

Chapter 4: Treatment and Phase Systems

Overview

The treatment and phase systems sections of a Policies and Procedures Manual (P&PM) include clinical assessment, treatment planning, treatment and other services, the design and structure of the phase system, cultural elements, the sanction and incentive structure and content, termination criteria, and graduation requirements and activities. This section describes how the Healing to Wellness Court will approach its treatment services, how progress will be measured, and how mistakes will be addressed. This section provides not only guidance to the treatment providers, but possibly also a crucial insight for team members with little or no treatment experience.

Relevant Key Components

These sections are implicated by both Key Components 3, 4, and 6 to the extent that they describe the treatment structure of the Wellness Court and how participants will be held accountable for their progress through treatment.

Key Component #3: Screening and Eligibility

Eligible court-involved substance abusing parents, guardians, juveniles, and adults are identified early through legal and clinical screening for eligibility and are promptly placed into the Tribal Wellness Court.

Key Component #4: Treatment and Rehabilitation

Tribal Wellness Court provides access to holistic, structured and phased, alcohol and drug abuse treatment and rehabilitation services that incorporate culture and tradition.

Key Component #6: Sanctions and Incentives

Progressive rewards (or incentives) and consequences (or sanctions) are used to encourage participant compliance with the Tribal Wellness Court requirements.

Findings from NIJ Tribal Wellness Court Study
Key Components #3, #4, and #6³⁴

Problems Identified:

- Participants seemed surprised by the huge amount of time commitment required by the Tribal Wellness Court and did not fully comprehend the Tribal Wellness Court requirements (no public defender or the public defender did not advise participant of his or her options before entering the Tribal Wellness Court).
- Recidivism (post-program arrests) for alcohol – or – drug related offenses for a 3 year period following Tribal Wellness Court participation ranged from 50 to 59% in the adult courts and more than 90% in the juvenile courts.
- Incarceration was often too readily used as a sanction, in which participants could serve more time while in Tribal Wellness Court than their original sentence.
- Participants complained that hearsay evidence was used in determining noncompliance behavior.
- Participants complained about inconsistent application of sanction and incentives (lack of graduated sanctions and incentives tied to specific behaviors).
- Too much focus on sanctioning negative behavior and not enough focus on rewarding positive behavior.
- Using incarceration too readily, rather than more therapeutic alternatives.

Lesson Learned:

- Choose participants who are motivated and ready to change their substance abuse behavior in order to maximize scarce resources and increase Tribal Wellness Court success. Participants who enter Tribal Wellness Court only to avoid incarceration may not “get with the program” and work to change their behavior.
- Have a clear termination policy in order to weed out participants who are not working the program after a reasonable time if an inclusive admittance policy is used.
- Integrate cultural tradition into treatment, but do not require participants to do activities that can be perceived as religious rather than cultural because many tribes are religiously diverse.
- Emphasize culture – how to build a sweat lodge – not religion – participating in a sweat lodge ceremony – in order to avoid conflict with individual religious beliefs.
- Reward compliant behavior with incentives rather than emphasizing the punishment of noncompliant behavior with sanctions.
- Be judicious in levying non-therapeutic sanctions, such as incarceration, that are antithetical to the holistic healing philosophy underlying Tribal Wellness Court.

³⁴ “Process and Outcome Evaluations of the Fort Peck Community Wellness Court” (December 30, 2005); ³⁴ “Process and Outcome Evaluations of the Blackfeet Alternative Court” (December 30, 2005); “Process and

Strengths & Weaknesses Reported to First Four Tribal Wellness Courts: Key Components #3, #4, and #6 ³⁵		
<u>Strengths</u>	<u>Weaknesses</u>	<u>Strength or Weakness?</u>
Key Component # 3: Screening & Eligibility		
<ul style="list-style-type: none"> • Team members know potential participants • Participants are drawn from several sources 	<ul style="list-style-type: none"> • Drug dealers accepted into Wellness Court • More time spent in WC than would have been spent in jail • No assessment of readiness to change • No individualized treatment plan 	<ul style="list-style-type: none"> • Fast track to WC and chemical dependency assessment completed after program acceptance • Inclusive and court-ordered participant selection with no assessment of readiness to change
Key Component #4: Treatment & Rehabilitation		
<ul style="list-style-type: none"> • Parental involvement • Exclusive full-time chemical dependency counselor • Culture integrated • Family treatment center • Treatment as structure in participants' lives • Recognition of value of counseling & classes • Traditional healing practices incorporated 	<ul style="list-style-type: none"> • Poor integration of cultural activities • No family involvement in treatment • Lack of organized aftercare • Too little family involvement • No phases in juvenile treatment tract • No aftercare program • Poor coordination of counseling • Available aftercare not utilized 	
Key Component #6: Sanctions & Incentives		
<ul style="list-style-type: none"> • Provision of incentives • Recognition of progress • Therapeutic sanction for juveniles (sanctions that could be learning experiences) 	<ul style="list-style-type: none"> • Vague & incomplete incentives & sanctions • Inconsistent application of incentives & sanctions • Non-therapeutic sanctions (incarceration) • Lack of a written policy on application of incentives and sanctions 	

Outcome Evaluations of the Hualapai Wellness Court" (December 30, 2005); "Process and Outcome Evaluations of the Poarch Band of Creek Indians Drug Court" (December 30, 2005)."

³⁵ *Id.*

Section A: Treatment Planning, Services, and Program Phases

Purpose

The treatment section of a Healing to Wellness Court Policies and Procedures Manual (P&PM) is likely to serve multiple functions for multiple audiences. It may serve as a cross-training document where non-treatment team members (especially the judge) learn about addiction, clinical assessments and individualized treatment planning, the state-of-the-art and available alcohol and drug treatment modalities, and the basic components of intensive outpatient treatment (as well as other levels of care from detoxification to residential treatment programs).³⁶ It may serve as an educational and public relations document for tribal leaders and community members. It provides a formal notice of the Healing to Wellness Court structure and process and what is expected of participants and their families. The P&PM may also memorialize how cultural and traditional elements will interface with treatment services and the phase system.

Given these multiple functions and audiences, it may be helpful for the treatment section of the P&PM to discuss the following basic topics:

- (1) How the wellness court concept is consistent with traditional justice and healing concepts;
- (2) Educational information about addiction and the participants' perspectives about addiction;
- (3) The purpose and process for obtaining clinical assessments and individualized treatment plans;
- (4) The available alcohol and drug and mental health treatment services, the available levels of care, and efforts to maintain a continuum of care;
- (5) The phase system including additional required educational classes, support groups, medical, educational/job training, and social services, cultural and traditional components, community service requirements, etc., requirements for phase advancement and program graduation, and the incentive, sanction, and grievance structure;
- (6) How relapse prevention training or counseling and aftercare activities are incorporated into the phase system; and
- (7) Criteria for program termination.


Most of the Wellness Court materials reviewed and excerpted below generally cover these topics, with the exception of describing the specifics of available treatment services (excluding additional phase requirements such as educational classes, support groups,

³⁶ For a basic introduction to these topics, see the updated *Tribal Healing to Wellness Court: The Key Components*, KEY COMPONENT #4: TREATMENT AND REHABILITATION, pp. 28-40, available at www.wellnesscourts.org/HWC_Publication_Series.cfm.

medical, educational/job training, and social services, cultural and traditional components, and community service requirements, etc.).

Healing to Wellness Courts in tribal communities with their own treatment centers will often include the treatment center brochure with the list of specific treatment services, which may include individual counseling and many different types of group counseling or classes and other services such as monitoring of substance use, medication management, case management, medical and psychiatric exams, crisis intervention coverage, and enhanced services (for example, adult education classes, recreational activities, acupuncture, mediation, nicotine cessation treatment, etc.). See, for example, the brochure from Menominee's Maehnowesekiyah Wellness Center, below. It is a best practice to incorporate a description of available treatment services into the P&PM, particularly for tribes that do not have an established treatment center with their own descriptive materials.

General Alcohol and Drug Treatment Goals³⁷



- (1) To achieve abstinence;
- (2) To foster behavioral changes that support abstinence and a new lifestyle;
- (3) To facilitate active participation in community-based support systems (e.g., 12-Step fellowship);
- (4) To assist participants in identifying and addressing a wide range of psychosocial problems (e.g., housing, employment, adherence to probation requirements);
- (5) To assist participants in developing a positive support network; and
- (6) To improve participants' problem-solving skills and coping strategies.

³⁷ TIP 47 SUBSTANCE ABUSE: CLINICAL ISSUES IN INTENSIVE OUTPATIENT TREATMENT, Chapter 3, p. 2.

Promising Treatment Interventions for Use in the Tribal Healing to Wellness Court Context



- Motivational Interviewing & Motivational Enhancement Therapy—Uses empathic listening where the intake personnel or counselor explores a participant’s attitude toward substance abuse and treatment, supporting past success and encouraging problem-solving strategies (client centered, goal driven, and encouraging client self-sufficiency). SAMHSA TIP 47, Chapter 8, & SAMHSA TIP 35.
- Cognitive Behavioral Interventions (for example, Moral Reconation Therapy)—Individual and group sessions teaching participants skills that will help them recognize and reduce relapse risks, maintain abstinence, and enhance self-efficacy. Clients must be motivated and counselors/instructors must receive special training for interventions to succeed. SAMHSA TIP 47, Chapter 8.
- Relapse Prevention Therapy—Teaching behavioral skills to participants to help them identify their own personal triggers for relapse and the process by which they tend to lead themselves down the road toward substance abuse. NDCI Drug Court Judicial Benchbook (February 2011) p. 74.
- Family Based Interventions—From creating family genograms and social network maps to engaging the family in treatment to providing family services, to multi-family groups, family therapy groups, individual family therapy, couples therapy, child-focused therapy, and support groups. SAMHSA TIP 47, Chapter 6.
- Non-Native Treatment Providers Working with Diverse Populations in Intensive Outpatient Treatment - See SAMHSA TIP 47, Chapter 10.

Sample Drug Court Phases & Phase Advancement Requirements³⁸

Phase I Treatment/Engagement	Phase II Early Recovery	Phase III Maintenance	Phase IV Community Support
<p>(1) Establish a treatment contract with the counselor that specifies treatment goals, participant responsibilities, and the counselor's efforts;</p> <p>(2) Work to resolve acute crises;</p> <p>(3) Engage in a therapeutic alliance; and</p> <p>(4) Prepare a treatment plan with help from the counselor</p>	<p>(1) Maintain abstinence;</p> <p>(2) Demonstrate ability to sustain behavioral changes;</p> <p>(3) Eliminate drug-using lifestyle and replace it with treatment-related routines and drug-free activities;</p> <p>(4) Identify relapse triggers and develop relapse prevention strategies;</p> <p>(5) Identify personal problems and begin to resolve them; and</p> <p>(6) Begin active involvement in a 12-Step or other mutual-help program</p>	<p>(1) Solidify abstinence;</p> <p>(2) Practice relapse prevention skills;</p> <p>(3) Improve emotional functioning;</p> <p>(4) Broaden sober social networks; and</p> <p>(5) Address other problem areas</p>	<p>(1) Maintain abstinence;</p> <p>(2) Maintain a healthy lifestyle;</p> <p>(3) Develop independence from the treatment program;</p> <p>(4) Maintain social network connections;</p> <p>(5) Establish strong connection with support groups and pursue healthy community activities; and</p> <p>(6) Establish recreational activities and develop new interests.</p>
<p>Phase Advancement Requires:</p> <ul style="list-style-type: none"> • Complete clinical assessments • Regularly attend treatment sessions • Obtain stable living arrangements • Obtain a self-help group sponsor 	<p>Phase Advancement Requires:</p> <ul style="list-style-type: none"> • A minimum number of days of consecutive drug-negative urine samples • Completion of community service obligations or probation requirements 	<p>Phase Advancement Requires:</p> <ul style="list-style-type: none"> • Obtain employment • Work toward GED or attend vocational or parenting classes 	<p>Graduation Requires: (requirements substantially reduced for attendance at treatment sessions, probation appointments, and court hearings)</p> <ul style="list-style-type: none"> • Attend school/work • Attend self-help group and alumni association meetings

³⁸ The sample treatment goals are taken from TIP 47 SUBSTANCE ABUSE: CLINICAL ISSUES IN INTENSIVE OUTPATIENT TREATMENT, Chapter 3. Sample phase advancement requirements are taken from the DRUG COURT JUDICIAL BENCHMARK (February 2011), National Drug Court Institute, pp. 37-38.

Sample Tribal Wellness Court Wording

Menominee Indian Tribe of Wisconsin

"Menōpaniw "There is a Good Road" Menominee Tribal Wellness Courts – Policies and Procedures Manual" (October 2013)

TREATMENT AND SERVICES

1. **The Goal of the Menōpaniw Court** treatment plan is to provide participants with the tools, incentive, and opportunity to stop using drugs and/or alcohol for a minimum period of one year resulting in the following Tribal and Personal Participant benefits:
 - A. Reducing criminal activity
 - B. Reducing court calendar
 - C. Furthering the education of the Participant
 - D. Building self-esteem of the Participant,
 - E. One year alcohol/drug-free lifestyle
 - F. Reduction in Community Tribal criminal activity
2. **Accomplishing the Goal:** In order to accomplish the goal of the treatment plan, the following components will be utilized for effective treatment:
 - A. **ASSESSMENT** using SUDDS (Substance Use Disorder Study), or SASSI (Substance Abuse Subtle Screening Inventory) is a psychological assessment tool to help determine if a patient has a substance abuse disorder or other models of determining the individual's current status regarding addiction and the best possible treatment service that can be formed taking into consideration personality, background, mental condition, and the extent and duration of substance abuse.
 - B. **COMPREHENSIVE SERVICES** include a full range of services that are in addition to the alcohol/drug addiction, that include, but are not limited to: social services, education, medical, and job training.
 - C. **RELAPSE PREVENTION** is based on assessing an individual's "triggers," those: situations, events, people, places, thoughts, and activities that create the desire for alcohol/drugs, and how to avoid those "triggers."
 - D. **ACCOUNTIBILITY** by both the participant and the court in determining the success of specific treatment approaches, and the results such as reduced criminal activity,
 - E. **INDIVIDUAL COUNSELING SESSIONS** will be provided to each participant, the length and duration of these sessions will be determined by the Intake/Counselor who may refer the participant for inpatient treatment at any time that it becomes necessary. Each plan will be a custom-designed program to fit each participant's unique needs.
 - F. **INDIVIDUAL PARTICIPATION** is required by the participant. Each participant will work cooperatively with the Intake/Counselor and participate in group counseling, MRT meetings (Moral Reconation Therapy) led by Maehnowesekiyah staff, individual counseling, appropriate medical care, school programs, GED, college, and any job skills programs that are available.

3. Designing An Individualized Treatment Program

- A. *An individualized treatment plan will be developed for each participant by the entire team and the participant.*
- B. *The treatment plan will take into consideration the structure of the family, peer groups, social environment, job, education, and chemical addiction.*
- C. *Each Participant will work with the Intake/Counselor to design their own program, which may include, but is not limited to: group counseling, individual counseling, family counseling, appropriate medical care, inpatient treatment, education, and job training.*

4. Residential Services

- A. *Participants requiring residential services, as a part of their individualized treatment plan will be accepted into Maehnowesekiyah's residential program as long as they meet the usual criteria established for our participants.*
- B. *Participant not meeting the criteria for acceptance into Maehnowesekiyah's residential program will be referred to an appropriate alternative residential program.*

5. Cultural Component

- A. *Participants will participate in seasonal cultural activities, which will assist and enhance cultural knowledge which builds awareness of self, improves self-esteem, and builds a stronger and greater community wellness. Activities include Winter Roundhouse, Teaching Lodge, Sugar Camp, Sturgeon Feast, Ricing, Culture Camp, etc.*

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PHASES AND TRANSITION

Purpose: The purpose of this policy is to provide general time lines and guidance for movement through the phases of this program. These guidelines are general, and participants may progress or digress at different rates.

1. Phase I 60 – 90 Days

- A. *Develop Individual Treatment Plan*
- B. *Stabilize participant and orient regarding addiction, treatment planning, and Menīpaniw Court procedures*
- C. *Participant orientation regarding the addiction, treatment plan, and Menīpaniw procedures.*
- D. *Weekly Menīpaniw court appearances*
- E. *Weekly random Drug Screens*
- F. *Weekly meeting with Probation Officer*
- G. *Weekly meetings with MRT*
- H. *Review of confidential contract prior to moving to Phase II*

MRT: MRT Counseling

2. Phase II 90 – 120 days

- A. Bi-weekly court appearances
- B. Weekly random drug screening
- C. Bi-weekly meeting with Probation Officer
- D. Counseling will be reduced based on Individual Treatment Plan, and address long-term personal and life planning with the Participant
- E. Aftercare and/or follow-up treatment, encouragement to explore aftercare sources and groups.

MRT: Finish MRT, Continue Counseling, Start cultural component (such as initiating the creation of a Ribbon Shirt)

3. Phase III 6 months

- A. Counseling will be reduced based on Individual Treatment Plan
- B. Random Drug Screens
- C. Two meetings per month with Probation Officer
- D. Bi-weekly court appearances

MRT: (Continue Ribbon Shirt) counseling, service to the community

4. Transition

- A. Must successfully complete all three Phases of the Menĭpaniw Program.
- B. All fines received while in the Menominee Menĭpaniw Court must be paid by participant prior to the participant successfully completing the Program.
- C. After completion of treatment, participant must have demonstrated a minimum of 180 days, chemical-free.
- D. The charge(s) will be deleted from the participant's record upon successful completion.
- E. The Menĭpaniw Court Team will recognize participants' successful completion of the program requirements with a ceremony appropriate to the ceremony occasion, participants will be able to showcase their journey by wearing the ribbon shirt and sharing their own story
- F. The Menĭpaniw Court Team at its digression based on positive participant progress may allow a participant to graduate prior to completing Phase III.
- G. Continue service to the Community
- H. Take on leadership/mentor role
- I. Counseling as needed

Pascua Yaqui

"Drug Court Treatment" (no date)

Pascua Yaqui Drug Court Treatment Description

Drug Court offers adult Yaqui men and women comprehensive treatment as an option to jail. Through the partnership of the Court, prosecutor, public defender, and treatment providers, Drug Court provides outpatient and residential treatment services focused on

teaching clients the necessary skills and behaviors to remain free from alcohol and other drugs. Treatment providers, as Case managers, access and make referrals to support services, which enhance the client's success to remain free from alcohol and other drugs.

A key component of PYDCT is the Alternative Medicine Program. This program will offer a full range of therapeutic health care options, including:

- Acupuncture Therapy
- Massage Therapy
- Botanical Medicine
- Nutrition and Diet
- Homeopathy
- Traditional Healing and Herbal Techniques

Additional services available are:

- Mental Health - Centered Spirit
- AIDS/HIV Program
- Diabetes Program
- Tobacco/Cessation
- Fitness/Gym
- GED, Higher Education
- Vocational Training
- Employment Assistance
- Family Counseling, Parenting Services

Upon entering PYDCT, each client will be evaluated to determine the level of support required for a successful recovery. A combination of therapeutic services will be provided based on the evaluation and the needs expressed by the client.

Outpatient treatment is the primary service and is provided by the Drug Court Treatment staff (Program Coordinator, Primary Counselor, Acupuncture and Massage Therapists). There are three levels of treatment. Each client's recommended treatment level is identified at the initial screening and confirmed in the admission assessment. The following is a description of the treatment levels and activities:

LEVEL ONE: The client in this level of service is an individual who does not have a lengthy history of alcohol or drug use, but whose use of alcohol or other drugs brought him/her into contact with law enforcement. The Program Coordinator's assessment concludes that the client is not yet dependent or addicted to alcohol or other drugs. Hence, clients at this treatment level will require a lesser treatment intensity. For persons whose use/abuse patterns are indicative of involvement in high-risk behaviors for contracting communicable diseases, the individual will be referred for a medical examination.

The treatment approach combines individual counseling, 12-Step meetings, educational workshops on the disease concept of addiction and related topics. Individual treatment plans are developed for each person.

LEVEL ONE - Phase One: 30 to 60 days

- *Weekly Court Hearings*
- *Weekly counseling session (2 sessions per week, decreasing to once a week)*
- *Two 12-Step meetings per week (minimum)*
- *Workshops on alcohol or drug abuse, relapse prevention, etc.*
- *Drug testing (3 per week)*
- *If employed, the client will be required to remain employed. If the client is unemployed, (s)he will be required to enroll in the tribal job service for employment assistance and will be expected to follow through with the recommendations.*

LEVEL ONE - Phase Two: 60 to 90 days

- *Semi-monthly Court hearing.*
- *Bi-weekly counseling sessions.*
- *One 12-Step Meeting per week (minimum).*
- *Drug testing (2 per week)*

LEVEL ONE - Phase Three: 30 to 90 days

- *Court Hearings as assigned by the Judge.*
- *Bi-weekly counseling session (focus is on after-care services).*
- *One 12-Step meeting per week (minimum).*
- *Drug testing as assigned by the Judge.*

LEVEL ONE - DRUG COURT DISCHARGE.

- *Completes and graduates from treatment regimen.*
- *Criminal complaint dismissed.*

LEVEL TWO: INTENSIVE OUTPATIENT SERVICE: *The client in this level of service is an individual who has a lengthy history of alcohol or drug use and whose use of alcohol or other drugs brings him/her into repeated contact with law enforcement. The Program Coordinator's assessment concludes that the client is dependent or addicted to alcohol or other drugs. For the most part, the client remains somewhat functional in his/her home, employment and community. Clients at this treatment level will require a highly structured outpatient treatment service with increased participation rate. A five-day partial care treatment approach will be developed and implemented. For persons whose use/abuse patterns are indicative of involvement in high-risk behaviors for contracting communicable diseases, the individual will be referred for a medical examination.*

The treatment approach combines group and individual counseling, 12-Step meetings, educational workshops on alcoholism and the disease of addiction, and family counseling. Individual treatment plans are developed for each person.

LEVEL TWO - Phase One 60 to 90 days

- *Attendance to Day Treatment Program.*
- *Individual counseling (2 sessions per week).*
- *Four 12-Step meetings per week (minimum).*
- *Drug testing (5 per week).*
- *Weekly Court hearings.*
- *Family Program.*
- *If employed, the client will be required to remain employed. The day treatment regimen will be modified to keep within the employee's work schedule. If the client is unemployed, (s)he will be required to enroll in tribal job service for employment assistance and will be expected to follow through with the recommendations.*

LEVEL TWO - Phase Two 30 to 60 days

- *Attendance to Day Treatment Program (3 days per week).*
- *Individual counseling (1 session per week).*
- *Three 12-Step meeting per week (minimum).*
- *Drug testing (2 per week).*
- *Semi-monthly Court hearings.*
- *Educational, employment activities as scheduled.*

LEVEL TWO - Phase Three

- *Attendance to Family Day Treatment session.*
- *Individual counseling (1–4 sessions per month).*
- *Two 12-Step meetings per week (minimum).*
- *Drug testing as scheduled by Judge.*
- *Court hearing as scheduled by Judge.*
- *Educational, employment activities as scheduled.*
- *Begins planning for aftercare services.*

LEVEL TWO - DRUG COURT DISCHARGE.

- *Completes and graduates from treatment regimen.*
- *Criminal compliant dismissed.*

LEVEL THREE - RESIDENTIAL TREATMENT SERVICE: *The client in this level of service is an individual who has an extended history of alcohol or drug use and whose use of alcohol or other drugs brings him/her into constant contact with law enforcement. The Program Coordinator's assessment concludes that the client is severely dependent or addicted to alcohol or other drugs. For the most part, the client is not able to function in his/her home or community, is not consistently employed and his/her alcohol or drug use creates problems within his/her family or significant other. Persons admitted for residential treatment require a medical examination and treatment of any communicable disease.*

The Pascua Alcoholism Treatment Homes in collaboration with the Drug Court will provide

intensive, short and long-term residential treatment 24 hours/7 days a week to persons severely addicted to alcohol and/or drugs.

The services combine individual and group counseling, 12-Step meetings, educational workshops in an intensive and highly structured environment. Individual treatment plans are developed for each resident.

LEVEL THREE - Phase One: 90 to 120 days

- *Satisfactory progress in residential treatment.*
- *Drug testing (2 per week).*
- *Three 12- Step meetings per week (minimum).*
- *Weekly/Semi-monthly court hearings.*

LEVEL THREE - Phase Two: 60 to 90 days

- *Day treatment program (three days per week, including family session).*
- *Individual or group counseling (2 sessions per week).*
- *Drug testing (3 per week).*
- *Two 12-Step meetings per week (minimum).*
- *Semi-monthly Court hearings.*
- *The client will be required to enroll in tribal job service for employment assistance assessment and will be expected to follow through with the recommendations.*

LEVEL THREE - Phase Three: 60 to 90 days

- *Attendance to Family Day Treatment Session.*
- *Individual or group counseling (2 session per month).*
- *Two 12-Step meetings per week (minimum).*
- *Vocational and employment activities as scheduled.*
- *Court hearings as assigned by the Judge.*
- *Drug testing as assigned by the Judge.*
- *Begin to plan for after-care services.*

LEVEL THREE - DRUG COURT DISCHARGE.

- *Completes and graduates.*
- *Criminal compliant dismissed.*

Pascua Yaqui Drug Court Treatment

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		9-12 Noon PYDCT Staff Meeting				
				<u>AT PYDCT</u> 1-3:30 p.m. Topic Group	<u>AT PYDCT</u> 1-3:30 p.m. Open Group	<u>AT PYDCT</u> 1-3:30 p.m. Open Group
			1-3 p.m. Drug Court Team Meeting			
	UA Testing TBA		3-5 p.m. Drug Court Hearing	3:30-5 p.m. Open Time	3:30-5 p.m. UA's, 1x1, Open time	3:30-5 p.m. Open Time, UA's
12-Step Meeting at Women's Path			5-5:30 p.m. UA's	5-6 p.m. Dinner	5-6 p.m. Dinner	5-6 p.m. Dinner
	5:30-6:30 p.m. 12 Step Meeting at PYT-ASAP	12-Step Meeting	5-6:30 p.m. Dinner	6-9 p.m. 12-Step Meeting at PYT- ASAP	6-9 p.m. 12-Step Meeting Night	6-9 p.m. Family
			6:30-9:30 p.m. Topic Group at PYDCT			Topic Group

Utilization of Psychiatric and Psychological Services**Policy:**

A client of PYDCT shall have access to psychiatric or psychological assessment and treatment.

Procedure:

1. PYDCT staff determines a client's mental health status is a concern, (s)he shall initiate a recommendation to the Program Coordinator for review of the concern(s). The referral for further evaluation and recommendation is appropriate at any time any if the following are present:
 - A. The client is not able to focus on his/her treatment program.
 - B. The client is not able to understand the tasks of treatment
 - C. For any reason in which PYDCT staff believe a need exists for consultation (e.g., suicidal ideation, severe erratic behavior, etc.)
2. The Program Coordinator shall make an assessment of the client's functioning, through an individual interview, review of case records, and any other available client records, and determine the need for further referral to the psychiatrist or psychologist.
3. The Program Coordinator shall make a report of the findings and recommended course

of treatment.

4. If the Program Coordinator recommends that a mental health assessment be performed, the recommendation will be discussed with the primary counselor and the client.
5. If the recommendation from this staffing is to pursue the mental health assessment the Program Coordinator shall then schedule an evaluation for the client. The Program Coordinator or the Primary Counselor shall coordinate the details for the assessment.

The mental health assessment and the recommendations will be integrated whenever possible into the treatment services provided to the client. The outcome will be documented in the client's treatment file.

Fort McDowell Yavapai Nation

"Fort McDowell Adult Wellness Court Policies and Procedures Manual" (March 2015)

Phases

The Adult Wellness Court Program is a five-phased, highly structured program lasting a minimum of 13 months; the length of time varying on a participant's individual progress.

Each phase consists of specific requirements for transition into the next phase. Phase movement will be the result of accomplishing the following: goals as determined by a case plan along with the specific phase requirements and other responsibilities as discussed with the case manager. Participants apply for phase moves and graduation by filling out an application packet. A review of their Adult Wellness Court contract will occur to ensure total program compliance; the Adult Wellness Court Committee will review their status and then make a recommendation for phase movement based on performance.

Orientation - All entering participants begin in Orientation Phase.

Phase Requirements

Court hearings

Meet with Case Manager and/or Probation Officer

Primary treatment and continuing care

Attend support group/12-step meetings

Random drug testing

Meet with Fitness Coach

House arrest entire phase

Refrain from use of alcohol and other drugs

Bio-psychosocial assessment

Physical examination with medical doctor

Strength-Based Questionnaire

Phase Advancement

Minimum of 30 days
Establish fitness plan
Refrain from use of alcohol and other drugs
Completion and submittal of Phase Application Packet
Treatment plan progress
Compliance with all program requirements
Approval of Committee

Committee Responsibilities in Orientation Phase

Case Manager/Coordinator complete enrollment forms, case manage and ensure everything on track
Education complete background report
Wassaja Family Services complete assessment and develop treatment plan
Committee members develop Wellness Plan based upon fitness and medical assessments

Phase I - Stabilization

Phase Requirements

Court hearings
Meet with Case Manager and/or Probation Officer
Primary treatment and continuing care
Fitness plan
Attend support group/12-step meetings
Lineage/Family Tree
Curfew or House Arrest
Abstinence
Random drug testing
Community service hours

Phase Advancement

Minimum of 60 days in this Phase
Completion of Lineage/Family Tree
Fitness plan progress
Abstinence a minimum 30 days consecutive at advancement
Completion and submittal of Phase Application Packet
Treatment plan progress
Compliance with all program requirements
Approval of Committee

Committee Responsibilities in Phase I

Case Manager/Coordinator case manage, review rules, and waivers
Wassaja Family Services make adjustments to treatment if necessary
Committee members communicate and adjust Wellness Plan if necessary

Phase II – Intensive Treatment

Phase Requirements:

Court hearings
Meet with Case Manager and/or Probation Officer
Primary treatment and continuing care
Attend support group/12-step meetings
Fitness plan
Abstinence
Random drug testing
Community service hours
Strength based questionnaire

Phase Advancement

Minimum of 90 days in this Phase
Abstinence a minimum 60 days consecutive at advancement
Fitness plan progress
Completion and submittal of Phase Application Packet
Treatment plan progress
Compliance with all program requirements
Approval of Committee

Committee Responsibilities in Phase II

Case Manager/Coordinator case manage, complete questionnaire, review 1-38 pages MRT, rules, and waivers
Wassaja Family Services complete reassessment and make adjustments to treatment if necessary
Committee members communicate and adjust Wellness Plan if necessary

Phase III – Maintenance

Phase Requirements:

Court hearings
Fitness Plan
Meet with Case Manager and/or Probation Officer
Primary treatment and continuing care
Attend support group/12-step meetings
Abstinence
Random drug testing
Community service hours
Life skills plan

Phase Advancement

Minimum of 90 days in this Phase
Fitness plan progress

*Abstinence a minimum 90 days consecutive at advancement
Completion and submittal of Phase Application Packet
Treatment plan progress
Compliance with all program requirements
Approval of Committee*

Committee Responsibilities in Phase III

*Case Manager/Coordinator case manage, assist in development life skills plan, review rules and waivers
Wassaja Family Services make adjustments to treatment if necessary
Human Resources discuss employment options for life skill plan
Education discuss educational options for like skill plan
Committee members communicate and adjust Wellness Plan if necessary*

Phase IV – Continued Care

Phase Requirements:

*Court hearings
Fitness Plan
Meet with Case Manager and/or Probation Officer
Primary treatment and continuing care
Attend support group/12-step meetings
Abstinence
Random drug testing
Community service hours
Strength-based questionnaire
Exit Interview*

Phase Advancement

*Minimum of 120 days in this Phase
Fitness plan progress
Abstinence a minimum 120 days consecutive at advancement
Completion and submittal of Graduation Application Packet
Treatment plan progress
Compliance with all program requirements
Approval of Committee*

Committee Responsibilities in Phase IV

*Case Manager/Coordinator case manage, complete questionnaire, assist with continued care plan, review rules and waivers
Wassaja Family Services reassess, develop continued care plan and make adjustments to treatment if necessary
Committee members communicate and adjust Wellness Plan if necessary.*

Cass County Leech Lake Band of Ojibwe

"Wellness Court Procedure Manual Ninth Judicial District" (July 2014)

Treatment Procedure

Upon completion of the chemical dependency assessment, the client is given a recommendation for substance abuse treatment by the chemical dependency assessor (a complete assessment file is provided to the Wellness Court Coordinator). The recommendation may include day/night treatment or may be a referral to a different modality, including secure (in jail) treatment, non-secure treatment, inpatient treatment or traditional drug counseling.

Appropriate cases are assigned to a particular program and location, depending on client's need, financial situation, and residence location. The client is informed to report to Court the following court date for his/her first Wellness Court appearance. The client will be required to report to court on a regular basis at the instruction of the Wellness Court Judges. Verbal/written updates from treatment and chemical monitoring will be presented at subsequent Court dates. If the client is not in custody, a treatment provider will schedule the client's first appointment with his counselor.

TREATMENT PROVIDERS:

Following the screening process, Wellness Court clients appear in Wellness Court at a time regularly set aside for these reviews. The Wellness Court Team is in attendance. The Team includes representatives of the treatment providers and probation officers. The clients are addressed by the Wellness Court Judge to ascertain that they understand the demands and rigorous schedule the program will place upon them. They will then speak with their treatment provider representative, who will give them specific information regarding the time and place of treatment.

Those at liberty leave the Court and are expected to report at the designated time to the assigned treatment facility for intake. Those who are incarcerated are returned to jail and will be picked up by the treatment provider and transported to the facilities where the treatment intake process takes place. They begin treatment immediately (if day treatment clients) or return that evening.

Report forms indicating attendance progress, problems, and drug screen results are provided to the Court at staffing. All clients must return to Wellness Court as directed by the Wellness Court Judge.

At the end of the treatment program, the clients have completed the structured treatment program and continue to participate in community support meetings under supervision of the Wellness Court Team.

Community Support Meetings/Sponsors

Each participant is expected to attend community support meetings. Participants can use the following as support group meetings: Alcoholics Anonymous, Alanon, Wellbriety, Narcotics Anonymous, Talking Circles, individual counseling, and Sweat Lodges. If a participant wishes to substitute any other meeting or activity, he/she can bring it to the Team for approval.

Each participant is expected to obtain at least one sponsor. A participant's sponsor must be the same gender as the participant; must be willing to talk with the Wellness Court Team; must be a person that will help the participant work on his/her 12 Steps; work out of the Big Book; and attend meetings with the participant. The sponsor is also being left open to a spiritual /cultural advisor who will support the participant in their recovery.

Verification: *Participants must have their journals signed at their support meetings and be able to provide follow-up verification if necessary. The Wellness Court probation agent also may be "spot checking" for verification.*

Yavapai-Apache

"Yavapai-Apache Family Health Court - Policies and Procedures" (October 2011)

6.0 Alcohol/Substance Abuse Program Policies

6.01

Participants assigned to the alcohol/substance abuse track shall participate in a three-phase program that is directed by the treatment plan and enforced through regular contact with the YAFHC.

6.02

Phase 1 shall last for six (6) weeks and shall have the following requirements:

- a. A minimum of two (2) drug tests a week.*
- b. At least of one (1) court appearance per week.*
- c. Maintaining a journal.*
- d. Individual and group counseling as defined in the treatment plan.*
- e. Other treatment activities defined in the treatment plan.*
- f. Optional spiritual counseling as defined by the treatment plan.*
- g. Optional traditional healing as defined by the treatment plan.*

6.03

Phase 2 shall last for twelve (12) weeks and shall have the following requirements:

- a. A revision of the treatment plan to include individual goals for sobriety, employment, education, housing, and child care, if necessary.*
- b. One (1) drug test per week.*
- c. One (1) court appearance per week.*
- d. Individual group counseling as defined in the treatment plan.*
- e. Physical training as determined by the YAFHC team.*

f. Other treatment activities as defined by the treatment plan, including but not limited to:

- 1) Tribal culture, language, or history classes*
- 2) Community service*
- 3) Education or job training*
- 4) Development of a life plan*
- 5) Journaling*
- 6) Optional spiritual counseling*
- 7) Optional traditional healing*

6.04

Phase 3 shall last for fourteen (14) weeks and shall have the following requirements:

- a. Occasional drug testing.*
- b. One (1) Individual counseling session per week.*
- c. One (1) group counseling session per week.*
- d. Court appearances as ordered by the Court.*
- e. Procure and maintain employment or education.*
- f. Journaling.*

6.05

Phase four (4) lasts for an indeterminate period and is optional for those whose participation in the YAFHC is based on an alcohol and substance abuse diagnosis. The purpose of the fourth phase is to provide an additional period of monitoring without the rigid structure of the first three phases. Drug testing and court appearances will be occasional as ordered by the YAFHC for a period of time to be determined by the YAFHC team.

6.06

A participant can be terminated from the YAFHC alcohol and substance abuse track if:

- a. The participant has had so many relapses that include alcohol or drug use that the YAFHC team is convinced that the participant cannot complete the program, or*
- b. The participant has missed court sessions or has participated in other negative behavior that has lead to the imposition of sanctions and the sanctions have not changed that behavior, or*
- c. The participant flees the jurisdiction of the Yavapai-Apache Tribal Court, or*
- d. The participant commits another crime while in the YAFHC.*

6.07

A participant can be terminated from the YAFHC through a Petition for Termination filed by the Yavapai-Apache Tribal Prosecutor.

6.08

Before a participant can be terminated from the YAFHC, there must be a hearing in the YAFHC to provide the participant the opportunity to address the issues that gave rise to the petition for termination. The participant will be represented by the Public Defender at the termination hearing.

6.09

If a participant is terminated from the YAFHC, the YAFHC will lose jurisdiction over the matter and jurisdiction will revert to the Yavapai-Apache Tribal Court.

6.10

Graduation from the YAFHC alcohol and substance track will be the result of the successful completion of the three phases of the program and successful living while in Phase 4. A participant will be recommended for graduation by the Tribal Prosecutor and, upon consensus of the YAFHC team, will be scheduled for graduation. Graduation is a celebratory event marking the beginning of a new life for the participant and should be recognized by the YAFHC decorum as such.

1.0 Mental Health Program Policies

7.01

Participants assigned to the mental health track shall participate in a three-phase program that is directed by the treatment plan and enforced through regular contact with the YAFHC.

7.02

Participants assigned to the YAFHC mental health track shall enjoy the following rights:

- a. The right to participate in the development of the treatment plan and to have the terms of the treatment plan explained to them.*
- b. If participating in the YAFHC under deferred prosecution, the right to refuse medications or a particular treatment, however, such a refusal may impact the YAFHC decision to accept the participant into the YAFHC or may result in termination from the YAFHC.*
- c. The right to have potential sanctions for non-compliance with the treatment plan or requirements of the YAFHC written into the treatment plan.*
- d. The right to have relapses and non-compliance issues to be reviewed in the light of whether the relapse or non-compliance was willful, a symptom of mental illness, or an indicator of the need to modify the treatment plan.*
- e. The right to have medical information kept out of public records and to have medical aspects of their case in YAFHC discussed in a way that respects the participant's right to privacy; however, the participant will be advised that some medical information may be discussed in open court and that the participant may be required to sign a Waiver of Confidentiality as a requisite for participating in the YAFHC.*

7.03

Phase 1 shall last for eighteen (18) weeks and shall have the following requirements:

- a. A treatment plan that includes mental and physical health care, medication administration, alcohol or substance abuse treatment and case management. The case management aspect of the treatment plan shall address housing, employment, education, and family-based issues.*
- b. One (1) drug test a week, unless a dual diagnosis has been made and the participant continues to use alcohol or drugs and has the capacity to control their*

drug or alcohol use, in which case the YAFHC will establish the schedule for drug testing.

- c. At least one (1) court appearance per week.*
- d. Individual and group counseling as defined in the treatment plan.*
- e. Other treatment activities defined in the treatment plan.*
- f. Other case management activities as defined by the treatment plan.*
- g. Optional spiritual counseling as defined by the treatment plan.*
- h. Optional traditional healing as defined by the treatment plan.*
- i. The participant shows some degree of improvement during the course of the phase.*

7.04

Phase 2 shall last for eighteen (18) weeks and shall have the following requirements:

- a. A revised treatment plan that includes mental and physical health care, medication administration, alcohol or substance abuse treatment, and case management. The case management aspect of the treatment plan shall address housing, employment, education, and family-based issues.*
- b. Occasional drug testing unless a dual diagnosis has been made and the participant was sanctioned three (3) or more times during Phase 1 for alcohol or drug use, in which case at least one (1) drug test a week will be required.*
- c. At least one (1) court appearance per week.*
- d. Individual and group counseling as defined in the revised treatment plan.*
- e. Other treatment activities defined in the revised treatment plan.*
- f. Other case management activities as defined by the revised treatment plan.*
- g. Optional spiritual counseling as defined by the revised treatment plan.*
- h. Optional traditional healing as defined by the revised treatment plan.*
- i. The participant shows some degree of improvement during the course of the phase.*

7.05

Phase 3 shall last for fourteen (14) weeks and shall have the following requirements:

- a. A revised treatment plan that includes mental and physical health care, medication administration, alcohol or substance abuse treatment, and case management. The case management aspect of the treatment plan shall address housing, employment, education and family-based issues.*
- b. Occasional drug testing unless a dual diagnosis has been made and the participant was sanctioned during Phase 2 for alcohol or drug use, in which case the YAFHC will determine a schedule for drug testing.*
- c. At least one (1) court appearance per week.*
- d. Individual and group counseling as defined in the revised treatment plan.*
- e. Other treatment activities defined in the revised treatment plan.*
- f. Other case management activities as defined by the revised treatment plan.*
- g. Optional spiritual counseling as defined by the revised treatment plan.*
- h. Optional traditional healing as defined by the revised treatment plan.*

7.06

Phase 4 lasts for an indeterminate period and is required for those with a mental health diagnosis. The purpose of the fourth phase is to provide an additional period of monitoring without the rigid structure of the first three phases. During the fourth phase, the YAFHC will continue to monitor medication and treatment plan compliance with court appearances to be determined by the YAFHC. Those with dual diagnoses will have drug testing and court appearances as ordered by the YAFHC for a period of time to be determined by the YAFHC team.

7.07

Graduation from the YAFHC Mental Health track will be the result of the successful completion of the first three phases of the program and successful living while in Phase 4. The participant will also need to demonstrate progress and stability. A participant will be recommended for graduation by the Tribal Prosecutor and, upon consensus of the YAFHC team, will be scheduled for graduation. Graduation is a celebratory event marking the beginning of a new life for the participant and should be recognized by the YAFHC decorum as such.

7.08

A participant can be terminated from the YAFHC Mental Health Track if:

- a. The participant has had so many relapses that include alcohol or drug use that the YAFHC team is convinced that the participant cannot complete the program or*
- b. The participant has missed court sessions or has participated in other negative behavior that has led to the imposition of sanctions and the sanctions have not changed that behavior, or*
- c. The participant flees the jurisdiction of the Yavapai-Apache Tribal Court, or*
- d. The participant commits another crime while in the YAFHC.*

7.09

A participant can be terminated from the YAFHC through a Petition for Termination filed by the Yavapai-Apache Tribal Prosecutor.

7.10

Before a participant can be terminated from the YAFHC Mental Health Track, there must be a hearing in the YAFHC to provide the participant the opportunity to address the issues that gave rise to the petition for termination. The participant will be represented by the Public Defender at the termination hearing.

7.11

The termination hearing for a participant in the Mental Health Track shall review the Participant's entire record of participation in the YAFHC. In order to be terminated from the YAFHC, the Prosecution must provide clear and convincing evidence that the negative behaviors giving rise to the termination petition are willful on the part of the participant or that the participant's mental illness has reduced the participant's capacity to understand or participate in the YAFHC process.

7.12

If a participant is terminated from the YAFHC, the YAFHC will lose jurisdiction over the matter and jurisdiction will revert to the Yavapai-Apache Tribal Court.

...

9.0 Access to Treatment

9.01

The essence of the YAFHC is the ability to access treatment services for participants in the program.

9.02

At the time of intake, the YAFHC Administrator will determine whether the applicant has health insurance or eligibility in any other program which may include mental health or alcohol or substance abuse treatment services. The YAFHC Administrator will also assist the applicant in applying for the AHCCCS eligibility.

9.03

The YAFHC Administrator will have the responsibility to develop partnerships and intergovernmental agreements with local, state, and federal agencies to secure treatment services for YAFHC participants.

9.04

The YAFHC Administrator will have the responsibility to develop relationships and contracts with private mental health and substance abuse treatment providers to secure treatment for YAFHC participants.

9.05

The YAFHC Administrator shall have the responsibility to seek out funding through programs, projects, and grants that will provide treatment services to the YAFHC participants.

Navajo Nation

"D.A.N.A. Program Procedures Manual" (August 2000)

XI. Treatment Process

The treatment providers are licensed professionals who deal with people with alcohol and drug problems. They have their own process and timeline for healing a client. That timeline will be respected and honored by the D.A.N.A. program. A document of protocol will be established between the DANA program and the treatment providers.

A. The process that the Court will follow will have four phases as a guideline and the conditions as a guideline for the client to develop his/her treatment plan. All or a few of the requirements will be part of the treatment plan depending on each case.

1. Phase One will be for eight (8) weeks.

a. Contact DANA Program Officer once a week.

- b. Drug/Alcohol testing during report to DANA Program Officer.*
 - c. Unannounced visitation by DANA Program Officer or a Probation Officer. Drug/alcohol testing will be given.*
 - d. Provide documentation for proof that treatment provider(s) was/were visited and assistance was received.*
 - e. Provide documentation for proof that a spiritual advisor was visited and assistance was received every week. (Assistance means spiritual counseling, helping out a leader in a church, NAC ceremony, a traditional ceremony, and/or attending a sweat lodge.)*
 - f. Provide documentation for proof that an AA class was attended and assistance was received.*
 - g. Provide documentation for proof that a DUI class was attended and assistance was received. (Refers only to DUI clients).*
 - h. Provide documentation for proof that three (3) sobriety events were attended every week.*
 - i. Provide ten (10) hours of community service every week.*
 - j. Attend Drug Court biweekly.*
 - k. The client will demonstrate by documentation that he/she is trying to obtain employment or continue their education.*
 - l. With assistance from the DANA Program Officer, the client will demonstrate he/she is working toward a stable living condition.*
- 2. Phase Two will be for twelve (12) weeks.*
 - a. Contact DANA Program Officer biweekly.*
 - b. Drug/Alcohol testing during report to DANA Program Officer.*
 - c. Unannounced visitation by DANA Program Officer or a Probation Officer. Drug/Alcohol testing will be given.*
 - d. Provide documentation for proof that treatment provider was visited and assistance was received.*
 - e. Provide documentation for proof that a spiritual advisor was visited and assistance was received biweekly.*
 - f. Provide documentation for proof that an AA class was attended and assistance was received.*
 - g. Provide documentation for proof that a DUI class was attended and assistance was received. (Refers only to DUI clients).*
 - h. Provide documentation for proof that four (4) sobriety events were attended biweekly.*
 - i. Provide five (5) hours of community service per week.*
 - j. Attend Drug Court biweekly.*
- 3. Phase Three will be for sixteen (16) weeks.*
 - a. Contact DANA Program Officer once a month.*
 - b. Drug/Alcohol testing during report to DANA Program Officer.*
 - c. Unannounced visitation by DANA Program Officer or a Probation Officer. Drug/Alcohol testing will be given.*
 - d. Provide documentation for proof that treatment provider was visited and assistance was received.*
 - e. Provide documentation for proof that a spiritual advisor was visited and assistance was received twice a month.*

- f. Provide documentation for proof that an AA class was attended and assistance was received monthly.*
- g. Provide documentation for proof that a DUI class was attended and assistance was received monthly. (Refers only to DUI clients).*
- h. Provide documentation for proof that six (6) sobriety events were attended monthly.*
- i. Obtain a sponsor and meet with them twice a month.*
- j. Attend Drug Court monthly.*
- 4. After Care will be for sixteen weeks.*
 - a. Contact DANA Program Officer every three (3) months.*
 - b. Drug/Alcohol testing during report to DANA Program Officer.*
 - c. Unannounced visitation by DANA Program Officer or a Probation Officer. Drug/alcohol testing might be given.*
 - d. Provide documentation for proof that a spiritual advisor was visited and assistance was received twice a month.*
 - e. Provide documentation for proof that two (2) sobriety events were attended monthly.*
 - f. Obtain a sponsor and meet with them once a month.*
 - g. Attend Drug Court every three months.*

*Relevant Sample Forms***Phase Change Petition****CASS COUNTY/LEECH LAKE WELLNESS COURT****Form Phase 1 (Treatment) to Phase 2 (Skills)**

Name: _____ Date: _____

I have at least 60 continuous days of clean and sober time.

My sobriety date is: _____

I completed Primary Treatment on: _____

At (facility/program): _____

I started or completed Phase 2 of treatment on: _____

At (facility/program): _____

I have been employed, volunteering, and/or attending school an average of
_____ hours per week at _____ since _____*I believe I'm ready to move to Phase 2 based on the fact that I have developed and am following a recovery plan that consists of the following:*

- Have you accepted that you are chemically dependent and understand that you cannot use mood-altering chemicals without suffering consequences?
Yes _____ No _____
Explain your answer:

- Have you started attending an abstinent-based recovery group on a regular basis?
Yes _____ No _____
If Yes, where and when: _____
If No, explain your answer: _____

- Have you approached someone to be your sponsor?
Yes _____ No _____ Not yet _____
If Yes, who and telephone number: _____

If No, explain your answer: _____

Describe how your thoughts about your sobriety and chemical dependency have changed.

Please list other positive changes you feel you have made in your sober life.

Participant Signature: _____ Date: _____

Please return completed form to Wellness Court.

This petition has been reviewed, and the Wellness Court Team recommends a phase change.

Wellness Court Coordinator

Date: _____

Phase Change Petition**CASS COUNTY/LEECH LAKE WELLNESS COURT****From Phase 2 (Skills) to Phase 3 (Growth)**

Name: _____ Date: _____

I have _____ days of sobriety. My sobriety date is: _____

I completed Phase II of treatment on: _____

At (facility/program): _____

I believe I'm ready to move to Phase 3 based on my answers to the following questions:

I have obtained a sponsor:

Yes _____ No _____ Not yet _____

If yes, who and telephone number: _____

If no, explain your answer: _____

What are the benefits you have realized from working with your sponsor?

The name of my home group is: _____

It meets on _____ at _____.

What benefits have you seen in having a home group?

_____***As a result of my sobriety, I believe I have made progress in the following areas:***

Employment/career:

Education:

Becoming a better citizen:

Family/relationships:

Other life areas such as obtaining a driver's license, having a stable/supportive living environment, etc.:

Are there any areas of your life that you are struggling with and/or believe the Wellness Court Team could assist you with?

Participant Signature: _____ Date: _____

Please return completed form to Wellness Court.

This petition has been reviewed, and the Wellness Court Team recommends a phase change.

Wellness Court Coordinator

Date: _____

Phase Change Petition**CASS COUNTY/LEECH LAKE WELLNESS COURT****From Phase 3 (Growth) to Phase 4 (Transition)**

Name: _____ Date: _____

I have _____ days of continuous clean and sober time. My sobriety date is: _____

I completed Phase II of treatment on: _____

At facility/program: _____

Are all of your fines and fees paid? ☐ Yes ☐ No***Give examples of how you have worked your recovery plan in the following areas:***

Spiritual: How has your behavior changed toward others (i.e., tolerance, taking responsibility for your actions, resolving your differences with others, overcoming resentment, etc.)?

Emotional: How has your thinking has changed (i.e., planning ahead, following-up on things, putting others needs ahead of yours, prioritizing tasks, improving communication, etc.).

Physical Well-Being: Explain how you are taking care of the physical aspects of your life (i.e., eating habits, paying off debts, medical appointments, paying rent, exercise, etc.).

Based on my answers above, I believe I am ready to move to Phase 4.Have you completed your Community Service Action Plan? ☐ Yes ☐ No

What are your thoughts and feelings about giving back to the community?

Please give examples of how the Wellness Court Team has helped or hindered your success in transitioning to a healthy lifestyle (i.e., work, school, housing, driver's license, etc.).

As you transition to Phase 4 of the Wellness Court program, what areas of your life will you continue to focus on to maintain your healthy lifestyle?

What are some things you are grateful for as a result of your sobriety and the Wellness Court program?

Please give some examples of how you are developing ways of having fun and enjoying life without chemicals.

Participant Signature: _____ Date: _____

Please return completed form to your probation officer.

This petition has been reviewed and the Wellness Court Team recommends a phase change.

_____ Date: _____

Wellness Court Coordinator

**CASS COUNTY/LEECH LAKE WELLNESS COURT
MY SAFETY/RELAPSE PREVENTION PLAN**

1. My diagnosis is: _____
2. Four symptoms I experience with my illness are (spiritual, mental, emotional, and physical):
 - a. _____
 - b. _____
 - c. _____
 - d. _____
3. Stressful events that endanger my health and put me in crisis: _____

4. What can I do to avoid these types of stressful events in the future? _____

5. Current stressors in my life today are: _____

6. Three ways that I can reduce my stress are:
 - a. _____
 - b. _____
 - c. _____
7. Three of my positive qualities are:
 - a. _____
 - b. _____
 - c. _____
8. Supportive friends/family members that I can call on a regular basis:
Name: _____ Phone number: _____
Name: _____ Phone number: _____
9. A daily community/leisure/healing activity I will engage in is: _____

10. An activity I will definitely avoid is: _____

11. Three steps I will take to prevent relapse (when symptoms return or get worse) are:
 - a. _____
 - b. _____
 - c. _____
12. If I begin to relapse, I will: _____

Participant signature: _____ Date: _____

CASS COUNTY/LEECH LAKE WELLNESS COURT
Application for Special Event Furlough

Event Date: _____ Event Time: _____

Activity Description (give specific information regarding what the event is and what you will be doing): _____**Activity Location** (if specific location, provide address and telephone number): _____**Who is attending** (provide specific information regarding first and last names and relationship with you):

_____**Why do you want to attend?** (please be specific): _____**Who have you talked to about your desire to attend:** _____**WHY or HOW will attendance benefit your sobriety:** _____**What risks or trigger will attendance at this event present:**

1. _____
2. _____
3. _____

How will you deal with each risk or trigger:

1. _____
2. _____
3. _____

*Signature of DWI Court Participant*_____
Date

An applicant must have participated in DWI Court for at least 90 days and have at least 45 continuous days of sobriety. This application must be submitted to your probation agent by 3:00 pm the Monday prior to your next DWI Court appearance.

APPROVED: _____ DENIED: _____

*Signature of Probation Agent*_____
Date

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL ONE TREATMENT

PHASE ONE: 30 TO 60 DAYS

ASSIGNMENTS:

1. Attend weekly court hearings: _____
2. Attend 2 counseling sessions per week. Counselor will schedule.
Session # 1 Day and Time _____
Session # 2 Day and Time _____
3. Attend 2 AA or NA 12-Step Meetings a week.
4. Attend assigned workshops and group. Counselor will assign.
5. Attend scheduled alcohol and/or drug tests, minimum 3 per week.
Test #1 _____
Test #2 _____
Test #3 _____
6. Complete Step One Packet.
7. Petition to Graduate to Phase Two.

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL ONE TREATMENT

PHASE TWO: 60 TO 90 DAYS

ASSIGNMENTS:

1. Attend scheduled drug court hearings. Scheduled in court.
2. Attend scheduled counseling sessions. Scheduled with Counselor.
3. Attend one 12-Step meeting per week (minimum).
4. Attend scheduled groups and workshops. Scheduled with Counselor.
5. Attend scheduled alcohol and/or drug testing. Scheduled in Court.
6. Complete Step Two and Three Packet.
7. Petition for Phase Three.

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL ONE TREATMENT

PHASE THREE: 30 TO 90 DAYS

ASSIGNMENTS:

1. Attend drug court hearings as assigned by the judge. Scheduled in court.
2. Attend bi-weekly counseling sessions. Scheduled with Counselor.
3. Attend one 12-Step meeting per week (minimum).
4. Attend scheduled alcohol and/or drug testing. Scheduled in Court.
5. Complete Step Four and Five Packet and Assignment.
6. Write a short- and long-term plan.
7. Petition to Graduate Treatment.

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL TWO TREATMENT

PHASE ONE: 60 TO 90 DAYS

ASSIGNMENTS:

1. Attend Day Treatment Program.
2. Attend weekly court hearings _____.
3. Attend counseling sessions. Counselor will schedule.
4. Attend 4 AA or NA 12-Step Meetings a week.
5. Attend scheduled alcohol and/or drug tests, minimum 5 per week.

Test #1 _____

Test #2 _____

Test #3 _____

Test #4 _____

Test #5 _____

6. Complete Step One within first 30 days.
7. Write your life-story, 5 pages or more.
8. Complete Step Two Packet within 60 days.
9. Receive a peer evaluation.
10. Petition to Graduate to Phase Two.

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL TWO TREATMENT

PHASE TWO: 30 TO 60 DAYS

ASSIGNMENTS:

1. Attend Day Treatment Program. Scheduled in Court.
2. Attend scheduled drug court hearings. Scheduled in court.
3. Attend scheduled counseling sessions. Scheduled with Counselor.
4. Attend AA or NA 12-Step Meeting. Scheduled in court.
5. Attend scheduled groups and workshops. Scheduled with Counselor.
6. Attend scheduled alcohol and/or drug tests. Scheduled in court.
7. Complete Step Three Packet.
8. Write 3 pages or more about the treatment issue(s) you have identified.
9. Receive a peer evaluation.
10. Write a short- and long-term plan.
11. Petition for Phase Three.

PASCUA YAQUI DRUG COURT TREATMENT

LEVEL TWO TREATMENT

PHASE THREE: 60 TO 90 DAYS

ASSIGNMENTS:

1. Attend Family Day Treatment sessions.
2. Attend drug court hearings as scheduled by drug court judge.
3. Attend counseling sessions. Scheduled in court.
4. Attend AA or NA 12-Step Meeting. Scheduled in court.
5. Attend scheduled alcohol and/or drug tests. Scheduled in court.
6. Complete Step Four and Five Packet and Assignment.
7. Present a topic on recovery in Day Treatment Program.
8. Petition to Graduate Treatment.

PASCUA YAQUI DRUG COURT TREATMENT**Master Treatment Plan**

Client Name: _____ Date: _____

Problem # _____ : _____

Goal: _____

Treatment ObjectivesAchievement Dates

Actions to Achieve Goal:	Evidence of Success:	Target:	Completed

Primary Counselor Signature Date_____
Client Signature Date

MASTER TREATMENT PLAN SIGNATURE PAGE

PRIMARY COUNSELOR: _____

Staff Signature
Date

PASCUA YAQUI DRUG COURT TREATMENT

7490 S. CAMINO DE OESTE

TUCSON, AZ 85746

(520) 883-5020 EXT. 6036

REFERRAL REQUEST

Name of Client: _____

Address: _____

Identification: _____

Phone Number: _____ Date: _____

REASON FOR REFERRAL:

- _____ Client is in need of detoxification services.
- _____ Client is in need of hospital based on secure treatment.
- _____ Client requires services not provided by P.Y.D.C.T.
- _____ Client has demonstrated non-compliant behavior and attitude.
- _____ Client is requesting referral to another agency.
- _____ Client has completed P.Y.D.C.T. program.

Explanation: _____

REFERRED TO (Facility-Physician): _____

Address: _____

Phone Number: _____

Client Signature_____
Date_____
Primary Counselor Signature_____
Date

**PASCUA YAQUI DRUG COURT TREATMENT
CONTRACT FOR TREATMENT**

I HAVE RECEIVED, READ, AND UNDERSTAND THE PASCUA YAQUI DRUG COURT PROGRAM RULES AND EXPECTATIONS, AND I UNDERSTAND THAT IF I VIOLATE THE FOLLOWING RULES I MAY BE DISCHARGED.

1. NO USE AND/OR POSSESSION OF ALCOHOLIC BEVERAGES OR OTHER MOOD-ALTERING SUBSTANCE INCLUDING INHALANTS OR TOXIC VAPORS.
2. NO POSSESSION OF FIREARMS OR WEAPONS.
3. NO PHYSICAL VIOLENCE OR THREATENING BEHAVIOR.
4. NO SEXUAL BEHAVIOR OR GESTURES.
5. FAILURE TO ATTEND OR PARTICIPATE IN SCHEDULED ACTIVITIES.
6. FAILURE TO RETURN FROM AN AUTHORIZED LEAVE AT THE AGREED UPON DATE OR FAILURE TO NOTIFY PYDCT WITHIN 24 HOURS AFTER YOUR EXPECTED RETURN OF ANY CHANGES.

I UNDERSTAND THAT I AM TO BE ACTIVELY INVOLVED IN MY OWN TREATMENT, AND I AGREE TO COMPLY WITH THE PASCUA YAQUI DRUG COURT TREATMENT RULES AND EXPECTATIONS. INFRACTIONS WILL RESULT IN CONFRONTATION BY STAFF, CONSEQUENCES, AND/OR POSSIBLE DISCHARGE FROM PYDCT. I UNDERSTAND AND THE COURT WILL BE NOTIFIED IN CASE I AM DISCHARGED.

MY RIGHTS TO CONFIDENTIALTY ACCORDING TO THE "CONFIDENTIALITY ACT" 42 CFR HAVE BEEN EXPLAINED TO ME.

IF STAFF DETERMINED THAT YOU ARE GOING TO PHYSICALLY HARM YOURSELF OR ANY OTHER INDIVIDUAL, PYDCT IS REQUIRED TO REPORT THAT BY LAW; ALSO, IF YOU REPORT THAT A CRIME HAS BEEN COMMITTED.

I UNDERSTAND THAT ISSUES RELATED TO CHILD ABUSE MUST BE REPORTED TO THE AUTHORITIES.

I HAVE READ MY RIGHTS AS A CLIENT/PARTICIPANT OF THE PASCUA YAQUI DRUG COURT PROGRAM AND HAVE BEEN INFORMED OF THE GRIEVANCE PROCEDURE IN THE EVENT I FEEL MY RIGHTS HAVE BEEN VIOLATED.

CLIENT SIGNATURE DATE

PYDCT STAFF SIGNATURE DATE

PASCUA YAQUI DRUG COURT TREATMENT CLIENT RIGHTS**AS A PYDCT CLIENT, YOU HAVE THE RIGHT:**

1. To be treated with consideration, respect, and full recognition of your dignity, identity, and individuality without regard to sex, age, handicap, income level, tribal affiliation, religious preference, or sources of payment for care.
2. To expect quality care and services and to be informed of PYDCT relationships with other health care institutions insofar as your treatment is concerned.
3. To be fully informed prior to the time of admission and during your participation of the fee for services at PYDCT.
4. To know the names of the staff responsible for your treatment.
5. To participate in planning your treatment.
6. To talk with your treatment staff, to consult other health care professionals, and to be informed of the diagnosis, proposed treatment, prognosis, possible alternative treatments, and all significant information regarding your condition. All information will be explained in terms that you understand.
7. To refuse treatment. Staff will explain the possible consequences of this decision.
8. To refuse to participate in experimental research.
9. To be informed, as early and clearly as possible of PYDCT rules and expectations governing your conduct as a client.
10. To be informed of the procedure for a client to initiate complaints and the process of review and resolution of complaints.
11. To expect reasonable safety insofar as PYDCT practices and environment are concerned.
12. To be free from mental and physical abuse.
13. To not be required to perform services for PYDCT which are not included for therapeutic purposes in your plan of care.
14. To Confidentiality according to **FEDERAL LAW, "THE CONFIDENTIALITY ACT," 42 CFR CHAPTER 1, SUB-CHAPTER A.**

Client Signature_____
Date_____
Staff Signature_____
Date

PASCUA YAQUI DRUG COURT TREATMENT**CLIENT PROGRESS REPORT**_____
DATE OF STAFFING_____
CLIENT'S ID NUMBER**REVIEW OF TREATMENT:**

ASSESSMENT OF TREATMENT:

PLAN FOR CONTINUED TREATMENT:

PROGRESS OF TREATMENT: ____SATISFACTORY ____COMPLIANT ____STAGNANT ____RESISTANT

REPORT REQUEST: ____N/A ____NO ____YES SENT

PRIMARY COUNSELOR_____
DATE_____
DRUG COURT COORDINATOR_____
DATE

PASCUA YAQUI DRUG COURT TREATMENT**Master Problem List**

Client Name: _____

Date of Admission: _____

Date/Problem Identified	Problem Statement	Code	Outcome

CODE

MTP – To be address on a Master Treatment Plan
 AP – To be addressed only on the Aftercare Plan
 M – Monitor during treatment
 N – Problem noted but no action required

Outcome

R – Resolved
 PR – Partially Resolved

**PASCUA YAQUI DRUG COURT TREATMENT
VERIFICATION OF COUNSELING**

This is to confirm that _____ obtained a(n):

_____ Domestic Violence Evaluation
_____ Alcohol Evaluation
_____ Substance Abuse Evaluation
_____ Other _____

from me on: _____

Recommendation: _____ Further treatment optional
_____ Further treatment
_____ AA meetings
_____ Weekly counseling, one-on-one
_____ Group meetings
_____ Other: _____
_____ No further treatment

COUNESLOR'S Name: _____ Phone Number: _____

COUNSELOR'S Signature: _____ Date: _____

To Client:

You must have the counselor/secretary fill out and sign this form. Then you must [source document illegible] with PYDCT. This is required as proof of compliance with the conditions of the program.

FORM DUE BY: _____

Counselor, was unable to sign: _____

Print name here: _____

Date: _____

Was another appointment made? _____ YES _____ NO

PASCUA YAQUI DRUG COURT TREATMENT**Aftercare Plan**

Client Name: _____

Date: _____

Problem #: _____

Goal: _____

Aftercare ObjectivesAchievement Dates

Actions to Achieve Goal:	Evidence of Success:	Target:	Completed:

Actions to Achieve Goal:	Evidence of Success:	Target:	Completed:

Primary Counselor Signature Date_____
Client Signature Date

HEALTH PROGRAMS
PASCUA YAQUI DRUG COURT TREATMENT
7490 S. CAMINO DE OESTE
Tucson, AZ 85746
(520) 883-5020 EXT. 6036

DISCHARGE SUMMARY

NAME: _____ ADMISSION DATE _____
CLIENT # _____ REPORT DATE _____ DISCHARGE DATE _____

REASON FOR DISCHARGE: _____

EVALUATION OF TREATMENT: _____

IDENTIFIED GOALS: _____

PROGRESS: _____

UNRESOLVED ISSUES AT DISCHARGE: _____

RECOMMENDATIONS AT DISCHARGE: _____

Staff Signature

Date

Client Signature

Date

PASCUA YAQUI DRUG COURT TREATMENT**DRUG COURT PARTICIPANT PROGRESS REPORT**

Defendant's Name: _____ Case Number(s): _____
 Date of this Appearance: _____ Report #: _____ Date Last Appeared: _____

Client ID #: _____ Caseworker: _____
 Date of Admission: _____ Case Phase: _____ Phase Start Date: _____
 (Phase = 1st, 2nd, 3rd) (R = Repeated Phase) (RR = Repeated Phase Twice)

DRUG TESTS RESULTS: _____ **CUMULATIVE SINCE LAST COURT APPEARANCE**

Number of Tests Ordered: _____

Number of Positive Tests: _____

Number of Negative Tests: _____

Number of Non-Appearances: _____

Number of Times Refused to Test: _____

Date of Last Test: _____ Test Results: _____

Drug Type (of positive): _____

COUNSELING ATTENDANCE: _____ **CUMULATIVE SINCE LAST COURT APPEARANCE**

No. of Sessions Required Group: _____ Ind.: _____ Group: _____ Ind.: _____

No. of Sessions Attended Group: _____ Ind.: _____ Group: _____ Ind.: _____

Date of Last Session: _____

ACUPUNCTURE SESSIONS: _____ **CUMULATIVE SINCE LAST COURT APPEARANCE**

No. of Sessions Attended: _____

Date of Last Session: _____

MASSAGE SESSIONS: _____ **CUMULATIVE SINCE LAST COURT APPEARANCE**

No. of Sessions Attended: _____

Date of Last Session: _____

SANCTIONS Residential Treatment: _____ Number of Days: _____ Date Ordered: _____

Ordered into Custody: _____ Number of Days: _____ Date Ordered: _____

Other: _____ Date Ordered: _____

SUMMARY _____

 SUBMITTED BY

 DATE

**SHIPROCK OUTPATIENT TREATMENT CENTER
DANA DRUG COURT
MONTHLY PROGRESS REPORT**

Patient's Name: _____ Case Review Date: _____

Patient Consent of Release updated: YES NO

Patient Status:

Active Yes No

Inactive Yes No

Other Comments: _____

Attendance:

Good: _____

Fair: _____

Poor: _____

Participation:

Good: _____

Fair: _____

Poor: _____

Other Comments: _____

Other specific recommendations _____

Summary report submitted by: _____

Primary Counselor
Shiprock Outpatient Treatment Center

[illegible]

**Judicial Branch of the Navajo Nation
D.A.N.A. Drug Court Program
“Sober Activities” Form:**

I, _____, agree to participate in the Drug Court Sober Activities. I understand I will be responsible to initiate communication and introduce myself with the sponsoring organization/program prior to the activities to begin. It is my responsibility to complete this Sober Activities Form by actively involving, or participation thereof. Immediately after activity is complete, I shall approach the “sponsor” for signature of participation.

A “sober activity” is considered one of the following events: cultural sensitive or athletic events; educational or community wellness activities; church and employment recreational activities are encouraged.

Should the sponsoring organization report to Drug Court Officer the client was under the influence or, fail to involve to participate, client shall be sanctioned by District Court.

Signature of Client: _____ Phase: _____

Name of Activity: _____ Number of Hours: _____

Name of Sponsor: _____ Date: _____

Signature of Drug Court Officer: _____

Section B: Cultural Elements

Purpose

The incorporation of culture and tradition has consistently been identified as one of the more important duties of a Healing to Wellness Court, providing both an opportunity to reintegrate the participant into the social and spiritual fabric of the community, as well as the means by which to do so. Tribal Key Component 4 states, “Tribal Healing to Wellness Court[s] provide access to holistic, structured, and phased alcohol and drug abuse treatment and rehabilitation services that incorporate custom and tradition.” The Gottlieb evaluators interpreted this language to mean that:

A principle of tribal wellness court philosophy is the integration of the traditional ways of healing to help fill the spiritual void the participant is now filling with drugs and alcohol. A wellness court that does not provide holistic, structured, phased treatment that incorporates the culture and tradition of the tribe is a court with a drug offense docket, not a true wellness court.

However, the Gottlieb evaluators found that in all of the first four Tribal Wellness Courts evaluated: (1) many tribal members do not practice traditional ways; (2) there was a lack of traditional knowledge and cultural resources in the community; (3) each Tribal Wellness Court had to make an immense effort to bring a cultural component into its program with little guidance from their trainings; (4) regardless of the difficulties, all four tribal wellness courts were able to integrate a cultural educational component; yet (5) care should be taken when integrating culture to avoid integrating religion in religiously diverse communities (emphasize culture not religion). “Cultural education” included prayers, sage burning, sweats, talking circles, fasting, preparing for Sun Dance, learning tribal history, and learning how to build a canoe or tan a deerskin. Graduation ceremonies were another place the Gottlieb evaluators found traditional aspect incorporated—from having honor songs sung for the participants to the giving of blankets.

Healing to Wellness Courts today incorporate a wide range of cultural, traditional, customary and/or community values, practices, and activities within their phased treatment plan requirements. These may include diagnostic, healing, and cleansing activities, such as consulting a medicine man or woman or participating in a cleansing ceremony (e.g., sweats or smoking); native justice-related activities that seek to repair broken relationships such as peacemaking, talking circles, or mediation; participation in spiritual or community activities such as religious society membership, traditional ceremonial participation, participation in competitions, feasts and games, or participation in the Native American Church; or seeking out the advice and/or mentorship of knowledge holders and elders. Wellness Courts may also incorporate substantive educational courses on tribal history and/or subsistence skills, or engage participants in family tree mapping or other tribal history or social projects (e.g., language preservation or revitalization efforts). They may also engage participants in community service projects ranging from subsistence activities to assisting the elderly. The possibilities are endless.

Sample Tribal Wellness Court Wording

Navajo Nation

"D.A.N.A. Program Procedures Manual" (August 2000)

General Overview:

The Navajo Nation Judicial Branch D.A.N.A. Dine Adil Nidliigo A'nai Neeh Program is a one-of-kind establishment offering defendants/offenders the opportunity to enter a court-supervised treatment program as an alternative to criminal prosecution or incarceration. The D.A.N.A. program will recognize both traditional and western-based treatment options to address the diverse beliefs of the program participants. D.A.N.A. will utilize the mainstream Drug Court concept involving leveraging the coercive power of the criminal justice system to achieve abstinence and alter criminal behavior through a combination of extensive supervision, court appearances, therapy, educational classes, drug testing, community services, incentives, sanctions, and case management.

D.A.N.A. Translation:

The Dine people have a unique Kinship structure that addresses the spiritual, behavioral, social, and physical characteristics of each individual. These aspects transform into individual self-identity, which dictates the rationale of avenues for seeking guidance. The elderly have stressed in their teaching that you must maintain balance and harmony within your personal and family relationships by learning and enriching your family and cultural values.

To best illustrate the meaning and significance of the term Dine Adil Nidliigo A'nai neeh, a traditional account is in order. In the Navajo traditional way, when a baby had their first laugh, an offering was made for them so they would have happiness throughout their life. A piece of traditional salt was also given out to the immediate relatives. Why traditional salt? The Dine people believed in a deity called Salt Woman. Salt Woman was the guardian of the great water. Salt Woman bestowed that best hospitality to all visitors with respect and pity.

The Dine people adopted the practice of giving out-traditional salt so the child would prosper and have respect and pity. Self-respect is taught and learned using the clan system. Each clan has an origin story that consist of gifts and talents. The ten fingers and ten toes all depict a profound purpose in life. The toes of the right foot are specified with five teachings we are to abide by, they are: 1.) Be careful; 2.) Use kinship terms; 3.) Do not lie/steal; 4.) Have self-respect and; 5.) Try your best.

To have self-respect is the take care of the physical and mental being. As a Dine, we are a reflection of our past and a reproduction of our parents. The right side of our body represents our mother, the left side represents our father. Our body belongs to our parents, and we are merely caretakers. We have to think right, drink right, and eat right,

clearly stated, consume only what is of good nourishment to our body and mind. That is the basis of self-respect.

*Dine Adil Nidliigo A'nai neeh literally means: **Dine**, a five-finger people; **Adil**, to affirm self-assurance or self-identification; **Nidliigo**, to acquire self-worthiness or self-respect; **A'nai neeh**, to restore the lost balance and harmony.*

...

DANA Program Treatment Policy and Procedures:

The defendant/offender that is processed through D.A.N.A. Drug Court Program, after initial intake assessment, the defendant/offender is referred as a "client" when he/she is under the care of Treatment Providers:

I. Designing an Individualized Treatment Plan:

- a. The treatment plan will take into consideration the structure of the family environment, peer groups, social trends, education, and employment status.*
- b. Each client will work with the Drug Court Officer to discuss the treatment plan process, confirm the action and responsibilities of the client.*
- c. After confirming the treatment plan, the client will then be referred to the appropriate: group counseling, individual or family counseling, appropriate medical care, and outpatient treatment.*
- d. The Treatment Phases are designed in accordance to the Dine philosophy and maternal aspect; specifically, this is a nine (9) month matrilineal process. The mother carries the child in her womb for nine months, and to structure the phases is to balance our approach for each client, and to have the client recognize this process is definitely important to re-establish their personal and family values.*

II. Orientation:

The client will meet with the Drug Court Officer will determine his/her eligibility and further explain the processes of Drug Court. Intake Case Assessment Form, Individual and Parental Consent Forms, and other documents will be completed at this initial meeting. The Drug Court Officer will determine if there are any additional assessment that need completed, i.e., physical examination of client, female who may be pregnant, or individuals who have not had a physical examination for more than a year.

III. Screening, Assessment and Evaluation:

The client will be given ten (10) working days to contact Department of Behavioral Health Services who will initiate screening, assessment, and evaluation, to determine his/her eligibility for this treatment program. The client will report back to the Drug Court Officer to ensure procedures are complied with. The Drug Court Officer will contact DBHS to return all screening, assessment, and evaluation forms to initiate the Treatment process.

IV. Traditional and Non-Traditional Treatment Providers:

There are two types of treatment providers the client will initiate to establish communication and it shall be the sole responsibility of the client to initiate the process. Prior to the initiating the process, the client will sign a Traditional and Non-Traditional Treatment Providers Consent Form to signify the client's preference.

- A. *Non-Traditional Treatment Providers:
A Western Concept of treatment provision.*
- B. *Traditional Treatment Providers:
Native American Church, Dine Ceremonies, Peacemaking, and other traditional treatment providers, as available.*

To secure the services of the traditional treatment provider, it shall be totally up to the client and the family shall understand and this is a family-oriented healing process. The Navajo Nation D.A.N.A. (Drug Court) will not be responsible for any financial obligation toward the healing process.

...

V. Inter-Departmental Cooperation and Working Relationship

- A. *Peacemaking Division
The Judicial District Peacemaker Liaison will coordinate with the DANA Program Officer to schedule peacemaking sessions by a respective peacemaker for the development of the treatment plan and to schedule peacemaking sessions for the client and his/her family or support group during any of the phases.*

...

X. DANA Process

...

- A. *Peacemaking Session*

A peacemaking session may be set up after the clinical screening and assessment is available and the family or support group established. During the peacemaking session, a realistic treatment plan to have the client regain self-respect and a positive self-image so they can make constructive changes in their life will be developed by the client and his family or support group. The Peacemaker, DANA Program Officer, and a representative from the treatment provider will attend the session.

Little Traverse Bay Band of Odawa

"Waabshki-Miigwan Court Manual" (January 2011)

Program Phase Objectives

During each phase of the WMDCP curriculum clients will look at specific areas of their lives in order to obtain a holistic balance.

In Phase One the client will:

1. *See what their reality is through the community's eyes;*
2. *Come to terms with the destruction of their addiction;*
3. *Meet others in the LTBB Community who are also in recovery;*
4. *Become willing to make positive changes in their life;*
5. *Be introduced to the basic principles of Alcoholics Anonymous (AA), Wellbriety, and the WMDCP;*
6. *Complete an in-depth study on Step One of the AA/Wellbriety programs.*
7. *Reconnect with the principles and guides within the culture of our ancestors;*
8. *Begin to understand the impact that their behavior has had on their family and community;*
9. *Begin to build a healthy routine;*
10. *Be introduced to the concept of sponsorship;*
11. *Be introduced to the concept of mind-mapping;*
12. *Begin to identify triggers;*
13. *Remain abstinent from drugs and alcohol; and,*
14. *Experience hope.*

In Phase Two the client will:

1. *Begin or strengthen their relationship with a higher power;*
2. *Begin to see how their life could be enhanced rather than hindered in sobriety;*
3. *Understand that their current situation is a result of their choices;*
4. *Become willing to except help and advice;*
5. *Continue meeting others in recovery and seek out the fellowship of LTBB elders;*
6. *Gain a deeper understanding of the culture of our ancestors;*
7. *Begin to apply the principles of Alcoholics Anonymous (AA), Wellbriety, and the WMDCP;*
8. *Complete an in-depth study on Steps Two and Three of the AA/Wellbriety programs.*
9. *Strengthen their new healthy routine with daily prayer and meditation and weekly physical activity.*
10. *Become comfortable at the self-help meetings they attend;*
11. *Choose a permanent sponsor; and*
12. *Remain abstinent from drugs and alcohol.*

In Phase Three the client will:

1. *Learn how to develop life goals and objectives;*
2. *Learn about their family and community history and the role they play in both;*
3. *Analyze their innermost fears, resentments, and sex conduct;*
4. *Place trust in their sponsor and build a relationship with them;*
5. *Chair self-help meetings;*
6. *Increasingly apply the principles found in the culture of our ancestors;*
7. *Complete in-depth studies on Steps Four, Five, Six, and Seven of the AA/Wellbriety programs.*
8. *Become willing to let go of unhealthy defense/survival mechanisms;*

9. *Humble themselves;*
10. *Learn about relapse prevention;*
11. *Be comfortable praying out loud; and*
12. *Remain abstinent from drugs and alcohol.*

In Phase Four the client will:

1. *Begin to examine their past and identify situations when they hurt others around them.*
2. *Find ways to reconcile past situations in which they harmed others;*
3. *Complete an in-depth study on Steps Eight, Nine, Ten, Eleven, and Twelve of the AA and Wellbriety programs;*
4. *Receive a personal business makeover;*
5. *Improve their job interviewing skills;*
6. *Build a resume;*
7. *Have a deep consciousness of a higher power;*
8. *Be comfortable admitting when they are wrong;*
9. *Remain abstinent from drugs and alcohol; and*
10. *Carry a message of hope to the LTBB community.*

Graduation:

Graduation will occur after successful completion of the program. Clients will be required to do an "Open Talk Project" where they will present their recovery story. Members of the LTBB community will attend to hear the client's story and also celebrate the client's success in recovery. A feast will be prepared in the client's honor and a certificate of completion will be awarded at the conclusion of the night. Prior to release from probation, the client must complete an exit interview.

Phases of Treatment

<i>Pre-Programming: Committee Group Interview, Team Acceptance, Possible In-Patient/Extensive Out-Patient Treatment before admittance.</i>			
PHASE I (Yellow)(Spiritual) Honesty	PHASE II (Red)(Emotional) Humility, Respect	PHASE III (Black)(Physical) Bravery, Love	PHASE IV (White)(Mental) Wisdom, Truth
Learning Level (Detoxification & Beginning Treatment)	Accepting Level (Stabilization & Treatment)	Willing Level (Maintenance & Treatment)	Succeeding Level (Aftercare)
Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 25% Court Costs & Fines Payed,	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 50% Court Costs & Fines Payed,	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 75% Court Costs & Fines Payed,	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 100% Court Costs and Fines Payed,

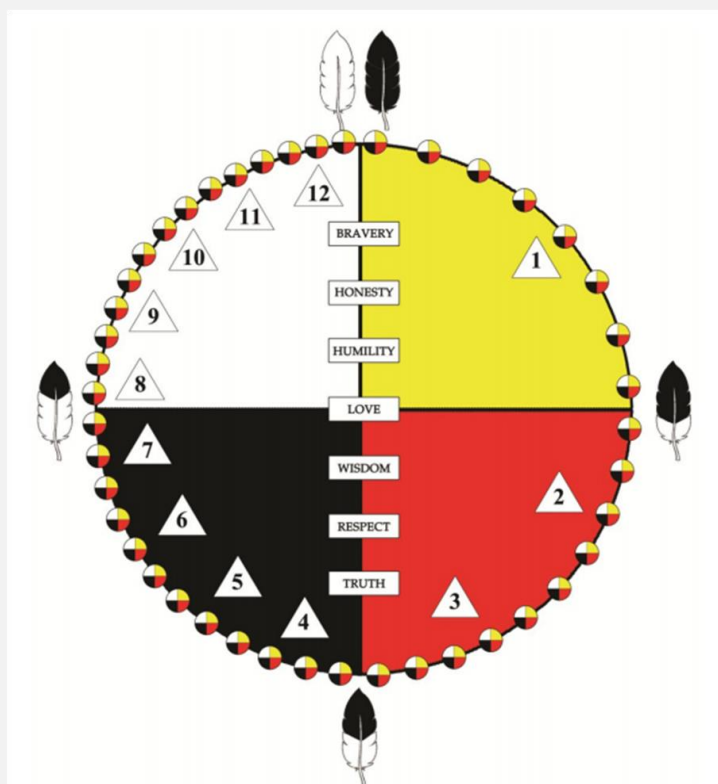
<i>Wellness Projects Complete, 8 Successful Weeks, Team Recommendation</i>	<i>Wellness Projects Complete, 10 Successful Weeks, Team Recommendation</i>	<i>Wellness Projects Complete, 12 Successful Weeks, Team Recommendation</i>	<i>Wellness Projects Complete, 14 Successfully Weeks, Team Recommendation</i>
8 successful weeks a + b + c = successful week	10 successful weeks a + b + c = successful week	12 successful weeks a + b + c = successful week	14 successful weeks a + b + c = successful week
Wellness Projects	Wellness Projects	Wellness Projects	Wellness Projects
Status Hearings 4X/month	Status Hearings 4X/month	Status Hearings 2X/month	Status Hearings 2X/month
PBT's Daily Drug Test 2X/week Minimum	PBT's Daily Drug Test 2X/week Minimum	PBT's Random Drug Test 1X/week Minimum	PBT's Random Drug Test Random
1 hr/week physical activity	1 hr/week physical activity	1 hr/week physical activity	1 hr/week physical activity
Case Management & Supervision	Case Management & Supervision	Case Management & Supervision	Case Management & Supervision
<i>Individual Counseling (2 x/week) Educational, Cognitive Behavioral</i>	<i>Individual Counseling (1 x/week) Educational, Other Methodology</i>	<i>Individual Counseling (as needed) Educational, Other Methodology</i>	<i>Individual Counseling (as needed) Maintenance, Other Methodology</i>
Self-Help Meetings 4 x/week	Self-Help Meetings 3 x/week	Self-Help Meetings 3 x/week	Self-Help Meetings 2 x/week
Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation
Step 1	Steps 2 & 3	Steps 4–7	Steps 8–12
			Develop & Implement Aftercare Plan
			GRADUATION
			Steps 10-12

Program Phase Breakdown

PHASE ONE	PHASE TWO
A) Phase One - Week-to-Week Workbook	B) Phase Two - Week-to-Week Workbook
Week 1 – Where am I? Where will I go? Week 2 – What to Expect from Us? What We Expect... Week 3 – Those Around Us Week 4 – How will We Start the Fire? Week 5 – Step One, Part One Week 6 – Step One, Part Two Week 7 – Step One, Part Three Week 8 – Presentation on Step One Accomplishment	Week 9 – Step Two Part One Week 10 – Step Two Part Two Week 11 – Step Two Part Three Week 12 – Presentation on Step 2 Accomplishment Week 13 – Step Three Part One Week 14 – Step Three Part Two Week 15 – Step Three Part Three Week 16 – Take Step Three Week 17 – Sponsorship, pt. 1 Week 18 – Sponsorship, pt. 2
B) Phase One - Week-to-Week Planner	B) Phase Two - Week-to-Week Planner
Probation Reporting 1X/week Status Hearings 4x/month Daily PBT's, drug test 2x/week minimum 1 Hour of physical activity/week Individual Counseling 2x/week Self-Help meetings 4x/week Daily morning prayer and meditation	Probation Reporting 1X/week Status Hearings 4x/month Daily PBT's, drug test 2x/week minimum 1 Hour of physical activity/week Individual Counseling 1x/week Self-Help meetings 3x/week Daily morning prayer and meditation
C) Follow ALL Program Rules and Regulations	C) Follow ALL Program Rules and Regulations
PHASE THREE	PHASE FOUR
A) Phase Three - Week-to-Week Workbook	A) Phase Four - Week-to-Week Workbook
Week 19 – Setting Life Goals Week 20 – Know Where You Come From Week 21 – Family Tree Presentation Week 22 – Step Four, Part One Week 23 – Step Four, Part Two Week 24 – Step Four, Part Three Week 25 – Step Four, Part Four Week 26 – Step Five Week 27 – Step Six Week 28 – Step Seven Week 29 – What is Relapse Prevention? Week 30 – Relapse Prevention Presentation	Week 31 – Step Eight, Part One Week 32 – Step Eight, Part Two Week 33 – Step Nine, Part One Week 34 – Step Nine, Part Two Week 35 – Step Nine, Part Three Week 36 – Personal Makeover Week 37 – Understanding Your Shape Week 38 – Building Your Resume Week 39 – Interview for Your Dream Job Week 40 – Step Ten Week 41 – Step Eleven Week 42 – Aftercare, Part One Week 43 – Aftercare, Part Two Week 44 – Your First Lead
B) Phase Three - Week-to-Week Planner	B) Phase Four - Week-to-Week Planner
Probation Reporting as needed Status hearings 2X/month Random PBT's, drug test 1X/week minimum 1 hour of physical activity/week Individual counseling as needed Self-help meetings 3X/week Daily Morning Prayer and meditation	Probation reporting as needed Status hearings 2X/month Random PBT's, random drug test 1 hour of physical activity/week Individual counseling as needed Self-help meetings 2X/week Daily Morning Prayer and meditation
C) Follow ALL Program Rules and Regulations	C) Follow ALL Program Rules and Regulations

Week-to-Week Diagram (Poster)

The WMDCP Week-to-Week Diagram is a tool used to display client progress in the curriculum. Throughout the program, the client will receive incentive patches for successful completion of certain tasks. For example, when a client completes step 1, they will receive a patch that symbolizes their completion of that step. Other patches are awarded for work in the Seven Grandfather teachings, the 12 steps, and for advancing to the next phase. The client also receives a medicine wheel patch for each successful week completed. As the client progresses through the WMDCP program, their diagram will become increasingly detailed until they finally complete the diagram upon graduation. Below is an example of what a completed diagram will look like when a client is successful in completing the WMDCP.

**Seven Grandfather Teachings**

Nibwaakaawin—Wisdom: To cherish knowledge is to know Wisdom. Wisdom is given by the Creator to be used for the good of the people. In the Anishinaabe Language, this word expresses not only "wisdom," but also means "prudence," or "intelligence." In some communities, Gikendaasowin is used; in addition to "wisdom," this word can also mean "intelligence" or "knowledge."

Zaagi'idiwin—Love: To know Love is to know peace. Love must be unconditional. When people are weak they need love the most. In the Anishinaabe language, this word with the reciprocal theme /idi/ indicates that this form of love is mutual. In some communities, **Gizhaawenidiwin** is used, which in most context means "jealousy" but in this context is translated as either "love" or "zeal." Again, the reciprocal theme /idi/ indicates that this form of love is mutual.

Minaadendamowin—Respect: To honor all creation is to have Respect. All of creation should be treated with respect. You must give respect if you wish to be respected. Some communities instead use **Ozhibwaadenindiwin** or **Manazonidiwin**.

Aakode'ewin—Bravery: Bravery is to face the foe with integrity. In the Anishinaabe language, this word literally means "state of having a fearless heart." To do what is right even when the consequences are unpleasant. Some communities instead use either **Zoongadikiwin** ("state of having a strong casing") or **Zoongide'ewin** ("state of having a strong heart").

Gwayakwaadiziwin—Honesty: Honesty in facing a situation is to be brave. Always be honest in word and action. Be honest first with yourself, and you will more easily be able to be honest with others. In the Anishinaabe language, this word can also mean "righteousness."

Dabaadendiziwin—Humility: Humility is to know yourself as a sacred part of Creation. In the Anishinaabe language, this word can also mean "compassion." You are equal to others, but you are not better. Some communities instead express this with **Bekaadiziwin**, which in addition to "humility" can also be translated as "calmness," "meekness," "gentility," or "patience."

Debwewin—Truth: Truth is to know all of these things. Speak the truth. Do not deceive yourself or others.

Medicine Wheel Summary
Mshkiki Dedbise
 Medicine Wheel


Direction	Medicine	Season	Life Stage	Color	Time of Day
<i>Waabinong</i> <i>waa bi nong</i> East	<i>Semaa</i> <i>se maa</i> Tobacco	<i>Mnookmi</i> <i>mi noo ki mi</i> Spring	<i>Binoojiinh</i> <i>bi noo jiinh</i> Child	<i>Ozaawa-</i> <i>o za wa</i> Yellow	<i>Kizhep</i> <i>ki zhep</i> Morning
<i>Zhaawanong</i> <i>zhaa wa</i> <i>nong</i> South	<i>Kiizhik</i> <i>kii zhik</i> Cedar	<i>Niibin</i> <i>nii bin</i> Summer	<i>Shkiniigi</i> <i>shki nii gi</i> Youth	<i>Mskwaa-</i> <i>m skwaa</i> Red	<i>Naakwe</i> <i>naa kwe</i> Noon
<i>Epangishmok</i> <i>e pan gish</i> <i>mok</i> West	<i>Mashkodewashk</i> <i>ma shko de</i> <i>washk</i> Sage	<i>Dgwaagi</i> <i>da gwaa gi</i> Fall	<i>Ntaawgi</i> <i>ni taaw gi</i> Adult	<i>Makade-</i> <i>ma ka de</i> Black	<i>Naakshik</i> <i>naak shik</i> Evening
<i>Giïwedonong</i> <i>gii we di</i> <i>nong</i> North	<i>Wiingash</i> <i>wiin gash</i> Sweetgrass	<i>Biboon</i> <i>bi boon</i> Winter	<i>Kikaa</i> <i>ki kaa</i> Elder	<i>Waabshkaa-</i> <i>waab shka</i> White	<i>Niibaadibik</i> <i>Nii baa di</i> <i>bik</i> Night

Prepared by the LTBB Language Department

Yurok Tribal Court

"Wellness Court Program Guide" (July 2010)

Drug Court Program
Screening and Assessment

1. **Legal Screening** – Before being accepted into the program, individuals need to have all legal obligations taken care of or be current with any ongoing obligations.
2. **Initial Screening** – The initial screening process entails the YWC team reviewing potential client information e.g., their needs, wants, strengths, and resources.
3. **Clinical and Cultural Assessment** – Clients will undergo a comprehensive assessment to include substance use and abuse, mental health issues, violence and trauma history, and other needs. A culturally based assessment will be done to determine the level of engagement in traditional Yurok customs and community activities.
4. **Letter for Services** – A letter to the YTC will need to be submitted by the potential client requesting services from the YWC.
5. **Petition of Services** – A Petition will be filed with the YTC, a case number and court date will then be assigned.

6. **Court Order** – At the Court Hearing, an Order will be filed accepting or denying potential clients into the YWC Program and ordering clients to recommended treatment and/or to participate in a treatment plan.

Program Design - Treatment Program (Requirements in each phase will be designed to fit the needs and wishes of the individual participant)

Phase I – Detoxification and Establishment of Treatment

Objective: To understand the Yurok Wellness Court concept and what is required of each individual client

Duration: 2 – 4 weeks

Suggested Requirements:

- Sign and complete necessary paperwork
- Initial intake and legal screening
- Chemical and cultural assessment
- Weekly check-ins with case manager

Phase II – Stabilization and Treatment

Objective: To enter and successfully complete the recommended treatment program

Duration: 3 – 6 months maybe extended by agreement

Suggested Requirements:

- Individual and group counseling
- Alcohol and drug education
- 12-step program
- Red Road/Traditional Values in Recovery
- Talking Circles
- Relapse Prevention
- Sweat Lodge
- Weekly check-ins with YWC team members
- Monthly status reports

Phase II – Stabilization and Transitional

Objective: Develop and work through individualized case plans

Duration: 3 – 6 months

Suggested Requirements:

- Appear before Court once a month
- Submit to random drug testing
- Twice weekly AA or Wellbriety meetings

- *Twice weekly meetings with Case Manager by phone or in person*
- *Twice monthly individual counseling sessions*
- *Attend at least 3 sober activities a month planned or approved by Case Manager*
- *Actively looking for a job and/or plan to attend higher education/vocational schooling*
- *Every other week meet with spiritual leader, mentor, or advisor (where applicable)*

Phase III – Maintenance

Objective: Utilize recovery skills to maintain sobriety

Duration: 3 – 6 months

Suggested Requirements:

- *Appear before Court once a month*
- *Attend AA or Wellbriety meetings*
- *Once a week check-ins with Case Manager*
- *Weekly random drug testing*
- *Maintain employment and/or attend school*
- *Every other week meet with spiritual leader, mentor, or advisor (where applicable)*

Phase IV – Alumni

Objective: Establish a support and mentoring group

Duration: 3 months; continuous

Suggested Requirements:

- *Maintain employment and/or attend school*
- *Mentor new YWC clients with sobriety*
- *Attend weekly Alumni Group meetings*

Graduation

Eligibility:

- *Successfully progressed through all phases of program*
- *Maintained sobriety for at least 180 consecutive days*
- *YWC team recommendation for graduation*

...

Cultural Division

Description: Tribally specific cultural healing and traditional knowledge intervention initiative for ongoing treatment and recovery of clients and their families.

Requirements: Depending on the level of cultural engagement, readiness, and desire, clients will be placed at different levels for their case planning.

Level I – Cultural Engagement

Peer Counselors – individuals involved in ceremonial and/or cultural activities that demonstrate leadership skills. The Peer Counselors will work primarily with youth and young adults.

Related Activities:

- Cultural awareness building
- Yurok teachings
- Instruction on traditional knowledge

Level II – Cultural Competencies and Traditional Skill

Cultural Advisors – recognized cultural artisans, linguist, and other individuals with proficient skills and acquired knowledge of Tribal customs and traditions.

Related Activities:

- Survival skills
- Construction of equipment, tools, and related accoutrements
- Food gathering, production, and processing
- Traditional hunting
- Fishing skills
- Ceremonial regalia making
- Language acquisition
- Cultural awareness building
- Development of a positive self and tribal identity.

Level III – Traditional Health and Healing

Traditional Practitioners – respected elders, dance leaders, ceremonial leaders, and cultural caregivers. To ensure maximum effectiveness, the Yurok Wellness Court might petition the Yurok Tribal Council and seek formal certification or credentialing of Traditional Practitioners for their tribally specific knowledge and expertise.

Related Activities:

- Teachings of traditional laws and custom
- Cultural and gender-specific life ways
- Tribal ceremonies protocol instruction
- Intergenerational guidance on personal, family, and socio-cultural wellbeing
- Oversight of family mediation and reconciliation

Eastern Band of Cherokee

"Cherokee Tribal Drug Court - Policies and Procedures Manual" (June 2009)

Levels of The Tribal Drug Court Program

The Cherokee Tribal Drug Court Program is divided into seven phases to correspond with the seven clans of the Eastern Band of Cherokee Indians. These phases are named after each clan in alphabetical order.

1. **Bird Clan:** This phase encompasses the Cherokee Court Trial Judge's determination that the criminal defendant is potentially eligible for Tribal Drug Court and the initial order referring the defendant to the Tribal Drug Court Program.
2. **Blue Clan:** This phase encompasses the time in which the referred participant:
 - Receives his or her initial review, criminal record check, and Substance Abuse Assessment from Analenisgi,
 - Receives his/her orientation about the Tribal Drug Court program from the case manager, if he/she is eligible to continue, and;
 - Receives his/ her review and acceptance into the program by the Tribal Drug Court Team.
3. **Deer Clan:** This phase consists of a stabilizing period, which includes at least 90 Days of continuous sobriety.
 Minimum Requirements:
 - A. Attend one Drug Court session per week;
 - B. Provide random drug screens which reflect no use of alcohol or illegal drugs;
 - C. Attend all assigned documented Alcoholic Anonymous (**AA**) Narcotic Anonymous (**NA**) meetings; Begin a 12-step Recovery Program; obtain a sponsor;
 - D. Attend all assigned group, family, and/or individual counseling sessions;
 - E. Develop a payment plan for court obligations;
 - F. Remain in court-approved stable housing;
 - G. Maintain court-approved employment, training, and/or education referrals;
 - H. Write daily journal assignments which are submitted to the Judge;
 - I. Comply with any necessary medical referrals;
 - J. Learn to speak and write their name in the Cherokee language;
 - K. Maintain daily phone contact with case coordinator or program coordinator by providing a phone message with date, time, and name. Restricted numbers will not be accepted;
 - L. One office visit per week.
4. **Longhair Clan:** This phase encompasses an educational period, which includes 90 days of continuous sobriety.
 Minimum Requirements:
 - A. Attend one Drug Court session every week;
 - B. Provide all assigned drug screens each week, which will reflect no use of

- alcohol or illegal drugs;
- C. Attend all assigned documented AA/NA meetings;
- D. Attend all assigned group, family, and/or individual counseling sessions;
- E. Continue a payment plan to satisfy any court obligations;
- F. Maintain court-approved housing;
- G. Maintain court-approved employment, training, and/or educational referrals;
- H. Turn in daily journal assignments;
- I. Read a cultural book every two weeks and turn in a report to the Judge;
- J. Maintain daily physical activity, which is reported to the Judge;
- K. Perform at least one good deed every week to be reported to the Judge;
- L. Maintain regular contact with sponsor and continue work on a 12-step program;
- M. Write a paper on three (3) things they have learned about themselves;
- N. Maintain daily phone contact with case coordinator or program coordinator by providing a phone message with date, time, and name. Restricted numbers will not be accepted;
- O. Attend office visit every week

5. **Paint Clan:** This phase covers life skills, including 90 days of Continuous Sobriety.

Minimum Requirements

- A. Attend one Drug Court Session every other week;
- B. Provide all assigned drug screens each week, which will reflect no use of alcohol or illegal drugs;
- C. Attend all assigned documented AA/NA meetings;
- D. Attend all assigned group, family, and/or individual counseling sessions;
- E. Continue payments to court obligations;
- F. Maintain court-approved housing;
- G. Maintain court-approved employment, training, and/or educational referrals;
- H. Turn in daily journal assignments;
- I. Read a cultural book every two weeks and turn in a report to the judge;
- J. Maintain daily physical activity which is reported to the Judge;
- K. Do at least one good deed every two (2) weeks and report to the Judge;
- L. Maintain regular contact with sponsor and continue work on the 12-step program;
- M. Interview a cultural leader or elder (presentation determined by team);
- N. Maintain phone contact two (2) times week;
- O. Attend an office visit every other week.

6. **Wild Potato Clan:** This phase encompasses a self-motivational period which includes 90 days complete sobriety.

Minimum Requirements:

- A. Attend one Drug Court session every three (3) weeks;
- B. Provide all assigned drug screens each week, which reflect no use of alcohol or illegal drugs;
- C. Attend all assigned documented NA/AA meetings;
- D. Attend all assigned group, family, and/or individual counseling sessions;
- E. Pay remainder amount of court obligations;
- F. Maintain court-approved housing;

- G. *Maintain court-approved employment, training, and/or educational referrals;*
- H. *Turn in journal assignments;*
- I. *Read a cultural book and turn in a report to the Judge;*
- J. *Maintain regular contact with sponsor and continue to work on a 12-step program;*
- K. *Do at least one good deed and report to the Judge;*
- L. *Mentor a new Drug Court participant and/or group session;*
- M. *Complete an exit calendar, exit interview, and plan for aftercare;*
- N. *Demonstrate tribal, cultural skill to participants;*
- O. *Obtain GED or High Skill equivalency;*
- P. *Attend graduation, and present a speech on what the program meant to you.*

7. Wolf Clan: AFTERCARE

Participants are required to be available for 3 months after graduation to serve as a mentor for new participants or group session and/or perform public speaking as requested by the program. Aftercare also involves continued attendance at AA or NA meetings, regular graduate support groups that continue to work on relapse prevention, alumni social meetings, and random urine screens or breathalyzers if requested by staff or the Cherokee Tribal Drug Court Judge. Graduates shall notify the Cherokee Tribal Drug Court Team of any changes in address or employment status and contact the office at least once a year for 5 years for statistical purposes.

Graduates of the program are encouraged to call the Cherokee Tribal Drug Court if they are struggling in their sobriety or are experiencing other crisis situations. A Case Manager, Program Coordinator or SA Treatment Counselor will be available to address the issues and offer assistance to support.

If graduates fail to meet the requirements of aftercare, the Tribal Drug Court Judge may then order the graduate to continue participation, or in some cases, revoke the conditional discharge from probation.

Attendance at all appointments will be verified through communication with the Tribal Drug Court Staff and the agency providing the services.

The case(s) is then placed on the Cherokee Tribal Court criminal docket for sentencing proceedings.

Relevant Sample Forms

NAVAJO NATION JUDICIAL BRANCH DANA Drug Court Spiritual Advisement Consent Form
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I, _____, have read and understand the requirement for my participation in the Navajo Nation Drug Court Program.

I “agree” to participate in the Traditional and non-Traditional as a “client” to seek spiritual advisement from a Traditional Practitioner, Native American Church (NAC), or a Non-Traditional provider (Church).

I understand that my family and I are responsible for payment of fee(s) for Traditional and NAC Prayer Services. And, I understand in the event the participation consent is not honored in Phase I or II, I can be sanctioned by the District Court.

It is the client’s responsibility to approach the Traditional practitioner, NAC Road Man, or Non-Traditional to gain their signature to verify participation.

Recommendation by Spiritual Advisor.

 Client’s Signature

 Spiritual Advisor’s Signature

 Drug Court Officer

 Date of completion

**Judicial Branch of the Navajo Nation
Shiprock District Court
D.A.N.A. Drug Court Referral to Peacemaking Division**

Referral Date: _____ Referred to: _____
(Name of Peacemaker Liaison)

Name of Client: _____ Census #: _____ DOB: _____

Mailing Address: _____

Note: Peacemaker Liaison will fill in items A to E and return form to DANA Drug Court Officer.

A. Purpose of Peacemaking Session:

B. Names of family members, Treatment Provider, and significant others that attended session:

C. If a Treatment Plan Provided by Treatment Provider: (Yes or No) If Yes, see recommendation listing, or if client declines participation, provide statement:

D. Peacemaker's Fee: \$60.00 per session. Did DANA Drug Court Client agree to pay for fee: (Yes or No)

E. Was the Peacemaking Session a success? What was resolved? Will Peacemaker provide written report for client?

Drug Court Officer: _____

Date: _____

Peacemaker Liaison: _____

Date: _____

DANA Drug Court Client: _____

Date: _____

Treatment Provider: _____

Date: _____

Section C: Sanctions, Incentives, and Termination

Purpose

The purpose of this section is to clearly describe, and to put participants and their families on notice of, how the system of sanctions and incentives will work, and what will trigger sanctions and program termination. The National Drug Court Institute recommends that infractions be concretely defined, with the permissible range of sanctions that can be imposed for certain types of infractions clearly specified, in the written Policies and Procedures Manual (P&PM).³⁹

Concrete information about the grounds for termination should also be clearly described in the P&PM. Failure to specify the grounds for termination up front may lead to a due process challenge whereby a participant can argue that he or she faces a loss of liberty without adequate notice. The Healing to Wellness Court team should consider what behaviors might lead to immediate termination from the Wellness Court (e.g., behaviors that jeopardize public safety or threaten the welfare of staff members or other participants, DUI, dealing drugs to other participants in the program, threatening the staff, etc.). Less serious infractions would be typically punished on a graduated or escalating basis with termination being the last sanction on the graduated scale (e.g., steadily increasing sanctions for each alcohol-positive urine test).

Below is an excerpt of how sanctions and incentives work from *Tribal Healing to Wellness Courts: The Key Components*, Key Component 6: Sanctions and Incentives, to facilitate analysis of your Wellness Court's sanction/incentive structure.

The drug court model was designed to use strategies to respond to participant behavior, for example to reward positive behavior and sanction negative behavior. The goal is to have participants successfully comply with and complete the Tribal Healing to Wellness Court requirements and their individual treatment plans. The primary focus has been on how such incentives and sanctions are applied in the courtroom. But drug court professionals stress that such measures should also be applied in treatment, probation, and case-management settings. The basic techniques break down into positive reinforcement methods and sanctions. Positive reinforcement methods (incentives) are associated with promoting sustained behavior change, and sanctions are associated with short-term effects (hours or days) when a behavior "cannot be permitted to recur and must be squelched quickly in the interest of public safety."⁴⁰ Tribal Healing to Wellness Court teams can and should model incentives and sanctions in culturally appropriate ways. Each community is distinct, and what may be an incentive in one community may be

³⁹ Quality Improvement for Drug Courts: Evidence -Based Practices, Subchapters on "Application of Sanctions," pp. 113 - 114, Monograph Series 9, National Drug Court Institute (2008).

⁴⁰ National Drug Court Institute (NDCI), *Quality Improvement for Drug Courts: Evidence-Based Practices*, "Motivational Incentives in Drug Courts," MONOGRAPH SERIES 9, 101-104, 109-114 (2008); see also *id.* at "Motivational Incentives in Drug Courts" and "Application of Sanctions," 97 and 107, respectively.

irrelevant in another. Evaluating the value of items and activities to the community base will provide the Tribal Healing to Wellness Court team with several tribally appropriate motivational options for rewarding (incentivizing) or sanctioning participant behavior.

Positive Reinforcement Methods—“The point of motivational incentive programs is to bring the benefits of abstinence forward in time by providing tangible and immediate rewards.”⁴¹ The original model was a “voucher system” model in which points could be earned each time a negative drug test was submitted.⁴² The points had a monetary value and could be used to purchase retail goods (for example, clothing and sports equipment) and services (for example, rent or bill payments) with the staff making the purchases. A later version called a “fishbowl system” varied the model in order to lower costs. In the fishbowl system, participants could draw a slip of paper from a bowl each time they submitted a drug-free test, with a chance of winning prizes that were displayed on site. Both systems have been shown to promote sustained abstinence in treatment settings. Drug courts are now applying this approach (using low-cost, prize-based motivational incentives) in order to achieve other goals, such as improved attendance and adherence to treatment goals. The principle of positive reinforcement is thought to promote desired behavior while “fostering a more positive and celebratory atmosphere.” Three basic steps are followed in implementing a successful positive reinforcement intervention: (1) selection and definition of target behaviors (for example, keeping regular status hearing dates, giving urine samples on demand, attending self-help meetings, and remaining abstinent); (2) identification of effective “reinforcers” (for example, prizes, vouchers, verbal praise, and social support); and (3) development and implementation of a plan that ensures immediate, reliable, and consistent application of the intervention.⁴³

Evidence-Based Practices in Nontribal Drug Courts: Incentives⁴⁴

1. Positive reinforcement should be incorporated into all levels of the drug court program.
2. Reports to the judge should highlight the success and accomplishments of participants.
3. The judge should deliver praise for accomplishments at all status hearings.
4. In courts with more resources, tangible incentives (for example, vouchers, gift cards, or prizes) should be incorporated into the system at drug treatment, probation, case-management, and courtroom levels to reinforce regular attendance and drug abstinence in each of these settings.

Sanctions—“Generally speaking, rewarding desired behavior is more effective and efficient than punishing undesired behavior for improving client outcomes . . . sanctions may bring with them a host of negative side effects and their influence tends to be fleeting once control over the client has ended. Nevertheless, some behaviors cannot be permitted to recur and must be squelched quickly in the interest of public safety.”⁴⁵ Sanctions, when

⁴¹ *Id.* at 99.

⁴² *Id.*

⁴³ *Id.* at 99–100.

⁴⁴ *Id.* at 103–4.

⁴⁵ *Id.* at 109.

administered correctly and in combination with adequate treatment and incentives for sobriety, are thought to be effective at reducing substance use and crime.

Administering sanctions correctly requires attention to eight attributes:

(1) Specificity—Clients need to have advance notice about the specific behaviors that may trigger a sanction;

(2) Certainty—It is important to closely monitor a participant's treatment attendance, substance use, and criminal activity on a continuous basis in order to ensure that infractions are detected and elicit an appropriate consequence;

(3) Second Chances—Giving a participant a second chance before administering a sanction reduces the certainty that sanctions will be applied, which in turn reduces their efficacy;

(4) Immediacy—A participant's performance must be evaluated frequently and sanctions applied quickly because the effects of sanctions degrade within only hours or days of an infraction;

(5) Magnitude—Sanctions tend to be least effective at the lowest and highest magnitudes and most effective within a moderate range;

(6) Therapeutic Response versus Punitive Sanctions—A controversy exists about whether an increase in treatment requirements should be treated as a sanction for misbehavior (for example, sends negative signals about treatment and interferes with the "therapeutic alliance");

(7) Behavior Shaping—Distinguish between short-term and long-term goals and apply sanctions accordingly (excessive demands on clients can overwhelm them and cause them to give up); and

(8) Fairness—Participants are most likely to respond well to a sanction if they feel that they had a fair opportunity to voice their side of the story, were treated in an equivalent manner to similar people in similar circumstances, and were accorded respect and dignity throughout the process.⁴⁶

⁴⁶ *Id.* at 109–13.

Evidence-Based Practices in Non-Tribal Drug Courts: Sanctions⁴⁷

1. Lay the Ground Rules in Advance. Infractions should be concretely defined and the permissible range of sanctions that can be imposed for certain types of infractions should be clearly specified. The information should be memorialized in a written program manual.
2. Monitor Clients Closely. Treatment attendance, substance use, and criminal activity should be carefully monitored on a continuous basis to ensure infractions are reliably detected and responded to. The frequency of urine testing should be the last supervisory burden that is lifted, only after clients have achieved several months of consecutive abstinence in a non-controlled setting.
3. Second Chances Should Be Earned. Sanctions should only be withheld if clients have engaged in concrete actions intended to correct transgressions.
4. Respond to Infractions Promptly. Clients' performance must be evaluated frequently and sanctions applied quickly where indicated. Delays greater than two weeks can substantially reduce the efficacy of sanctions, especially for individuals with more serious drug problems or criminal backgrounds.
5. Use Moderate Sanctions. Sanctions tend to be least effective at the lowest and highest magnitudes and most effective in the moderate range. It is best to have available a range of intermediate sanctions that can be ratcheted upward or downward in response to clients' behaviors.
6. Punish Misbehavior But Treat Dysfunction. Administer punitive sanctions for willful noncompliance with program requirements, but apply remedial or therapeutic responses to insufficient progress in treatment.
7. First Things First. During the early phases of treatment, shape client's behavior by applying higher-magnitude sanctions for failing to satisfy short-term proximal goals, and lower magnitude sanctions for failing to satisfy long-term distal goals.
8. Be Fair. Give clients a chance to explain their side of the story, pay careful attention to issues of equal protection, and always treat clients with respect and dignity.
9. Do Not Rely on Sanctions Alone. The effects of sanctions are unlikely to endure after graduation unless clients also receive positive rewards for engaging in pro-social behaviors that will continue to compete against drug use and crime on into the future.

⁴⁷ *Quality Improvement for Drug Courts: Evidence-Based Practices, Subchapters on "Application of Sanctions," pp. 113-114, Monograph Series 9, National Drug Court Institute (2008).*

Sample Tribal Wellness Court Wording

Fort McDowell Yavapai Nation

"Fort McDowell Adult Wellness Court Policies and Procedures Manual" (March 2015)

Suspension

In the event an individual is ordered to enter inpatient/residential treatment while participating in Wellness Court, their participation in Wellness Court will be temporarily suspended while they are in inpatient treatment. The Wellness Court committee will determine if the participant can return to the Wellness Court based on factors which include, but are not limited to, length of time in treatment, successful completion of treatment, recommendations of treatment staff, and clinical reassessment as to eligibility. Progress made by the participant prior to their admission into inpatient treatment will be considered by the committee to determine which phase the participant will return to. Participants who enter an inpatient treatment facility during their Orientation Phase of Wellness Court will start at the beginning of the Orientation Phase after completion of inpatient treatment.

Termination

The goal of the Adult Wellness Court program is for each Participant to successfully work through each of the treatment phases to graduation. However, from time to time, a Participant may be unable or unwilling to commit to the treatment process, and it may be necessary to terminate the Participant from the program.

Voluntary Termination

A Participant may elect to be terminated from the program at any time. The court shall determine that the decision to be terminated from the program is voluntarily, intelligently, and knowingly made. Upon such determination, the case will be referred back to the Tribal Criminal Court and the Prosecutor's office for entry of the conviction(s) and for sentencing.

Involuntary Termination

A Participant may be involuntarily terminated from the program by a majority vote of the Adult Wellness Court committee at a meeting in which a minimum of 5 committee members is present. Participants are required to actively participate in his or her treatment plan. A Participant who fails to comply with his or her treatment plans and components will receive cumulative termination points through the program. A Participant who obtains a total of 100 points or more shall be automatically terminated from the program.

If the Participant refuses to comply with necessary program requirements, threatens to undermine the integrity of the program, is convicted of a serious crime, or poses a safety concern to themselves or others, he or she may be immediately terminated from the program. If the participant is involuntarily terminated from the program, the judge will automatically set the matter before another judge and appoint defense counsel. The participant has a due process right to a hearing. At the hearing, the coordinator or case manager may be required to testify as to the reasons for termination.

Incentives and Sanctions

Incentive: A positive consequence that is the direct result of and is a reward for the participant's positive behavior.

Sanction: A negative consequence in response to undesirable behaviors by participant that must be predictable, consistent and immediate.

The sanctions and incentives will be applied as soon as possible after notice of the participant's behavior. The principle applied is that the participant should receive the least restrictive sanction based upon prior behavior and sanctioning.

Incentives may include:

Fishbowl/basket drawing
Gift cards or certificates
Encouragement and praise from the bench in open court
Release from house arrest or curfew
Certificates of Accomplishment
Recovery materials (books, mugs, key chains, etc.)
Decrease in community work service hours
Event tickets
Participation in positive community activities
Decrease in termination points
Judge discretion, decrease of 1 to 5 points

Sanctions may include:

Increase hours of community work service or approved community participation
Letter or essay writing
House arrest or curfew
Home electronic monitoring
Increase court appearances
Increase in frequency of direct observation random drug testing
Repeat a previous or present phase
Repeat MRT steps
Lengthen phase
No contact/no association
Increase contact with Case Manager/Coordinator
Termination Points
Incarceration
Fines
Judge discretion, increase of 1 to 10 points
Termination

Drug Use Sanctions

Infraction	Sanction			
Drug Use	Minor Sanctions (1-2 Occurrences)	Moderate Sanctions (2-3 Occurrences)	Major Sanctions (3 or More Occurrences)	
Untimely UA with Neg. Results	3 Pts	5 Pts	10 Pts	AND 1 or more of the following: <ul style="list-style-type: none"> • Jail • Termination • Includes Minor and Moderate Sanctions
Missed UA	5 Pts	10 Pts	15 Pts	
Positive UA - Admission of Use Prior to Hearing	3 Pts	5 Pts	10 Pts	
Positive UA - Denial of Use Prior to Hearing	5 Pts	10 Pts	15 Pts	
Submitting (or attempt) Tainted/Diluted/Substituted Sample	5 Pts	5 Pts	15 Pts	
Misuse of Prescription Drugs/Over the Counter Drugs	3 Pts	5 Pts	10 Pts	
Use of Prescription Drug without Proper Notification	3 Pts	5 Pts	10 Pts	
Misuse of stimulants, steroids, hormones or other similar products	2 Pts	4 Pts	8 Pts	
	AND 1 or more of the following: <ul style="list-style-type: none"> • Admonition • Letter of Apology • Essay • Community Service • Curfew • Increase Contact w/ Case Mgr. • No Contact/ Association • Lengthen Phase • Increase UAs • Repeat MRT Step • Dress Code • Make-up Appointment • Home Monitoring/ GPS • SCRAM X-bracelet • Points 	AND 1 or more of the following: <ul style="list-style-type: none"> • House Arrest • Home Monitoring/ GPS • Repeat Phase • Increase Contacts w/Case Mgr. • No Contact/ Association • Increase Court Appearances • Increase UAs • Fine • Repeat MRT Step • SCRAM X-bracelet • Includes Minor Sanctions 		

Relationship Sanctions

Infraction	Sanction			
Relationships	Minor Sanctions (1-2 Occurrences)	Moderate Sanctions (2-3 Occurrences)	Major Sanctions (3 or More Occurrences)	
Violation of Court Order Prohibiting Contact with Another Person	3 Pts	5 Pts	10 Pts	AND 1 or more of the following: <ul style="list-style-type: none"> • Jail • Termination • Includes Minor and Moderate Sanctions
Violation of Confidentiality	10 Pts	Termination from Program	Termination from Program	
	AND 1 or more of the following: <ul style="list-style-type: none"> • Admonition • Letter of Apology • Essay • Community Service • Curfew • Increase Contact w/ Case Mgr. • No Contact/ Association • Lengthen Phase • Increase UAs • Repeat MRT Step • Dress Code • Make-up Appointment • Home Monitoring/ GPS • SCRAM X-bracelet • Points 	AND 1 or more of the following: <ul style="list-style-type: none"> • House Arrest • Home Monitoring/ GPS • Repeat Phase • Increase Contacts w/Case Mgr. • No Contact/ Association • Increase Court Appearances • Increase UAs • Fine • Repeat MRT Step • SCRAM X-bracelet • Includes Minor Sanctions 		

Attendance Sanctions

Infraction	Sanction		
Attendance	Minor Sanctions (1-2 Occurrences)	Moderate Sanctions (2-3 Occurrences)	Major Sanctions (3 or More Occurrences)
Late for Court Hearing	2-3 Pts	4-5 Pts	8-10 Pts
Missed Court Hearing	5 Pts	10 Pts	15 Pts
Late for Treatment Session	3 Pts	5 Pts	10 Pts
Missed Treatment Session	3 Pts	10 Pts	15 Pts
Excused from Treatment Session	Make Up Session	Make Up Session	Make Up Session
Failure to Complete Treatment Assignment	3 Pts	5 Pts	10 Pts
Late for Court Ordered Appointment/Activity	2 Pts	4 Pts	8 Pts
Missed Court Ordered Appointment/Activity	5 Pts	5 Pts	10 Pts
Violation of Curfew	3 Pts	5 Pts	10 Pts
Violation of House Arrest/Monitoring System	3 Pts	5 Pts	10 Pts
Missed AA/NA Meeting	1 Pt/ Make Up Meeting	2 Pts/ Make Up Meeting	3 Pts/ Make Up Meeting
Failed to Timely Submit 12 Step Attendance Form	2 Pts	3 Pts	5 Pts
Forging 12 Step Attendance Form	5 Pts	10 Pts	15 Pts
Absconding from Program/Placement (depends upon length)	Gone 1 day to 2 weeks 10-20 Pts	Gone 2 weeks to 6 weeks 30-40 Pts	Gone 6 weeks or more 50 Pts

Behavior Sanctions

Infraction	Sanction		
Behavior	Minor Sanctions (1-2 Occurrences)	Moderate Sanctions (2-3 Occurrences)	Major Sanctions (3 or More Occurrences)
Lying	5 Pts	10 Pts	15 Pts
Inappropriate/Disrespectful/Disruptive Attitude or Behavior	5 Pts	10 Pts	15 Pts
Use of Inappropriate language or gestures	5 Pts	10 Pts	15 Pts
Inappropriately Dressed at Court/Activities/Events	3 Pts	5 Pts	10 Pts
Negative Behavior with Police with Admission	2 Pts	3 Pts	5 Pts
Negative behavior with Police without Admission	5 Pts	10 Pts	15 Pts
Missed Court Ordered Appointment/Activity	5 Pts	5 Pts	10 Pts
Unfulfilled Employment/School Requirement Absent Evidence of Good Faith Effort	2 Pts	3 Pts	5 Pts
Unsuccessful termination from inpatient treatment facility or other treatment related facility	5 Pts	10 Pts	15 Pts
Conviction of Non-serious Offense (Class III, IV or V criminal offense/ comparative) or Class C traffic offense/ comparative	3 Pts	5 Pts	10 Pts
Conviction of serious Offense (Class I or II criminal offense/ comparative) or Class A or B traffic offense/comparative -- except use of illegal substance via program UA	AUTOMATIC DISMISSAL FROM PROGRAM		
Threatening Behavior against Participant, Staff, Committee Member or their Family	AUTOMATIC DISMISSAL FROM PROGRAM		

Cass County Leech Lake Band of Ojibwe

"Wellness Court Procedure Manual Ninth Judicial District" (July 2014)

Incentives

Incentives are responses to compliance, perceived as a positive by the receiver. The Wellness Court Judges will reward participants with incentives for complying with program requirements on the basis of their own discretion and recommendations from the Wellness Court Team. Incentives may include any of the following:

- Verbal recognition/praise
- Applause
- Phase advancement
- Decreased restrictions (fewer drug tests, fewer Court appearances, etc.)
- Court appearance priority given according to Phase Level (Phase 3 clients appear first)
- Recovery Days: Fish bowl drawings will be held during Court, giving participants the chance to win various prizes. Participants will have to have attended all groups, treatment, and sober support groups to be eligible for this drawing. There may be other incentives if the Core Team believes the participants have earned additional incentives. Once an incentive is received, per the above, a participant will not be eligible for the same incentive should the client repeat a phase.

**see attached NDCI Sanctions and Incentives.*

Sanctions

Sanctions are the imposition of a consequence, perceived as negative by the receiver, as a direct result of a prohibited activity. The Wellness Court Judges will impose sanctions on participants on the basis of their own discretion and recommendations from the Wellness Court Team. Sanctions may include any of the following:

- Verbal reprimands and warnings from the Judges
- Verbal or written apology to the Judges or Team members
- Community service/additional educational programs
- More chemical testing, Court hearings, and/or support meetings
- Moved back a phase
- Sit in special term Court session
- Jail
- If a participant absconds from supervision, his/her sobriety days shall be reset to zero.
- If a participant "stalls" before any type of testing, his/her sobriety days shall be reset.

**see attached NDCI Sanctions and Incentives.*

These Sanctions will usually be followed.

However, the Judge has the right to alter any according to the circumstances.

Menominee Indian Tribe of Wisconsin

"Menīpaniw "There is a Good Road" Menominee Tribal Wellness Courts – Policies and Procedures Manual" (October 2013)

VIOLATIONS AND SANCTIONS

Purpose: The purpose of this policy is to outline and advise participants of Menīpaniw. Violations and sanctions imposed so that participants are held accountable and responsible for their own actions.

Sanctions will be administered in a swift and just manner and are under the final decision of presiding Menīpaniw Judge.

Sanction Hearing Procedure:

1. *There are limited due process rights for sanction violations. All sanctions shall be written and filed by the Prosecutor and the supporting evidence attached to the motion.*
2. *The motion shall include the specific Menīpaniw Participant contract violation. Participant shall be given notice of the sanction, the reason for the sanction, and the evidence (attached to the filed motion) support the sanction.*
3. *Defense counsel shall explain the motion and consequence of the sanction. Defense Counsel shall also explain what the Defendant can object to.*
 - a. *If the participant contends that he/she did not engage in the conduct, the Court shall give the participant a hearing with notice of the allegations, the right to be represented by Counsel, the right to testify, the right to cross-examine witnesses and call his or her own witnesses.*
 - b. *If a sanction is contested, the sanction hearing shall take place the same day the motion for sanction was filed by the team. Exception made only when necessary to subpoena clinical staff collector in order to explain specific collection procedure pertaining to that specific participant.*

1. VIOLATION:

Positive drug or alcohol test whether taken at the request of any member of the Menīpaniw Team or as a result of the weekly random tests or alteration of samples or attempting, in any way, to avoid test results that indicate use.

SANCTION:

1ST Offense – Immediate detention (jail) for 24 hours and 4 hours community service.

2ND Offense – Immediate detention (jail) for 48 hours and 8 hours community service.

3RD Offense – Immediate detention (jail) for 10 days and 40 hours community service.

If participant truthfully discloses at the time of the sample collection the circumstances surrounding the use of alcohol and/or drugs, the Menīpaniw Team at its discretion may consider a reduction of up to 50% in detention (jail) and/or community service.

2. **VIOLATION:**
Failure to attend all sessions of the Program or failure to call in within the specified time frames, general 8:00am – 10:00am, without proper notification with approval of the appropriate Menīpaniw staff.
SANCTION:
All Violations – 24 hours detention (jail) and 2 hours of community service.
3. **VIOLATION:**
Any violations of the law including minor traffic tickets and those specifically defined elsewhere.
SANCTION:
Menīpaniw Team will hold staffing, penalties shall include setback in weeks of participation, time in jail, community service, or any other recommendations from the Team.
4. **VIOLATION:**
Participants shall not possess a weapon of any kind while at the Law Enforcement Center, Maehnowesekiyah or while engaged in any Menīpaniw Court activities.
SANCTION:
If a weapon is found on a Participant, the Participant will be immediately terminated from the program, face possible additional charges associated with weapons possession, and the original sentence will be immediately imposed.
5. **VIOLATION:**
Threatening staff or other participants
SANCTION:
Immediate Termination
6. **VIOLATION:**
Dealing/trafficking of controlled substances
SANCTION:
Immediate termination
7. **VIOLATION**
Violation(s) of the Confidential Contract not otherwise specified in above sanction:
1ST Offense – detention (jail) up to 24 hours and/or community service.
2ND Offense – Immediate detention (jail), 48 hours and 8 hours community service.
3RD Offense – Immediate detention (jail), 10 days and 40 hours community service.
8. **ANY OTHER VIOLATION**, not specified, with ALL final decision set forth by Presiding Judge of Menīpaniw

...

LEAVING MENĪPANIW – TRANSITION, WITHDRAWAL, & TERMINATIONS

1. **Basis for leaving Menīpaniw**
 - A. *Transition: Participant has successfully complied with the Menominee Menīpaniw Wellness Court Program*
 - B. *Withdrawal and termination at Participant's request*

C. Termination for failure to comply with the Program mandates and guidelines.

2. Transition

Participant has successfully complied with the Menominee Menīpaniw Wellness Court Program

- A. The Participant shall be nominated for satisfactory completion by the program coordinator or the Probation-Parole Officer of Menīpaniw. A Participant may be nominated if he or she has complied with all of the following:*
 - (1) Participant has remained Drug and Alcohol free for a minimum of 180 AFTER treatment has been successfully completed.*
 - (2) Participant has committed no crime during the time that he/she is in the Program.*
 - (3) Participant has satisfactorily completed all required treatment phases of the Menominee Menīpaniw Wellness Court Program.*
 - (4) Participant has complied with all the requirements imposed on him/her by the Menīpaniw Court.*
 - (5) Participant has satisfactorily complied with all the requirements of his/her confidential contract.*
 - B. Upon nomination by the Probation-Parole Officer or program coordinator under section 2A the Menominee Menīpaniw Team members shall accept or reject said nomination by majority vote.⁴⁸*
 - C. If the Menominee Menīpaniw Team votes to terminate the participant for satisfactory completion of the Program, the Tribal Prosecutor shall file a motion with the court dismissing the underlying charges with the court and attach the supporting vote of the Menominee Menīpaniw Team signed by its members.*
 - D. Upon presentation of the Prosecutor's motion above, the Court shall dismiss said charges and allow the participant to withdraw his/her guilty or no contest plea.*
 - E. Upon acceptance of the Prosecutor's motion, the Court shall present the participant with a certificate of completion at a graduation ceremony.*
- 3. Withdrawal/Termination at Participant's Request*
- A. At any stage, the participant can request the Court to terminate the program. This request can be made on the following grounds:*
 - (1) The participant no longer wishes to be in the program, and asks the court to impose a criminal sentence not to exceed the maximum sentence for the deferred crimes.*
 - B. The Court retains discretion to grant or to refuse such an application or request.*
 - C. If the Court grants the application or request, the stay shall be lifted, and the sentence shall be imposed by the Tribal Judge.*

4. Termination after failure to comply with the Program

⁴⁸ An official vote, by motion or otherwise, shall be recorded in the meeting minutes for reference.

- A. *After program violation, Menīpaniw may consider termination of a program on the application of a team member, prosecutor, treatment provider, or on its own motion.*
- B. *The participant shall be terminated on motion if the participant is arrested and charged with any violent offense in any jurisdiction.*
- C. *A participant shall be administratively terminated from the program if a bench warrant remains outstanding after thirty (30) days after its issue. Absconding for more than thirty (30) days will be treated as a self-termination from Menīpaniw.*
- D. *Menīpaniw will consider termination of the Program if the participant:*
 - (1) *has been unable to progress past a phase within three months of the expected duration of that phase or otherwise demonstrates a lack of commitment to Menīpaniw*
 - (2) *Repeated Program Violations over an extended period of time*
 - (3) *is unlikely to make any further progress because the participant is subject to a treatment plan which appears to be unsuitable, and no apparent highly suitable treatment plan is available*
 - (4) *has absconded thirty days or more on a Menīpaniw warrant. According to the Menīpaniw contract, any individual participant agrees that if they are absent from programming essentials for thirty days or more – at that time the participant is deemed self-terminated, and voluntary elected participation is finished.*
 - (5) *Threatens other Menīpaniw participants, a treatment provider or anyone connected with the Court, or repeatedly disrupts any process related to the participant's program*
 - (6) *Is in possession of prohibited drugs within the jurisdiction of the Court;*
 - (7) *Is alleged to have committed any criminal offense.*
 - (8) *Any act, conduct, and/or behavior that would affect the safety of the public*
 - (9) *Continued use of alcohol and/or controlled substances during the course of the program*
 - (10) *Selling drugs and/or simulated controlled substances*
 - (11) *Tampering with drug testing*
 - (12) *Any act, conduct, and/or behavior that would undermine the integrity of Menīpaniw*

****this section in no way changes the violations of Menīpaniw explicitly defined as requiring immediate termination from Menīpaniw found in the participant contract or other sections of the Policies and Procedure ****

- E. *Termination shall be considered at a Menīpaniw Team Staff meeting before being determined by the Court and the specific violations shall be given to the team by the member(s) recommending termination. Upon these recommendations, written termination documentation shall be produced or collected by the Menīpaniw Court Coordinator or the respective proponent of termination. These documents shall include the specific violations, sanctions, and evidence of the violations, sanctions, and/or terms of the Menīpaniw contract/participant agreement to be distributed to the team before the final vote. If requested, the person providing the information should be available for questioning by the participant's legal representative or other members of the Menīpaniw Team.*

- F. A vote for termination shall not occur before the team has reviewed all of the documents mentioned above in D. and/or all of the documents the prosecutor will be attaching in a Motion for Termination.
- G. A participant's legal representative and treatment provider (if any) are to receive reasonable notice from the Menīpaniw that the participant's program is to be considered for termination at a team meeting, and are to be afforded the opportunity of making submission to the Menīpaniw Team meeting, and have adequate opportunity to make submission to the relevant team (orally, in writing, or via conference telephone).
- H. The termination of a participant will be done by a super majority vote of the Menīpaniw Members. The Judge shall not be a voting member for termination.
- I. At no time is a vote decision considered termination from the program. A participant is only terminated by order of the Menīpaniw Judge.
- J. If the Court terminates the participant for violating the terms of Menīpaniw for the criteria stated above and in the manner noted in this section, the stayed sentenced that was entered in open criminal court for the underlying drug charge will be lifted.

Eastern Band of Cherokee

"Cherokee Tribal Drug Court - Policies and Procedures Manual" (June 2009)

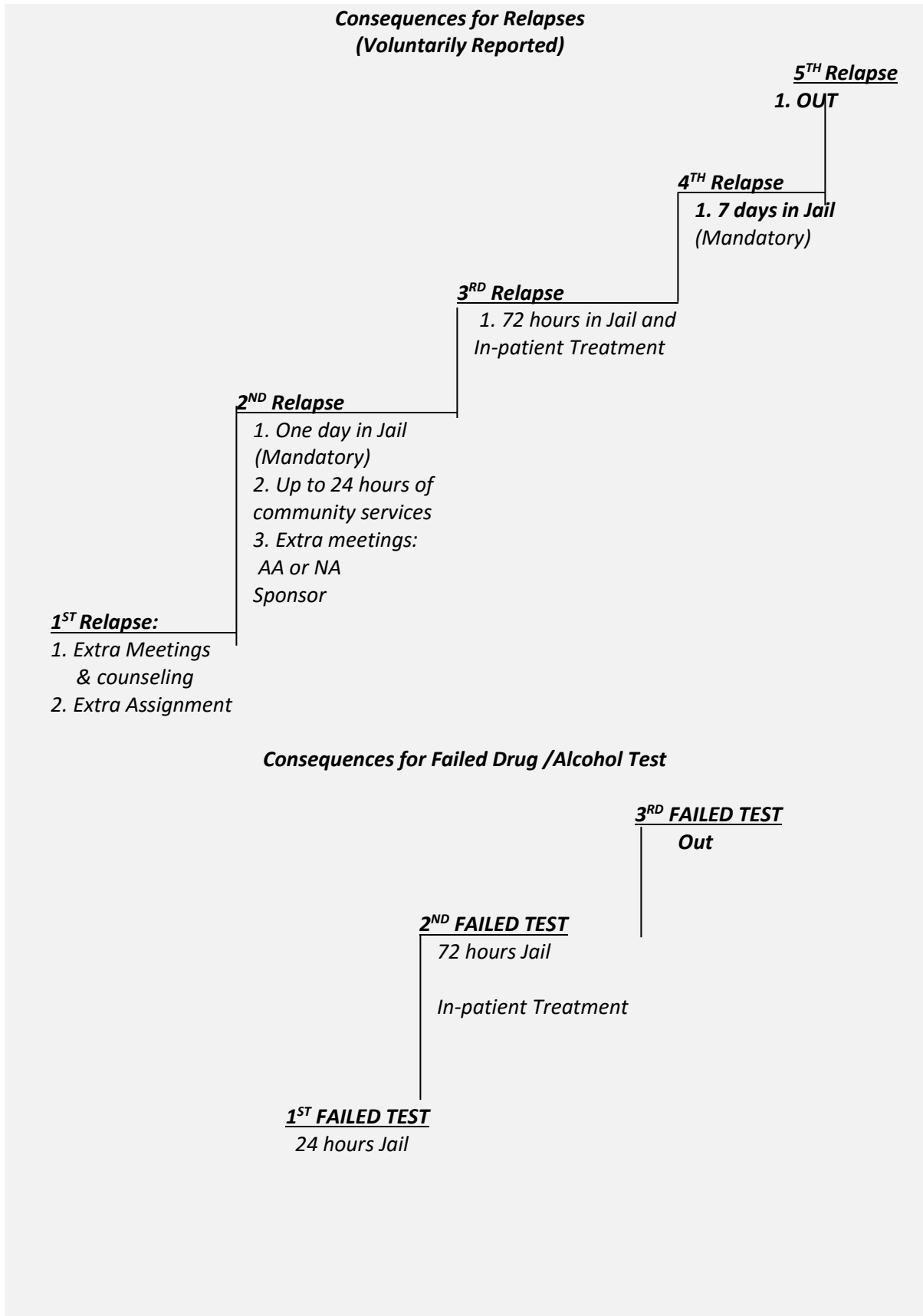
SANCTIONS

The Cherokee Tribal Drug Court Judge may employ a wide range of graduated sanctions as a result of program violations. It is the responsibility of the participant to comply as ordered, and the responsibility of the Tribal Drug Court Staff to verify compliance.

<u>VIOLATION</u>	<u>SANCTIONS (CONSEQUENCES)</u>
A. Curfew Violation	<p>1st violation = Curfew moved forward 30 minutes, Must call office phone nightly for 1 week from home phone</p> <p>2nd violation = 8 hours community services, Increased call-ins for 1 month</p> <p>3rd violation = 24 hours Jail, Write a paper: responsibility</p>
B. Missed office meetings with Drug Court Staff	<p>1st violation = Extra AA/NA meetings for one week</p> <p>2nd violation = 8 hrs. community service and extra meetings for one month</p>
C. Failure to complete assignments and/or extra assignments	1 st violation = 4 hours community services to be completed within a week
D. Missed counseling	1 st violation = Reschedule within 24 hours; attend 2 extra

<i>session</i>	<i>meetings within a week</i> <i>2nd violation = 24 hours in Jail</i>
<i>E. Failure to Notify Drug Court within 24 hours of change of address or job status</i>	<i>1st violation = increased meetings to be determined by DC Team</i>
<i>F. Failure to notify Drug Court Team members of contact with Law Enforcement, whether or not a warrant, citation or indictment was issued, within 24 hours of contact</i>	<i>1st violation = increased meetings or other sanctions determined by DC Team</i>
<i>G. Failure to Notify Drug Court of contact with law enforcement, resulting in warrants, citations, indictments, or new charges for participants</i>	<i>1st violation = 24 hours Jail</i>
<i>H. Missing AA/NA meeting</i>	<i>1st violation = 24 hours Jail</i> <i>2nd violation = 48 hours Jail & extra AA/NA</i>
<i>I. Missing Court sessions</i>	<i>1st violation = 24 hours Jail</i> <i>2nd violation = 48 hours Jail</i>
<i>*** If participant is late or leaves early for and from meetings, he or she will not get credit and must make up a meeting/session. Must have signature for verification and reason(s). Sanctions will be at the discretion of the Drug Court Team.</i>	
<i>J. Failed Drug/Alcohol Test</i>	<i>1st violation = 24 hours Jail & increased AA/NA</i> <i>2nd violation = 72 hours Jail & inpatient treatment</i> <i>3rd violation = Terminated from program</i>
<i>If defendant leaves the treatment facility early, it is considered a violation and defendant will be terminated.</i>	
<i>K. Relapses: will continue to carry the sanctions outlined on the Chart for Relapse Consequences.</i>	

<p><u>Relapse Definition</u>: To fall or slide back into former state; to regress after partial recovery from illness; to slip back into bad ways. <u>Self-reported</u> (admitting prior to tests that defendant has used)</p>	
L. Abscond from Drug Court:	Violation: Four weeks: warrant issued, terminated from program. Can be incarcerated up to 60 days, sanctions must be completed before terminated from program.
M. Forged Slips:	1 st violation = Phase back 2 nd violation = Terminated
<p>N. Sanctions for any other violation of the policy and procedures manual will be determined by the Drug Court Team. Community service, jail time, extra assignments, or combination thereof will be given as determined to be in the best interest of the individual participant.</p>	
<p>O. Defendant's termination from Drug Court will not be effective until defendant completes all sanctions given by Drug Court Team.</p>	
<p>P. Defendants who are remanded to Jail will be responsible for jail fees and sign a volunteer garnishment from their Per Capita as restitution to the Cherokee Police Department for such fees.</p>	



Incentives:

Verbal encouragement (from Judge and team)
 Gimmicks, pens, pins, t-shirts, cups, tokens
 Public graduation and advancement ceremonies
 Gift cards
 Gas Cards
 \$2 bills
 Dinners
 Cook outs - outings with family/children

Little Traverse Bay Band of Odawa

"Waabshki-Miigwan Court Manual" (January 2011)

Incentives and Sanctions

Sanctions and incentives are developed and applied to guide participants' compliance and change destructive or illegal behaviors. Sanctions or incentives are administered in a graduated manner to direct participants toward compliance and guiding them on their healing to wellness journey. The Waabshki-Miigwan Team has laid out the possible Incentives and Sanctions in the Waabshki-Miigwan Policies. Sanctions will be applied when a participant fails to comply with the terms in the Client Contract. Conversely, incentives are given when participants are meeting program requirements, test clean, exhibit good behavior, and graduate through the phases of the Waabshki-Miigwan Program. Members of the team recommend sanctions and incentives to the judge, who makes the final decision. All sanctions and incentives will be applied immediately.

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Sanctions and Incentives

The Waabshki-Miigwan Program utilizes a variety of rewards to recognize and reinforce progress, and applies a range of sanctions to address noncompliance. Behavior that results in a reward or a sanction will be addressed at status review hearings. Since sanctions are most effective when applied immediately, participants who have violated the terms of the client contract will be required to report in person at the next scheduled Drug Court hearing to accept the resulting penalty.

Participant rewards may include:

- a. Encouragement and praise from the Drug Court Judge;*
- b. Applause and praise by the Drug Court Team in hearing;*
- c. Ceremonies and progress patches or certificates of progress;*
- d. Decreased frequencies for court appearances;*
- e. Decreased drug and alcohol testing;*
- f. Overriding imposed drug court sanctions when appropriate, and at the direction of the judge;*

- g. Restoration of lost privileges;*
- h. Gifts from the Tribal Court;*
- i. A reduction in assigned court fees;*
- j. Graduation ceremonies; and*
- k. Other rewards as determined by team.*

Participant sanctions may include:

- a. Warnings and admonishments by the Drug Court Judge in open court;*
- b. Increased frequency in court appearances;*
- c. Increased frequency of AA meetings;*
- d. Increased frequency of drug testing and/or breath testing;*
- e. Inpatient treatment program;*
- f. Assignment to a work detail;*
- g. Increased supervision by Tribal Probation;*
- h. Tether or SCRAM unit;*
- i. A halt in weekly progress through the program (phase freeze);*
- j. Escalating periods of jail confinement;*
- k. Termination from Drug Court and referral to the Tribal Prosecutor for re-sentencing;*
- and/or,*
- l. Other sanctions determined by team.*

Restorative Choice is an optional incentive for participants who would like to restore any non-compliance penalty imposed by the program or any misbehavior/action while in the program. The Restorative Choice may include additional wellness activities or any other activity approved by the Waabshki-Miigwan Team. Clients must always complete the tasks assigned in the Waabshki-Miigwan Program Workbook in order to graduate.

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Disqualification/Termination Criteria

Enrollment and participation in Waabshki-Miigwan is an opportunity for an eligible participant to overcome his/her drug and/or alcohol dependence. Participants may be disqualified from program entry, continuation, or graduation if it is in the best interest of the community, and/or the credibility of the LTBB Tribal Court to do so. Examples include:

- a. Committing a crime of violence;*
- b. Co-occurring disordered clients whose mental illness is so severe as to prevent active and full participation;*
- c. A demonstrated lack of capacity or willingness to engage in treatment and comply with the conditions of probation;*
- d. Continuing criminal activity;*
- e. Acts of violence while participating in LTBB Tribal Court Programs; and/or*
- f. Continued positive drug/alcohol screens.*

Yurok Tribal Court*"Wellness Court Program Guide" (July 2010)***Sanctions and Incentives**

Description: Progressive consequences (or sanctions) and rewards (or incentives) are used to encourage participant compliance with program requirements.

Sanctions	Incentives
<i>Observe other Court Proceedings</i>	<i>Family Involvement</i>
<i>Increase UA Testing</i>	<i>Cards and notes</i>
<i>Increase Time in Phase</i>	<i>Gift Card and/or Certificates</i>
<i>Verbal and/or Written Apologies to Judge and Team</i>	<i>Yurok Memorabilia</i>
<i>Journaling and/or Essays</i>	<i>Medicine/Root</i>
<i>Return to Lower Phase</i>	<i>Books (inspiring, native specific, etc.)</i>
<i>Fines</i>	<i>Family Pictures</i>
<i>Lengthen time in program</i>	<i>Sweets (cookies, cakes, etc.)</i>
<i>Assignment to Tribal Elder</i>	<i>Smoked Salmon</i>
<i>Home visits</i>	<i>Recognition Dinner Involving Family and Community</i>
<i>Termination from Program</i>	<i>Praise from the Judge and team</i>
<i>Community Service</i>	<i>Wave certain fines/fees</i>
	<i>Lunch/Dinner with Judge</i>
	<i>Graduation</i>
	<i>Phase Reduction</i>
	<i>Less Supervision</i>
	<i>Involvement in Traditional Activities</i>

Section D: Graduation

Purpose

The purpose of this section is to clearly describe, and put participants and their families on notice of, what is required for program graduation. Describing the requirements for graduation from Healing to Wellness Court could be the description of an accumulation of the phases, or an entirely separate graduation packet.

NDCI Graduation Criteria⁴⁹



Many factors may be considered in determining graduation criteria. The most common criteria include a specified duration of "clean" time (i.e., a consecutive interval of sobriety as confirmed by negative urine drug screens). Evidence suggests that ninety days of consecutive sobriety is minimally necessary to predict sustained abstinence, but many programs require four to six months or more of sobriety to increase the confidence that participants will maintain their gains over the long term. In addition, graduation requirements often include payment of victim restitution and court fines or fees (if applicable), successful completion of all treatment requirements, obtaining a job or pursuing an education, and securing a stable residence. With all of these requirements, the team must ensure that adequate resources are available and accessible in the community to make obtaining these goals possible. No drug court should set its participants up for failure by making unreasonable demands. When balancing the reasonableness of drug court requirements, the team will need to consider the required length of the program and whether the graduation requirements can be reasonably accomplished during that period of time. Research has indicated that programs with set lengths of roughly twelve to sixteen months tend to have higher success rates than programs of lesser or greater duration. It may help the team to map out the time requirements on a calendar to gain a clear visual of what the drug court demands. If drug court participants are required to hold down full-time jobs, attend twelve to sixteen hours of treatment per week, meet with their case managers, provide two or more unscheduled urine specimens per week, and attend court sessions, this may not be realistically possible. To make matters more complicated, many participants may not have a driver's license, may have child care responsibilities, and may not be able to rely on family support. The best way to balance requirements is to have some responsibilities decrease over time while others increase over time.

⁴⁹ THE DRUG COURT JUDICIAL BENCHMARK (February 2011), National Drug Court Institute, pp. 35-36.

List of Graduation Requirements Across Reviewed Tribal Wellness Courts⁵⁰

1. Make all court appearances and treatment appointments
2. Reach the goals of individual case plan
3. Continued sobriety for 180 consecutive days
4. Complete all phases
5. Complete a community service project
6. Have a continuing care plan that may include community support meetings, mental health care, outpatient counseling, or group
7. Complete all court obligations
8. Have a stable living arrangement with clean and sober relationships
9. Attain high school diploma or GED
10. Obtain driver's license and voter's registration (if applicable)
11. Be gainfully employed or in vocational/academic training
12. Pay restitution
13. Participate in the "Open Talk Project," where they will present their recovery story
14. Complete a graduation questionnaire showing they understand their problems with addiction, criminal behavior, and relapse prevention
15. Complete exit interview
16. Payment of all fees and costs
17. Recommendation for graduation by team
18. Attend graduation ceremony

Sample Tribal Wellness Court Wording

Cass County Leech Lake Band of Ojibwe

"Wellness Court Procedure Manual Ninth Judicial District" (July 2014)

Commencement Criteria

- The client must prepare their written responses to the graduation questionnaire, which shows that they understand their personal problems with addiction, criminal behavior, and relapse prevention.
- The client must show continued sobriety—no positive tests for 180 consecutive days prior to graduation.

⁵⁰ Taken from the Wellness Court materials of the Eastern Band of Cherokee, Fort McDowell Yavapai Nation, Leech Lake Band of Ojibwe, Little Traverse Bay Band of Odawa Indians, and the Poarch Creek Indian Tribe.

- The client must be gainfully and consistently employed or in vocational/academic training, except in exceptional cases approved by the Team.
- The client must make all scheduled Court appearances and treatment appointments.
- The client must reach the goals of their individual case plan.
- The client must have stable living arrangements with clean and sober relationships.
- The client must have a definitive continuing care plan that may include community support meetings, mental health care, outpatient counseling, or group attendance.
- The client must have completed a community service project that was pre-approved by the Wellness Court Team (for clients enrolled after 6/1/08).
- The client must fulfill all Court obligations.

Commencement

The client will be eligible for commencement from the program when they have successfully progressed through all three phases of the program and completed the pre-graduation questionnaire. The Wellness Court Team will determine when the clients are ready for commencement. At commencement there will be a special ceremony and acknowledgement by the Wellness Court. Commencement ceremonies will occur once a quarter with the location rotating each time. All participants will be expected to attend graduation. Participants will remain on traditional probation for 6 months on a gross misdemeanor and 12 months on a felony.

Little Traverse Bay Band of Odawa

"Waabshki-Miiqwan Court Manual" (January 2011)

Graduation:

Graduation will occur after successful completion of the program. Clients will be required to do an "Open Talk Project" where they will present their recovery story. Members of the LTBB community will attend to hear the client's story and also celebrate the client's success in recovery. A feast will be prepared in the client's honor and a certificate of completion will be awarded at the conclusion of the night. Prior to release from probation, the client must complete an exit interview.

Graduation Requirements

Graduation will occur after successful completion of the program. The Client must complete all Forty-Four Weeks of the Curriculum (A+B+C for 44 weeks). At the end of the forty-four (44) weeks, clients will be required to do an "Open Talk Project," in which they will present their recovery story. Members of the LTBB community will attend to hear the client's story and also celebrate the client's success in recovery. A feast will be prepared in the client's honor and a certificate of completion will be awarded at the conclusion of the night. Prior to release from probation, the client must complete an exit interview.

Phases of Treatment

<i>Pre-Programing: Committee Group Interview, Team Acceptance, Possible In-Patient/Extensive Out-Patient Treatment before admittance.</i>			
PHASE I (Yellow)(Spiritual) Honesty	PHASE II (Red)(Emotional) Humility, Respect	PHASE III (Black)(Physical) Bravery, Love	PHASE IV (White)(Mental) Wisdom, Truth
Learning Level (Detoxification & Beginning Treatment)	Accepting Level (Stabilization & Treatment)	Willing Level (Maintenance & Treatment)	Succeeding Level (Aftercare)
Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 25% Court Costs & Fines Paid, Wellness Projects Complete, 8 Successful Weeks, Team Recommendation	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 50% Court Costs & Fines Paid, Wellness Projects Complete, 10 Successful Weeks, Team Recommendation	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 75% Court Costs & Fines Paid, Wellness Projects Complete, 12 Successful Weeks, Team Recommendation	Phase Graduation Requires: Clean Tests, Meeting Attendance Requirements, 100% Court Costs and Fines Paid, Wellness Projects Complete, 14 Successfully Weeks, Team Recommendation
8 successful weeks a + b + c = successful week	10 successful weeks a + b + c = successful week	12 successful weeks a + b + c = successful week	14 successful weeks a + b + c = successful week
Wellness Projects	Wellness Projects	Wellness Projects	Wellness Projects
Status Hearings 4X/month	Status Hearings 4X/month	Status Hearings 2X/month	Status Hearings 2X/month
PBT's Daily Drug Test 2X/week Minimum	PBT's Daily Drug Test 2X/week Minimum	PBT's Daily Drug Test 1X/week Minimum	PBT's Daily Drug Test Random
1 hr/week physical activity	1 hr/week physical activity	1 hr/week physical activity	1 hr/week physical activity
Case Management & Supervision	Case Management & Supervision	Case Management & Supervision	Case Management & Supervision
Individual Counseling (2 x/week) Educational, Cognitive Behavioral	Individual Counseling (1 x/week) Educational, Other Methodology	Individual Counseling (as needed) Educational, Other Methodology	Individual Counseling (as needed) Maintenance, Other Methodology
Self-Help Meetings 4 x/week	Self-Help Meetings 3 x/week	Self-Help Meetings 3 x/week	Self-Help Meetings 2 x/week
Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation	Daily Morning Prayer/Meditation
Step 1	Steps 2 & 3	Steps 4 - 7	Steps 8 - 12
			Develop & Implement Aftercare Plan
			GRADUATION
			Steps 10 - 12

Fort McDowell Yavapai Nation

"Fort McDowell Adult Wellness Court Policies and Procedures Manual" (March 2015)

Graduation Requirements

A Participant may graduate from the program upon successful completion of all recommended treatment phases and recommendation of the Adult Wellness Court committee. The Participant will also be required to have all program fees/costs paid in full prior to being released from the program. Fees and costs may include, but are not limited to, drug testing, book fees, home electronic monitoring, SCRAM X monitoring, treatment costs, fines, restitution, and incarceration costs. In addition, the Participant will complete an exit interview with the Case Manager or Program Coordinator.

Eastern Band of Cherokee

"Cherokee Tribal Drug Court - Participant Handbook" (March 2009)

Graduation and Completion of Program

All Tribal Drug Court graduates will receive a certificate at a graduation ceremony. The family of the graduate is invited to attend the ceremony presided by the Tribal Drug Court Judge.

Upon voluntary or involuntary termination from Tribal Drug Court, a participant shall be permanently ineligible to re-enter the Tribal Drug Court.

Upon successful completion of the Tribal Drug Court, the Tribal Drug Court Team may make recommendations to the Sentencing Judge to dismiss all charges.

Poarch Band of Creek Indians

"Poarch Band of Creek Indians Drug Court Program Participant's Manual" (April 2014)

XXII. GRADUATION REQUIREMENTS

An Application for Graduation (Exhibit 14) must be completed by the participant prior to graduation. This Application outlines the goals and objectives that a participant has completed while participating in the program.

The following is a list of objectives that must be met prior to the application for graduation being accepted.

- 1. Must complete a minimum of 12 months in the Drug Court Program and must successfully complete all phases of the Program.*

2. *Must have 180 days without a positive Drug test.*
3. *Must have attended all require Support/Treatment meetings.*
4. *All Group/Individual sessions attended.*
5. *Attain a High school diploma, GED, if applicable.*
6. *Must be attending a higher education program or be employed, if applicable.*
7. *Must obtain a driver's license and voter's registrations, if applicable.*
8. *Must pay all fees paid to Poarch Band of Creek Indians Drug Court.*
9. *Must have attended required status hearings.*
10. *Must pay all restitution.*
11. *Must pay all fines/court cost paid to Tribal Court as ordered.*
12. *Must write an essay based on the participant's experience in the Drug Court Program, his/her accomplishments in the program, goals, and expectations in the future.*
13. *Must participate in a final exit interview with the Drug Court Team.*

All graduating participants are expected to attend a graduation reception to receive their certificate of completion.

*Relevant Sample Forms***CASS COUNTY/LEECH LAKE BAND OF OJIBWE
WELLNESS COURT****Pre-Graduation Questionnaire**

Please answer the following questions in preparation of your graduation from Wellness Court. It is to your advantage to provide as much detail and information as possible when answering these questions.

1. How long have you been clean/sober? _____
2. Do you have a sponsor? _____
3. How long have you had this sponsor? _____
4. What step are you working on currently? _____
5. Has having a sponsor been helpful to you? How?

6. Describe your relationship with your sponsor.

7. Besides your sponsor, describe your support system.

8. Are you currently employed? Or currently in school?

9. How long have you been employed/unemployed?

10. What kind of work do you, or could you do?

11. What are your educational plans or goals?

12. Is there room for advancement where you work?

13. Describe your life prior to your entry in the Wellness Court Program.

14. Describe how your life is different today (after Wellness Court).

15. What did you like most about the Wellness Court Program?

16. What did you like least about the Wellness Court Program?

17. Please describe, in detail, the following:

- Two of your 90-day goals

- Two of your 6-month goals

- Two of your 1-year goals

- Do you have “life goals”? How do you intend to attain them?

18. Do you intend to stay alcohol/drug free? Why? How?

19. How do you intend to remain crime free?

20. Describe how your recovery has affected your relationships with others (include your husband/wife, children, parents, sisters/brothers, and close friends.)

21. How will you handle stressful situations?

22. Where do you live? Who else lives with you?

23. What community support meetings are you attending?

24. Do you have any commitments in the 12-step/AA/NA community?_____

Please return this questionnaire to your Wellness Court Coordinator or Probation Agent at least two weeks prior to your proposed graduation date.



POARCH BAND OF CREEK INDIANS DRUG COURT PROGRAM
Application for Graduation

Name: _____ Reviewed by: _____

Address: _____ Date Packet Issued: _____

Phone: _____ Date Submitted: _____

On a separate sheet of paper, answer the following questions. Use white, standard size paper, single-sided only. Please use pen (blue ink only) or type your responses. Include the questions, then the answer.

It is to your advantage to provide as much detail and information as possible when answering these questions. Make sure your name is on every page and remember this is a reflection of your time spent in the Poarch Band of Creek Indians Drug Court.

1. *List and explain the goals you have set for yourself after graduation.*
2. *Explain how you plan to avoid the "people/places/things" that may be your relapse triggers.*
3. *What are your future home and job plans?*

Self-Assessment

1. *Complete an essay explain what Drug Court has done for you and how you are benefiting from it.*

After you have completed the above, turn into your Addictions Counselor.

To be completed by Probation Officer/Case Manager and Addictions Counselor:

	PO	Counselor
A minimum of 12 months in the Drug Court Program	_____	_____
Six months clean time	_____	_____
All required support meetings attended	_____	_____
All group/individual sessions attended/ all treatment assignments completed	_____	_____
High School Diploma or GED attained, if applicable	_____	_____

	PO	Counselor
Obtained driver's license and voter's registrations, if applicable	_____	_____
All fees paid to Poarch Band of Creek Indians Drug Court	_____	_____
All required status hearings attended	_____	_____
All restitution paid	_____	_____
All fines/court costs paid to Tribal Court as ordered	_____	_____
Completion of written essay outlining the participant's experience in the Drug Court Program, his/her accomplishments, goals, and expectations in the future	_____	_____

Counselor Comments:**Counselor Recommendation:**

Approve: _____ Deny: _____ Signature: _____

Probation Officer/ Case Manager Comments:**Probation Officer/Case Manager Recommendation:**

Approve: _____ Deny: _____ Signature: _____

ORDER**It is ORDERED that the Participant's request to graduate:**

_____ is denied.

_____ is granted

Signature of Drug Court Judge_____
Date