ 3:00 pm) attend case management sessions as needed, and pay off your DTC user fees and treatment provider fees.

Moving From Phase to Phase

To move from **Phase One to Phase Two**, you must complete the following:

- Spend a minimum of 8 weeks in Phase 1
- Receive a recommendation for promotion from your treatment provider
- Show no positive, diluted or missed drug screens in at least a 30 day period
- Complete all other court requirements i.e. community service work (CSW), make up missed treatment groups etc...
- Pay on your DTC user fees, treatment provider fees or have an accepted payment plan in place
- Gain employment or have an employment plan in place unless excused by the DTC team.

To move from **Phase Two to Phase Three**, you must complete the following:

- Spend a minimum of 12 weeks in Phase Two
- Receive a recommendation for promotion from your treatment provider
- Show no positive, diluted or missed drug screens in at least a 30 day period
- Complete other court requirements i.e. CSW, make up missed treatment groups, etc...
- Pay on your DTC user fees, treatment provider fees or have an accepted plan in place
- Gain full-time employment (unless excused by the court team)

In order to graduate from the Diversion Court program, you must do the following:

- Spend a minimum of 12 months in the program, successfully completed all three phases and spend at least 3 months in phase 3.
- Receive a recommendation for graduation from your treatment provider
- Show no positive, dilute or missed drug screens **in a 90 day period**,
- Complete all court requirements i.e. CSW, make up missed treatment provider groups, etc...
- Have maintained steady employment or an approved plan to accomplish your vocational and educational goals unless excused by the DTC team.
- Remain crime free for a minimum of 90 days prior to graduation.

Graduation

Graduation from Diversion Court is recognized as a very important event. Upon graduation your charges will be dismissed. The court sponsors a graduation ceremony on behalf of all the graduates, and you are encouraged to bring your friends and family for the ceremony and the small reception afterwards.

Termination From DTC

You will face termination:

- If you pick up a new arrest, it is at the prosecutor's discretion whether to accept it or not.
- If you fail to appear to court (FTA)
- Anytime you fail to appear to court you are risking termination however, if you remain a fugitive for a period longer than six months, you shall be terminated. Once you are arrested you will most likely remain in custody until you are sentenced.

You will be automatically terminated:

- If you are arrested for a new offense which involves a victim

Other violations which could result in termination include the following:

- Continued missed, diluted and/or positive drug tests
- Falsification of urine drug screens or court documents
- Continued lack of progress with treatment goals
- Any violence or threat of violence directed at anyone

A missed appearance at court will result in a warrant being issued for your arrest

12 step meetings are required: Twelve step meetings include Alcoholics Anonymous, Narcotics Anonymous or Cocaine Anonymous. Meetings are available during the evenings, daytime, or weekends. You may obtain information from your case manager or therapist regarding meeting times and location. Often times other group members are willing to provide transportation to and from these meetings.

If you have concerns about this requirement please feel free to speak with your case manager or attorney. In some circumstances alternative meetings might be able to take the place of 12 step meetings if approved by the court.

Submitting to Drug Tests

Diversion court participants must submit to random drug testing as ordered by the court. Positive, missed and diluted drug screen results will result in sanctions from the court. Failure to report for drug testing or submission of a diluted drop will be treated as a positive screen. If you are caught tampering with or falsifying a drug screen, you will be severely sanctioned. It is important to understand that you must submit a minimum of 30 ml in order for your urine to be tested. Be prepared to give a full sample when you appear at the lab.

UDS Procedure

As a participant in DTC, you will be randomly drug tested throughout the program. All drug testing will be done in the Marion Superior Court Drug Testing Laboratory, located in the basement of the City County Building.

Your case manager will give you a “request for picture I.D. form.” You must take this form to 641T of the City County Building to get a picture I.D. with a barcode made.

You may NOT use previously issued probation or pre-trial I.D. cards. The barcode on the card indicates who should receive the test results. Using a previously issued card will cause problems with DTC staff receiving your results and could result in a sanction.

Each day (Monday through Friday) **after 6:30 a.m.** you are to call 327-DRUG (327-3784). A pre-recorded message will ask you to enter your gallery number. The number you entered will then be repeated back to you. You will then be asked if the number entered is correct. If you make a mistake, you will be able to enter the correct number. At that time you will be told to either report to the lab to provide a sample or not. If you are to provide a sample, you must do so that same day. If you are not scheduled to drop and are told to call back, please do so the next business day after 6:30 a.m. **Please listen to the entire message.** You will be given a verification number at the end of the message if you are scheduled to drop. There is no such thing as a make-up drop, so you must submit the drug screen when you are instructed to do so. If there are any problems, you should contact your case manager immediately.

The drop schedule will be specific to you and your gallery number, so your drop schedule will be different from other participants in the program.

The testing procedure will be as follows:

- Report to the laboratory in the basement of the City-County Building, Suite G30.
- Present your court issued picture I.D and pay \$8.00 to cover the cost of the test.

If you are unable to pay for the cost of your test, you must speak to your case manager during office hours either in person or over the phone. Vouchers are

Mood Altering and Controlled Substances

The Marion County Drug Treatment Court is an **abstinence based program**. Abstinence is defined as refraining from the use of **any substance** which alters mood. Mood altering substances are defined as any substance, legal or illegal, which may be taken with the intended or unintended outcome of altering your mood. **Controlled substances** are defined as those substances managed under the Controlled Substances Act (Schedule 1 through Schedule 5). Not all mood altering substances may be considered controlled substances, though all controlled substances are considered mood altering.

Alcohol is considered a mood altering substance **in any amount**. This means **no use of any alcohol** and/or any **illicit drugs** (i.e. marijuana, methamphetamine, ecstasy, crack, hallucinogens, etc). Narcotic medications are forbidden unless the prescription policy listed later in this document is strictly followed.

It is also strongly recommended that you do not use the following medications as they may interfere with your drug screen and/ or your recovery: **Any over the counter (OTC) medications which contain ephedrine (i.e. weight loss medication pseudoephedrine, Sudafed), alcohol (i.e. cough syrup) benadryl compounds/ diphenhydramine (i.e. Unisom, Benadryl, Tylenol PM) and medications containing DXM.** Always make sure you read the labels of any medication or supplement you use.

Although not a medication, poppy seed ingestion of any kind is prohibited.

The use of any mood altering or controlled substances is considered detrimental or potentially detrimental to your recovery. It is important to remember that non-narcotic/non-addictive prescription medications to treat mental health problems such as depression and anxiety are often essential to treat the diagnosis. Please follow the advice of your mental health provider, primary care physician or psychiatrist who prescribes this medication to you.

Treatment of Pain

Pain can be a significant issue for anyone. Pain in a person with an abuse or a dependency diagnosis requires special considerations. If you are experiencing significant and acute pain, you may need pain relief. **Ideally narcotic pain medications should only be prescribed by your Primary Care Physician and must follow the prescription drug policy. If you find yourself in a medical emergency and present to the emergency room make sure that you are familiar with the prescription drug policy so that you will have adequate written information from the examining doctor.** The prescription policy is in place to ensure that the medication that you are prescribed is as safe as it can be for your recovery.

It is essential that you inform DTC immediately of any potential situations where you may be prescribed a mood altering substance (i.e. dental surgery, emergency room visit, accidents etc...)

If you have a medical condition that necessitates the continued use of narcotic pain medication throughout the program you will not be considered medically capable of participating in DTC.

An initial and continuing requirement of your participation in DTC is to inform the treatment staffing team of **all** your prescribed medications as well as all over-the-counter medications, vitamins, and herbal supplements that you take. Some over-the-counter medications, vitamins, and herbs may affect the results of your drug screens as will some food and beverage supplements.

As a participant in the Marion County Drug Treatment Court, you are agreeing not to use alcohol and illegal drugs during your time in the program.

Controlled Substance/ Narcotic Prescription Drug Policy

If your doctor gives you a prescription for a narcotic drug, you must...

- Tell the doctor you are in a drug rehabilitation program;
- If the doctor feels it is medically necessary to prescribe you a narcotic drug, you will need to have the doctor write the DTC Team a letter. The letter should state that he/she is aware you are in an abstinence based program and are in recovery from an addictive substance but that it is still necessary for you to have the drug;
- Show your case manager the receipt and any other information about the drug that you receive from the pharmacist; and
- Sign a release for the DTC staff to communicate with your doctor about the prescription. You will need to give your case manager your physician's name and telephone number. **Be advised that you doctor will be notified to verify the authenticity of the document that you submit.**

If you test positive for drugs and claim it is because you took a prescription drug, the DTC **will not accept your excuse unless:** a doctor prescribed the drug **to you,** you told the doctor you were in a drug rehabilitation program, and you discussed the medication with your case manager as shown above.

Marion County Drug Treatment Court Guidelines

DTC is a recovery program. To be in this program, you will need to do certain things (and not do other things) which show that you are serious about living a life that is clean, sober and crime-free. The rules you must follow to do this are shown below.

Report to case manager when necessary

Your court case manager may provide you with information on group meetings, twelve step meetings, employment opportunities, education programs and other community resources. You must keep your case manager informed of any changes in your address or employment. The contact information you provide to your case

manager will be used to contact you in the event of changes in the court or group schedule. You should contact your case manager whenever you have questions about program requirements. You should contact your attorney regarding legal matters related to your participation in the program or if you have a question about your case. Your attorney will discuss the necessary contract with your lawyer during the legal orientation.

Pay all fees associated with treatment services

DTC participants are expected to pay the costs associated with all treatment services and drug testing. Fees for group sessions are a minimum of \$10-\$20 per session. Payment is made directly to the treatment provider. If you have concerns about your ability to pay for services, please discuss this with your case manager and the treatment provider.

Treatment Participation/ Attendance

Treatment participation is the keystone of DTC. Group and individual sessions will provide you with the recovery and life tools that you need to succeed. Attendance is a requirement in order to successfully complete DTC. If you miss a group session due to illness or death in the family you must provide the court with documentation.

Work, fatigue, doctor appointments, lack of transportation or lack of childcare ARE NOT an acceptable reason for missing group. (unless they are documented emergencies and could not have been planned for) All your groups are scheduled in advance in order that you will be able to make arrangements with your employer and arrange childcare. It is recommended that you exchange phone numbers with other group members in the event that you need transportation to or from group. **You are required to make up any missed appointments, meetings or classes. You are required to contact your treatment provider and make arrangements in advance to make up required classes. Being too late for an appointment can also count as a missed session.**

Employment

All participants are required to be employed in an acceptable, full-time job or educational program by the end of Phase I. A job must be consistent with all aspects of the individual's recovery, or the job must be changed. Final determination of "acceptable job" rests with the Marion County Drug Treatment Court Team. The only exception to employment is documented, verifiable disability that prevents employment. If you feel that you have a circumstance that prevents you from gaining employment that is outside this exception please see your attorney/public defender for guidance.

To be acceptable for purposes of DTC in most cases, a job must meet all of the following criteria

- Provide regular work of at least 37 hours per week
- Result in a regular paycheck.
- Be able to be confirmed, both hours and paycheck, by the case manager.
- Be compatible with DTC court obligations.
- Be compatible with recovery.

Various jobs are never acceptable, including but not limited to

- Jobs requiring lengthy or regular absences from the central Indiana area (such as over-the-road truck drivers)
- Jobs which require frequent travel out-of-state
- Jobs which require constant contact with alcoholic beverages, such as bartenders and wait staff
- Jobs which involve illegal activity or association with criminals
- Dancing in clubs
- Escort service

Other jobs may be unacceptable due to the individual participant's history of drug or alcohol abuse.

Case managers shall verify each participant's employment and employment should not be terminated without prior permission from your assigned case manager.

Any participant who does not have employment as provided herein shall perform uncompensated community service work until acceptable employment is established and verified. The purpose of this community service work is not punitive. It is to keep the individual occupied in a verified setting and to motivate the participant to obtain productive employment.

Violence and/or Inappropriate Conduct

You may not make threats toward anyone or behave in a violent manner. Violent or inappropriate behavior will not be tolerated and will be immediately reported to the Judge. This may result in sanctions, arrest and/or termination from the Program.

You may not bring any drugs, alcohol, or weapons into grounds of treatment facilities, the DTC Court offices or into Court. Any violations will be reported to the Judge and may result in sanctions, arrest and/or termination from the Program.

Living Sober

Living a clean and sober life means avoiding areas or situations in which you may be tempted to use drugs. You should avoid bars, restaurants which serve alcohol and any place that drug use or unlawful behaviors are occurring. Decisions such as housing and employment can be greatly affected by this. It is imperative anytime you are considering changing a major aspect of your life that you discuss it with the court staff.

Friends and Associates

Living a clean and sober life means avoiding friends who abuse drugs and alcohol, and the places where they hang out. If you continue to hang out with people who are using and/ or involved with illegal drugs/alcohol, it could contribute to your receiving sanctions, being arrested and/or cause you to be terminated from the DTC Program.

Dress Code

You are to dress appropriately for your court appearances and for any meeting you may have with court staff. If you are not, the staff will address the matter. You are expected to wear clothes that would be suitable for an interview or a church service. As a person in recovery, your clothing choices should reflect the positive changes you are making in your life, including your self image and the way you present yourself to others. Do not wear revealing tops, short skirts, shorts or pants slung below the waist. Sexually provocative dress, clothing with writing or pictures that advocate an illegal lifestyle, and/or gang related attire is inappropriate.

Court Room Behavior

You are expected to arrive at court on time. Many announcements are made at the beginning of the court session before the Judge arrives. If you do not get to court on time and miss the announcements, you will still be held accountable for what was said. You may also be sanctioned for being tardy. If your employment or education interferes with your court session, please see your case manager so that we can try to better accommodate your schedule.

All cell phones and pagers must be turned off during court. If any cell phones or pagers go off during court, they will be confiscated until the end of the court session.

Once you enter the courtroom, you are expected to remain in the courtroom until you go before Judge. If an emergency arises and you leave the courtroom, please be prepared to explain your behavior to the Judge. You may take turns speaking to the court staff/attorney in the hall, if necessary. Please refrain from talking while in the courtroom.

Court Room Protocol

Good Group

If you are in the good group you can leave after you speak with the Judge unless he indicates that your case manager needs to see you. If your case manager needs to see you then you may be asked to have a seat in the Gallery and speak to him after the court session.

Pending Group

If you are new and in the pending group and have been seen by the Judge, you may be required to have a seat in the gallery until the end of court. It is vital that you see the entire court process and not leave early.

Fair-Poor Group

After you speak with the Judge you may be required to have a seat in the gallery until the court session has ended or your case manager has dismissed you. Your case manager will meet with you after court if needed.

Jail

If you have been sanctioned to jail, have a seat with the Sheriff Deputy in the assigned chairs.

Accommodation

If the Judge allows you to accommodate your jail sanction to a different day or time you must turn yourself into court room 14 offices on the day assigned by the Judge. You must be there promptly at 1:30 pm. Dress comfortably, bring commissary money if you want and limit the belongings that you bring because it delays the book-in process. Remember to remove all your jewelry including tongue rings. If you attempt to smuggle in medication or other contraband on your person, it may result in additional sanctions, arrest and/or termination from the DTC. You may be subjected to an additional UDS on the date of your accommodated sanction to ensure continued abstinence from mood altering chemicals.

Honesty

Participants must be honest with staff. For purposes of DTC, “honesty” means that the participant is truthful in all communications with the Court and program staff. Learning to be honest and trusting the court staff can be one of the most difficult things that you learn to do. However, a person cannot experience full recovery from alcohol and drugs without making amends, correcting past and current mistakes and learning to take full responsibility. Your attorney advises you to refrain from discussing the facts of your current case with the DTC staff or any other illegal activity unless it involves the use of drugs. Please refer to the “Client Right” form and the confidentiality parameters when disclosing information to anyone.

The Marion County Drug Treatment Court Diversion Program rewards “honesty.” The participant must admit to his/her violation at the earliest possible time without any attempt to evade responsibility for the violation. The treatment team will take this into consideration when deciding on a suitable sanction.

Conclusion

The goal of the Marion County Drug Treatment Court Diversion Program is to help you achieve a life free of crime and dependence on mind altering substances. The Judge, DTC court team, treatment providers and community liaisons are here to assist you, but the final responsibility is yours. To succeed, you must be motivated to commit to a drug free/crime free life style and work toward full integration into the community as a productive member of society. We look forward to assisting you with this journey.

Approved Treatment Providers

Participants are required to utilize only approved service providers. To date the following agencies are authorized to provide services.

Amani Treatment Center, 1050 East 86th St., Suite 55-C, Indpls, IN 46240
(317) 581-0600

2nd Chance, 401 North Delaware St, Indpls, IN 46204
(317) 955-7957

Gallahue Community Mental Health, 5470 East 16th St, Indpls, IN 46218
(317) 355-5009

Life Recovery Center, South Side: 8110 Madison Avenue Indpls, IN 46227
Westside: 3607 West 16th St. Suite B-3, Indpls, IN 46222
(317) 887-3290

Salvation Army Harbor Light, 2400 Tibbs, Indpls, IN 46222
(317) 972-1450

Court Contact List

Honorable Jose D. Salinas, Judge
200 East Washington Street T-441
City-County Building
Indpls, IN 46204

Phone (317) 327-5353
Fax (317) 327-3885

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Kathy Downs, Deputy Public Defender
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Tareq Nazamy, DTC Case Manager
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Indpls, IN 46204

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Signature Page

“I have reviewed the participant information contained in this manual with my case manager. I have been given a copy of the participant manual. I understand that by signing this document I am verifying that I agree to abide by all requirements.”

Requirement Reminders of Importance are:

- You are agreeing to not use alcohol and drugs.
- You are agreeing to not demonstrate violence or inappropriate conduct towards anyone. Violence or inappropriate behavior will not be tolerated and may result in immediate termination from the program.
- You are agreeing to attend all court sessions on time and dress appropriately.
- You are agreeing to keep the DTC informed of your current address and phone number at all times.
- You are agreeing to abide by all other rules and regulations imposed by the DTC treatment team.
- You are responsible for calling the Marion Superior Court Drug Testing line daily after **6:30 a.m.** to see if you need to submit to a drug screen.
- You are responsible for paying for all urine drug screens in the amount of \$8.00 or request financial assistance from your assigned case manager Monday-Friday 8:30-4:00 p.m.
- Once you are issued an ID card, you are responsible for preserving it and bringing it with you every time you submit to a random urine drug screen.
- You are responsible for paying your treatment provider for all services rendered.
- You are responsible for abiding by the prescription drug guidelines as outlined in this manual which includes but is not limited to the following: **Your doctor must put in writing that he/she knows you are in Marion County Drug Treatment Court Diversion Program but that the medication prescribed is medically necessary. You are required to sign a release of information form for the prescribing doctor to speak with the court.**
- If financial assistance is granted in the form of treatment, housing, bus passes or urine drug screen vouchers, community service work or a referral for employment assistance may be required.
- If your assigned case manager is not available you will ask to speak to an alternate case manager or the program coordinator for any assistance that you may need. **If you need additional clarification, it is your responsibility to contact your case manager.**

Participant

Date

Witness

Date