

AllRise
Treatment
Court Institute

Selecting the Right Participants

Part II | Structure & Criteria

Developed by Treatment Court Institute

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Legal Structure

- Pre-Plea
- Post-Plea
 - Deferred Sentencing
 - Probation
- Probation Revocation
- Re-Entry
- Mixed Models



What do the participant and the community have to gain?

What is the incentive to enter
Treatment Court?



Objective Eligibility and Exclusion Criteria

- Treatment Courts must have clearly defined eligibility and exclusionary criteria.
- Treatment Courts should not apply subjective criteria for program eligibility (*The 3 P's*)
 - *Personal Impressions*
 - *Perceived levels of Motivation*
 - *Prognosis for Success*

Objective Eligibility and Exclusion Criteria

Treatment courts should ***not use*** Subjective Eligibility Criteria or “suitability” considerations. These are all unsuitable for exclusion:

- Lack of Motivation
- Complex Service Needs
- Poor Attitude
- Readiness for Treatment/Change
- Mental Health Issues
- Personal Impression

Objective Eligibility and Exclusion Criteria

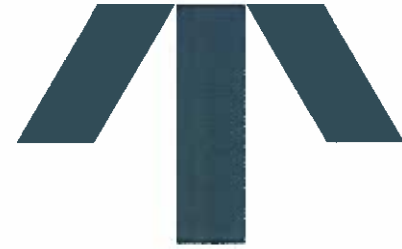
All criteria must be written and objectively defined

- Characteristics that define who will gain access to your treatment court program.
- Community Awareness

Policy Considerations

- Community impact
- Stakeholder concerns
- Geographical obstacles
- Cultural competence
- Victims' issues

Resource Considerations



Balance the need for the widest participant involvement with the resource limitations.

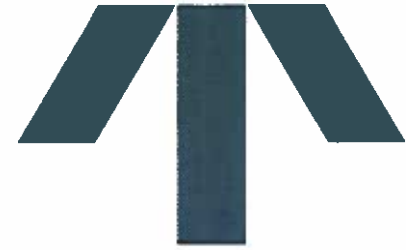
- Treatment capacity
- Court capacity
- Supervision and testing capacity
- Ancillary capacity

Criminal History Considerations

Individuals with a high risk of reoffending and a high need for treatment services achieve the greatest outcomes in the Treatment Court model. Often, these individuals are the ones charged with serious crimes.

- Violent Offenses
- Drug Sales
- Equity and Inclusion
- Previous Enrollment

Criminal History Considerations



Clients charged with selling drugs **should not be categorically excluded.** A vital factor to consider is whether a person was selling drugs to support a compulsive substance use disorder or for financial gain.

Criminal History Considerations



Black and Hispanic or Latino/a persons are more likely to have drug-dealing and violence charges in their records, thus making them ineligible for many treatment courts. Because disqualifying persons with these offenses does not improve outcomes, removing such blanket restrictions is likely to enhance equitable access to treatment courts without risking public health or public safety.

Proactive Recruitment

- Strive for rapid enrollment
- Educate stakeholders about the program
- Post information in strategic locations
- Offer immediate voluntary pre-plea services
- Ideal scenario: universal screening

Find the Support You Need in Juvenile Treatment Courts

Juvenile Treatment Courts can help keep youth out of further contact with the justice system, improve their mental and physical health, and encourage positive contributions at home, school, and work by applying the following best practices:

- Evidence-Based Treatment**
Administer treatment modalities known to improve outcomes for youth with substance use disorder.
- Equitable Treatment**
Equitable courts result in equitable access for all genders, racial and ethnic groups, and LGBTQ+ youth.
- Family Engagement**
Working collaboratively with parents, providers, and other adults through the process.
- Individualized Case Plans**
Comprehensive needs assessments build individualized case management and treatment plans.
- Team Approach**
Organizations that identify common goals, share resources, and courtivate effectively experience greater success.
- Contingency Management**
Behavioral responses may include incentives, sanctions, and therapeutic adjustments to obtain the best outcomes.
- Monitoring and Evaluation**
Routinely collect data and evaluate program performance.

Scan the code to get more information on how Juvenile Treatment Courts can help you.

Treatment Court Institute | **JUVENILE TREATMENT COURT PROJECT**

The Juvenile Treatment Court Project is supported in part by All Rise and the National Council of Juvenile and Family Court Judges (NCJFJ).

Served your Country

NOW WORRIED ABOUT
**SERVING
TIME**

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Ask the Judge
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Veterans Treatment Court

*St. Louis Veterans Treatment Court is
the Key to Your Freedom*

www.stlcitycircuitcourt.com
314-992-0638 for residential substance

Be All You Can Be!



Consider everyone
you have the
political support
to take



Consider everyone
you have the
resources to take

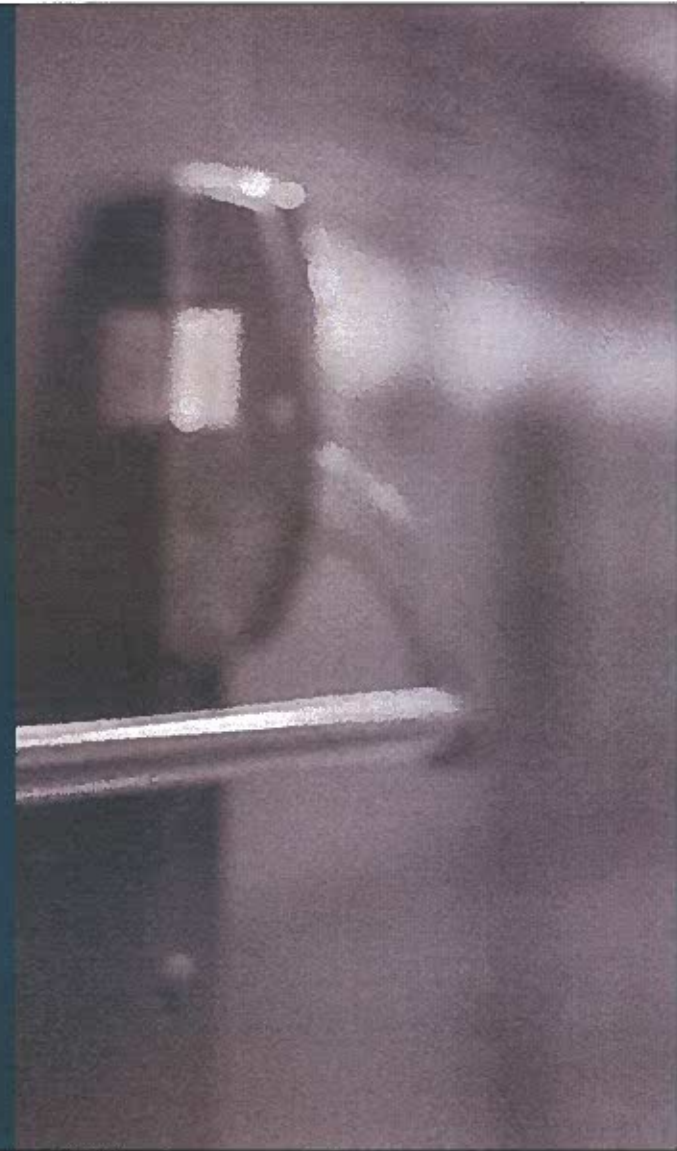


Consider the
individual before
you consider
the **offense**



Memorialize Your Decisions

- Record decisions in your operations manual
- Be certain that every team member and referral source understands the rules and process



Questions