

Participant Handbook



16th Judicial Circuit Court
40 N. Main Street
Mt Clemens, MI 48043

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ELIGIBILITY CRITERIA

- **Must be a resident of Macomb County.**
- **Must be convicted of Felony Operating under the influence of alcohol (Application must be submitted POST PLEA).**
- **Must meet PA511 criteria.**
- **Must have an Alcohol Use Disorder.**
- **Must not be a Violent Offender as defined by the Drug Treatment Courts Statute.**
- **Must not have a pending felony offense/warrant through any other jurisdiction.**
- **Must not be under the supervision of another treatment court.**

REFERRAL PROCESS

- **Applicant enters plea and obtains approval from the referring Judge to apply for treatment court. Case is referred to Community Corrections for a substance abuse assessment and to Circuit Court Probation for a Pre-Sentence Investigation.**
- **Attorney and applicant submit application electronically via treatmentcourts@macombgov.org**
- **Treatment Court will forward all applications to the Macomb County Prosecutors Office for approval.**
- **If approved, an eligibility screening is completed with the applicant by the STC Coordinator.**
- **Upon review of eligibility screening and substance abuse assessment, the team will determine admittance or denial.**
- **Referring Judge and attorney will be notified of the determination. If applicant is accepted, the case will be transferred to the docket of Julie Gatti for sentencing.**

Mission Statement

The 16th Judicial Circuit Court DWI/Sobriety Treatment Court is dedicated to helping address alcohol dependence by recurring drinking and driving offenders. Our goal is to provide an intensive but rewarding opportunity to end the cycle of alcohol abuse, promote long-term sobriety, and, in doing so, not only protect the community but improve the quality of life for our participants.

Welcome to DWI/Sobriety Treatment Court

This handbook has been designed as a resource for participants in our DWI Sobriety Treatment Court program. It will provide you with basic information about the program and the requirements to progress successfully through it. We hope this will answer many of your questions, but if you need clarification or can't find an answer to your question, please ask any of the team members. We are here to assist you throughout the process.

This program is designed to be very structured and will not be easy, but it is meant to help you make life changes and those never come easy. Please remember as you progress through the program that you didn't end up in the situation you're in over night, and you won't be able to correct it that fast either. It takes time, commitment, hard work and patience to reach your goals. And this program is here to assist you every step of the way. The treatment court team will help you in any way possible. Just always keep in mind, however, that no one else should be doing more work for your benefit than YOU.

Sobriety is FREEDOM

“Someone once asked me how I define sobriety, and my response was ‘liberation from dependence’.”

-Leslie Jamison, author of *The Gin Closet*

SHOW UP.

TRY HARD.

TELL THE TRUTH.

** Honesty will always be considered when sanctions are used **

Treatment Court Team and Contact Information

The Macomb County DWI/Sobriety Treatment Court meets on Wednesdays at 1:30 pm in Judge Julie Gatti's court room, located on the 4th floor.

16th Judicial Circuit Court Team

Julie Gatti	Judge		
Lori Menzie	Coordinator	(586) 469-6164	lori.menzie@macombgov.org
Corey Marston	Probation Agent	(586) 332-7238	MarstonC1@michigan.gov
Tony Servitto	Asst. Prosecuting Attorney	(586) 469-6940	tony.servitto@macombgov.org
Jennifer Chupa	Defense Counsel	(586) 574-2462	jenn21@hotmail.com
Randi Robinson	Therapist	(586)-468-2266 Ext 110	rrobinson@clintoncounseling.org



MACOMB COUNTY DW/SOBRIETY TREATMENT COURT

WHAT YOU NEED TO KNOW ABOUT THIS PROGRAM BEFORE ACCEPTANCE:

- THIS IS A VERY INTENSIVE 18-24 MONTH INTENSIVE TREATMENT PROGRAM. IT REQUIRES DEDICATION, COMMITMENT TO RECOVERY, RELIABLE TRANSPORTATION AND HONESTY.
- YOU MUST BE CONVICTED OF OPERATING UNDER THE INFLUENCE OF ALCOHOL.
- YOU MUST BE WILLING TO SUBMIT TO FREQUENT ALCOHOL & DRUG TESTING. THIS MAY INCLUDE SCRAM ALCOHOL TETHER AND/OR PORTABLE SOBERLINK PBT DEVICE IN ADDITION TO URINALYSIS. THE PROGRAM UTILIZES TAP (TESTING AND PREVENTION CENTER) FOR ETG (ETHYL GLUCURONIDE) AND DRUG TESTS-THEY HAVE THE FOLLOWING LOCATIONS; CLINTON TWP, ROMEO, NEW BATLIMORE, STERLING HEIGHTS AND MADISON HEIGHTS.
- YOU MUST APPEAR EVERY WEEK FOR COURT REVIEW HEARINGS WITH JUDGE GATTI ON WEDNESDAYS AT 1:30 P.M. PLEASE PREPARE TO BE PRESENT FOR EVERY SCHEDULED COURT REVIEW HEARING AT THE SCHEDULED TIME. YOU MUST STAY FOR THE ENTIRE DOCKET. REVIEW HEARINGS WILL BE REDUCED IN FREQUENCY AS YOU PROGRESS THROUGH THE PROGRAM.
- YOU MUST APPEAR FOR WEEKLY APPOINTMENTS WITH YOUR COORDINATOR/CASE MANAGER. APPOINTMENTS WILL BE REDUCED IN FREQUENCY AS YOU PROGRESS THROUGH THE PROGRAM.
- YOU MUST APPEAR FOR APPOINTMENTS WITH YOUR PROBATION AGENT TWICE PER MONTH. PLEASE PROVIDE YOUR SIGNED SUPPORT GROUP MEETING SHEET AND ANY OTHER REQUESTED DOCUMENTS AT EACH APPOINTMENT.
- YOU MUST BE WILLING TO ATTEND COUNSELING/THERAPY AS RECOMMENDED. THIS MAY INCLUDE INPATIENT/DETOX, RESIDENTIAL, INTENSIVE OUTPATIENT AND OUTPATIENT THERAPY. YOU MUST ALSO BE WILLING TO ATTEND SUPPORT GROUP MEETINGS AS RECOMMENDED BY YOUR THERAPIST AND/OR TEAM. SUPPORT GROUPS MAY CONSIST OF 12-STEP MEETINGS, SMART RECOVERY OR SIMILAR MEETINGS AS DEEMED APPROPRIATE.
- YOU MUST COMPLETE ALL OF THE REQUIREMENTS OF EACH PHASE BEFORE YOU ARE ABLE TO ADVANCE TO THE NEXT PHASE. YOU MUST COMPLETE ALL PHASES OF THE PROGRAM IN ORDER TO GRADUATE.
- YOU MAY NOT USE ALCOHOL IN ANY FORM OR CONTROLLED SUBSTANCES WHILE IN DWI PROGRAM. YOU MUST CONSULT WITH YOUR THERAPIST, AND/OR OWI TEAM MEMBER BEFORE TAKING ANY PRESCRIPTION AND/OR OVER-THE-COUNTER SUBSTANCES.
- YOU MAY OR MAY NOT QUALIFY FOR A SOBRIETY COURT RESTRICTED LICENSE WITH IGNITION INTERLOCK AFTER 60 DAYS IN THE DWI SOBRIETY TREATMENT COURT PROGRAM (INCLUDES 45-DAY MANDATORY SECRETARY OF STATE REVOCATION PERIOD).

PROGRAM RULES

You are placed on probation for up to three years for a felony. In addition to your Coordinator/ Case Manager, you will be assigned a probation agent. As a participant in the program, you are required to know and follow the rules of the program:

AGREEMENT TO PARTICIPATE

Macomb County DWI/Sobriety Treatment Court

I, _____, agree to participate in the Macomb County DWI/Sobriety Treatment Court Program. I agree to follow all terms and conditions of the treatment court program as established by the court and the treatment court team.

I agree to:

1. Complete any evaluations or assessments as directed by the sobriety treatment court, and follow the recommendations thereof. The treatment recommendations will be shared with the sobriety treatment court team.
2. Work with treatment staff to develop a treatment plan and follow the plan accordingly, including aftercare and continuing care recommendations.
3. Not use, possess, or consume alcohol and/or other illegal or controlled substances, nor be in the presence of any person using, possessing, or consuming said substances; nor enter premises where alcohol is the primary source of revenue. I understand if I am found to be under the influence of drugs, alcohol, or medication not prescribed to me that I may be sanctioned and/or terminated from the program.
4. Submit to PBT's, electronic alcohol monitoring, and/or drug and alcohol screenings as directed.
5. Be employed or enrolled in an educational program, or participate in another positive activity as directed.
6. Notify the sobriety treatment court of any changes in phone number within 24 hours.
7. Not change my place of residence before notifying the sobriety treatment court.
8. Notify the alcohol treatment court of any police contact, arrest or criminal charge within 24 hours of event or release from jail.
9. Make full and truthful reports to the sobriety treatment court as directed by any team member.
10. Not engage in any antisocial, assaultive, threatening, or aggressive behavior.
11. Not leave the state without the prior consent of the sobriety treatment court.
12. Maintain the confidentiality of other sobriety treatment court participants.
13. Pay all court ordered fines and costs, including minimum state costs, the sobriety treatment court fee, crime victims rights assessments, and restitution resulting from my conviction, in order to successfully complete the program. I will also pay all, or make substantial contributions toward payment of, the costs of the treatment and the sobriety treatment court program services provided to me, including, but not limited to, the costs of urinalysis and such testing or any counseling provided. However, if the court determines that the payment of fines, the fee, or costs of treatment would be a substantial hardship for me or would interfere with my treatment, the court may waive all or part of those fines, the fee, or costs of treatment. MCL 600.1074(1) and (3).
14. Appear in court on all scheduled court dates and to attend all appointments with my probation officer, case manager, and/or treatment provider.

15. Comply with the program's policies and conditions discussed within the Macomb County DWI/STC program Participant Handbook.

I waive the following rights:

1. The right to a speedy trial.
2. The right to representation by an attorney at the review hearings. I still maintain the right to an attorney for any program violation or probation violation where the facts are contested and a liberty interest is at stake, or if I may be terminated from the DWI/Sobriety treatment court program.
3. With the agreement of the prosecutor, the right to a preliminary hearing.
4. To be present at the team staffing meetings.

I understand that:

1. The DWI/Sobriety treatment court program has a duration of 18-24 months.
2. If I am convicted of a felony for an offense that occurred after I am admitted to DWI/Sobriety treatment court, the judge must terminate my participation in the program per MCL 600.1074.
3. I understand I am required to attend all appointments for court, treatment, ancillary services, and all drug and alcohol testing as scheduled.
4. I understand that DWI/Sobriety treatment court staff may make unscheduled home visits, and I will allow DWI/Sobriety treatment court team members, together with law enforcement officials if accompanied, into my home at any time for supervision or compliance reasons.
5. Review hearings are held in open and public courtrooms, and although the court attempts to minimize confidential information in court, it is possible that an observer could connect a participant's identity with the fact that he or she is in treatment as a condition of participation in the drug treatment court or that confidential information may be revealed.
6. Staffing meetings, which are held before review hearings, are typically closed to the public. Confidential information may be discussed by the DWI/Sobriety treatment court team members at a staffing meeting. I understand that if someone outside of the problem-solving court team is invited to participate in a staffing meeting, they must sign a confidentiality agreement and receive my consent prior to observation. I understand that participants will not be present at staffing meetings.
7. The data in my public and confidential file may be used for research, data analysis and program evaluation by the sobriety treatment court, court staff, or individuals or others independent of the DWI/Sobriety treatment court. Any data used in this way will be de-identified prior to distribution.
8. Failure to fully comply with all the terms and conditions of the program listed above may result in the following:
 - a. Notification to the judge that I am in violation of the program.
 - b. If I admit guilt to or am found guilty of a program violation; then sanctions, up to and including jail, may be imposed or additional conditions may be added as determined by the judge with input from the DWI/Sobriety treatment court team.
 - c. Termination from the program.

9. I understand that the sobriety treatment court may amend these conditions and/or add new conditions, notice of which will be provided to me in writing. I understand that I must comply with the amended or added conditions.

The DWI/Sobriety treatment court coordinator agrees to:

1. Meet with the program participant as needed to help assure successful completion in the program.
2. Report the participant's progress and test results to the court.
3. Refer the participant to any community agency at the DWI/Sobriety treatment court's disposal which may assist in the participant's recovery.

I have discussed the above listed conditions with my attorney or the alcohol treatment court coordinator and received a copy of this form and a copy of the Macomb County DWI STC Participant Handbook.

Participant Signature

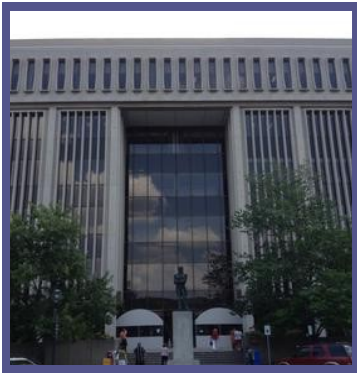
Date

I have discussed the above listed conditions with the participant and have provided a copy of the agreement and the Macomb County DWI STC Program Participant Handbook to the participant.

Coordinator Signature

Date

Printed Name of Coordinator



Courtroom and Virtual Courtroom Etiquette

You will be appearing in the courtroom frequently for review hearings as a participant in the DWI/Sobriety Treatment Court. You are expected to be present for the entire DWI/Sobriety Treatment Court session each time you appear. Please observe the following rules for all of your courtroom appearances:

Do arrive to review hearings 5-10 minutes early
Do turn off all cell phones or other electronic devices (unless utilizing to connect to *Zoom*)
Do use the restroom before arriving in the courtroom to avoid disruptions
Do bring your support group meeting attendance sheets and any other requested paperwork

Do NOT talk while others are speaking
Do NOT swear or use profane language in the courtroom
Do NOT bring food or beverages into the courtroom
Do NOT sleep in the courtroom
Do NOT wear clothing with obscene or inappropriate language, pictures or references
Do NOT wear tank tops, flip flops or other inappropriate courtroom clothing
Do NOT wear hats, bandanas or sunglasses in the courtroom

For *Zoom* hearings, in **addition** to the rules above:

Do make certain you are connected to internet audio and video
Do know how to mute and unmute your microphone
Do find a quiet location with a stable WiFi connection, free of noise, disruptions and distractions
Do “rename” your device to identify yourself by your first name
Do have a neutral background, absent of anything that may be perceived as offensive
Do NOT be in a moving motor vehicle

*Sanctions may be imposed for failing to follow the rules.

DWI/Sobriety Treatment Court Phases

The DWI/Sobriety Treatment Court is designed to be approximately 18 to 24 months from start to finish. It is divided into four phases to guide and assist you through the program in a productive and orderly way. There is an estimated time for each phase, but it could take longer depending on the length of time needed to meet requirements.

Phase 1—Stabilization

Estimated time—2 months



What to expect during this phase:

- Weekly Court Reviews on Wednesdays at 1:30 p.m.
- Weekly case management with the DWI STC Coordinator, if warranted
- Probation office visits twice per month
- Mandatory 90 days SCRAM concurrent with frequent urinalysis.
- Home Visits (Probation)
- Support group attendance, as recommended
- Treatment, as recommended from assessment
- A medical evaluation, if necessary
- Journaling assignments
- Payment plan established with Court

Requirements to advance from this phase:

- A minimum of 30 days sober (no positive, missed or dilute tests)
- Attendance at treatment programs, as recommended
- Support Group attendance, as recommended
- Compliance with program terms, including journaling assignments
- Prepare written speech for phase advancement



Phase 2—Transitional

Estimated time—6 months



What to expect during this phase:

- Court Reviews every other Wednesdays at 1:30 p.m.
- Case management with the DWI STC Coordinator, if warranted
- Probation office visits twice per month
- Random drug/alcohol testing (May include SCRAM tether, Soberlink, Ignition Interlock)
- Home visits
- Attendance at treatment and support groups, as recommended
- Create a development plan (goal plan) with the DWI STC Coordinator and therapist
- Commence community service
- Journaling assignments
- Complete of the Impact Panel

Requirements to advance from this phase:

- A minimum of 60 days sober (no positive, missed or dilute tests)
 - Attendance at treatment, as recommended
 - Community Service commenced
 - Support group meetings, as recommended
 - Impact Panel completed
 - Compliance with program terms

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Phase 3—Goal Achievement

Estimated time—5 months

What to expect during this phase:

- Monthly Court Reviews on Wednesdays at 1:45 p.m.
- Peer Recovery Group 12:45-1:45pm third Wednesday of the month.
- Monthly case management with Coordinator, if warranted
- Probation office visits
- Random drug/alcohol testing (May include SCRAM, Soberlink, Ignition Interlock)
- Home visits
- Support group attendance as recommended
- Address ancillary services
- Attendance at treatment as recommended
- Maintain employment and/or education

Requirements to advance from this phase:

- A minimum of 90 days sober (no positive, missed or dilute tests)
- Attendance at treatment, as recommended
- Written speech for phase advancement; journaling assignments completed
- Attendance at support group meetings, as recommended
- A minimum of 250 hours comm. service completed
- Attendance at Peer Recovery Group

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Phase 4—Maintenance/Relapse Prevention

Estimated time—5 months

What to expect during this phase:

- Monthly Court Reviews on Wednesdays at 1:45 p.m.
- Peer Recovery Group 12:45pm-1:45pm on the third Wednesday of the month.
- Probation office visits
- Random drug/alcohol testing (May include SCRAM, Soberlink, Ignition Interlock)
- Home visits
- Support group attendance, as recommended
- Attendance at treatment, as recommended
- Payment of Court Fees/ Restitution in full
- Continue education and/or employment with verification
- Complete community service

Required To Graduate:

- A minimum of 120 days sober (no positive, missed or dilute tests)
 - Compliance with program terms
 - Support Group attendance, if recommended
- Completion of all 360 community service hours
 - Court payments & Restitution in full
- Attendance/completion of the Victim Impact Panel
 - Peer Recovery Group attendance



Incentives & Sanctions

Incentives reward good behavior and may include but are not limited to:

- ◆ Books, gift drawing or gift certificates
- ◆ Praise from the judge
- ◆ Phase advancement
- ◆ Applause
- ◆ Reduction in community service hours



Sanctions are used to change unwanted behavior and may include but are not limited to:

- ◆ Community service, work program
 - ◆ Curfew, tethering, jail
- ◆ Increased drug/alcohol testing
- ◆ Verbal warning, phase extension
- ◆ Additional Court review session
 - ◆ Residential facility placement
 - ◆ Writing assignments



Drug & Alcohol Testing Information



- Call your testing agency **every day** to see if you need to test. DO NOT stop calling even if you feel you have tested enough times for the week/month. Extra tests are called to keep the system random and if you miss, there will be a sanction.
- You must go to your assigned agency for your testing. An agency will be assigned to you and a list of locations and hours will be provided to you.
- If you fail to test, it will be treated as a positive and you will be sanctioned accordingly.
- You must be in at the testing agency at least 15 minutes before these times to be tested.

Do NOT drink more than normal before testing. Consuming too much water (or any other fluid), “flushing”, will result in an adulterated test and may be considered a positive.

If you have any questions regarding testing, please contact your Probation Agent or your OWI STC Coordinator.





Medications

Prescription and Over-the-counter Information you NEED to know

As a person in recovery and/or a person actively drug testing as part of this treatment court, it is very important that you not take certain medications, as they could be detrimental to your recovery as well as cause positives in your drug screening. Please use this guide to help you determine what is safe to use and what isn't. **When in doubt, error on the side of caution and don't take it!** Contact your Coordinator/Case Manager and/or Probation Agent with any questions.

The chart below is a summary guide meant to assist you in making appropriate choices when in need of medicine. It does NOT include every option available, so if you have questions about a specific drug, either prescription or over-the-counter, PLEASE ASK! It is better to be safe than sorry.

Pain Relief / analgesics

Safe

Acetaminophen (Tylenol)
Aspirin
Excedrin
Ibuprofen (Advil, Motrin)
Naprosyn (Naproxen)

Unsafe—Do NOT use

No otc pain reliever containing Benadryl (diphenhydramine) – many times indicated as “pm”. For example, Tylenol pm

Any prescription med categorized as a narcotic and/or a controlled substance. You must ask your prescribing physician what type of medication you are being given!

These include, but are not limited to:

Darvon, Darvocette (propoxyphene)
Demerol
Fentanyl
Fiorinal, Fioricet
Hydrocodone (Vicodin)
Hydromorphone
Lyrica
Methadone
Norco
Opium
Oxycodone
Soma
Ultram (Tramadol)

Medications

Prescription and Over-the-counter Information you NEED to know



Cold and cough products

Safe

Mucinex (guaifenesin)

Tessalon Perles (benzonatate)

Unsafe—Do NOT use

- Anything containing codeine or hydrocodone as an ingredient.
- Any over-the-counter or prescription med containing alcohol, such as Nyquil or Comtrex.
- Any decongestant you need to get from behind the pharmacy counter.

Anti-anxiety

Safe

Buspar (Buspirone hcl)

Unsafe—Do NOT use

All benzodiazepines, which include, but are not limited to:

Ativan (Lorazepam)

Centrax (Prazepam)

Doral (Quazepam)

Halcion (Triazolam)

Klonopin (Clonazepam)

Librium/Librax (Chlordiazepoxide)

Serax (Oxazepam)

Tranxene (Clorazepate)

Valium (Diazepam)

Versed (Midazolam)

Xanax (Alprazolam)

All allergy relief medications are safe to use as long as they don't have a decongestant in them. You should NOT take anything that ends with a D (example: Allegra D, Zyrtec D, Claritin D)

Community Resources



Access Center (treatment referral)	586-948-0222
Alcoholics Anonymous-Area 33 https://aa-semi.org/meetings/	248-353-1625
Area Agency on Aging	586-226-0309
Care House	586-463-0123
Child Support info line	866-540-0008
Community Housing Network	866-282-3119
Crime Victims Rights Unit	586-469-5675
CRISIS CENTER-24 HOURS	586-307-9100
DHHS-Mt Clemens	586-469-7700
Dial-A-Ride – Mt Clemens	586-469-7433
Friend of the Court (Macomb)	586-469-5160
Greenpath Debt Solutions	800-547-5005
Health Dept-Mt Clemens	586-469-5235
Legal Aid	877-964-4700
Health Care Coverage-Macomb County	844-799-9876
Macomb Food Program	586-469-6004
Macomb Homeless Coalition	586-285-0400
MCCMH (mental health) Access center	586-948-0222
MCCMH – Emergency Psychiatric	586-466-9895
Macomb County Office of Substance Abuse	586-469-5278
MCREST (rotating church shelter)	586-468-0775
Medicaid Information	800-642-3195
Michigan Rehab Services – Clinton Twp	586-412-1510
Michigan Works! – Mt Clemens	586-469-7702
Mobile Clinic	586-493-3640
Prescription Resource Network	https://medicineassistancetool.org
Salvation Army	586-469-6712
Salvation Army Soup Kitchens	586-754-7400
SMART Bus	313-223-2100
SMART RECOVERY https://www.smartrecovery.org/	
St. Vincent de Paul-Utica	586-323-5133
Turning Point	586-463-6990

Macomb County DWI STC Travel Policy

1. Participant is in Phase 3 or Phase 4.
2. Participant has no program violations/sanctions for at least 90 days prior to the travel request.
3. Travel may not interfere with program attendance and may not exceed ten (10) calendar days.
4. Soberlink device to travel with the participant at participant's cost with blows at least 4x daily-times to be determined by the DWI STC.
5. Order that participant is prohibited from car rental and prohibited from driving if travel is out of state.
6. All travel requests must be in writing with specific itinerary details and are still within the discretion of the DWI Sobriety Treatment Court Team, subject to denial.
7. Participant must convey to the Team, prior to the original date travel was set to commence, any itinerary change or cancellation of approved travel.
8. Participant who is found responsible for violation of 3, 4, 5, or 7 above, or any dishonesty related to permitted travel will face sanction(s) which may include incarceration