

Kane County Treatment Alternative Court Participant Handbook



Kane County Treatment Alternative Court
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INTRODUCTION

Welcome to the Kane County Treatment Alternative Court program. This handbook is very important to your participation in the Treatment Alternative Court (TAC) program. You must follow the rules in this manual as well as the orders of the TAC Judge and the recommendations of your treatment providers.

This handbook will explain what is expected of you and will review general program information. If you have questions about any of the information presented in this handbook or any other part of the TAC program, please contact the Treatment Alternative Court Coordinator. The Coordinator will do his/her best to answer your questions and help eliminate obstacles in the way of your success in the TAC program.

PROGRAM DESCRIPTION

TAC is a program for offenders who have been diagnosed with mental illness, co-occurring disorders, or developmental disabilities. The program includes mental health treatment, substance abuse treatment and regular supervision from the Treatment Alternative Court. This program is designed to identify your treatment needs and provide those services to you in order to reduce your criminal justice contact. Participation in this program is voluntary. Once you are accepted into the program you will be expected to attend regular Treatment Alternative Court appearances, comply with all TAC requirements and follow all mental health and substance abuse treatment recommendations.

Choosing to participate in the TAC program instead of following the traditional court process may give you the opportunity to avoid jail or prison time on your current charges and give you the opportunity to move forward with your life. If you successfully complete the TAC program, your current charges may be reduced or dismissed. If you choose to participate in the TAC program, you will be expected to abide by all the conditions and rules of the Kane County Treatment Alternative Court. Your private attorney or Public Defender may continue to represent you and your legal interests throughout your participation in the TAC program.

The treatment that you receive as part of the TAC program will include mental health treatment and may include substance abuse services if needed. The types of treatment you may receive as a participant with the TAC program includes but is not limited to:

- Mental Health outpatient services
- Mental Illness Substance Abuse (MISA) Services
- Individual, Group, or Family counseling
- Case Management services
- Psychiatric Services
- Psychiatric residential services
- Crisis Services
- Emergency mental health assessment and assistance
- Community support services
- Developmentally Disabled case management and community support
- Developmental Training
- Vocational Services

- Psycho-social Rehabilitation (PSR). These are groups that are offered to teach different coping skills and help develop resources to deal with future stressors.
- Alcohol and Drug Abuse Services
- Self help / support groups
- Advocacy, referral and linkage to needed services

PROGRAM GOALS

- Increased safety for you and the public
 - Reduce negative interactions with law enforcement.
 - *Specifically reduce arrests.
 - Reduce the number of days you might spend in jail.
 - Reduce the times you might commit a new offense.

- Increase the quality of life for the Treatment Alternative Court participants
 - Establish stable and safe housing
 - Establish employment or continued education
 - Reduce alcohol and drug use
 - Establish connections to appropriate psychiatric and therapeutic care
 - Reduce painful psychiatric symptoms

- Increase treatment engagement
 - Increase your attendance at scheduled treatment sessions (both mental health and substance abuse if appropriate).
 - Establish and maintain your medication if that is what you need.

PROGRAM LENGTH

The estimated program length for a TAC participant is approximately 24 months for felony offenses. You could be involved in the program for longer than 24 months at the discretion of the TAC team. The length of the program will be different for each participant and is directly related to your progress toward treatment goals, your compliance with TAC rules and your willingness to make positive changes in your behavior. *Remember, the amount of time you are in the program is up to you!*

ELIGIBILITY

The TAC program is designed for adults who have been charged with a non-violent offense that may be related to their mental illness, co-occurring disorder, or developmental disability. You must be 18 years old or older and have a verifiable Axis I mental illness, co-occurring disorder, or developmental disability. You can have no recent prior adjudications for violent offenses. If you meet these criteria, the TAC team

will make a recommendation regarding your eligibility for the program with the Judge being the final decision maker. .

REFERRAL PROCESS

Before your case is assigned to the Kane County Treatment Alternative Court, you will be assessed to determine if you are eligible for participation in the Treatment Alternative Court program. Initial legal eligibility decisions will be made by the State's Attorney Office based on current and past criminal charges and by the Kane County Diagnostic Center based on current mental health status. Additionally, Court Services will complete a risk/needs assessment to determine if there is a criminal risk level. If you are found to be initially eligible, you will be referred to a community based mental health treatment provider for a mental health assessment. The selected treatment provider will schedule an assessment appointment and relay information concerning assessment completion to the Program Coordinator. Upon completion of a mental health assessment, the Treatment Alternative Court team will review all relevant information, including but not limited to criminal history information, referral information, pre-screening information and mental health assessment information and a final eligibility decision will be made.

TREATMENT ALTERNATIVE COURT TEAM

Judge- The Judge is responsible for reviewing all Treatment Alternative Court participant cases on a weekly basis through court reports provided by the Coordinator and various team members. The Judge establishes levels of supervision for you within each phase of the TAC program. The Judge imposes sanctions, incentives, and therapeutic adjustment to participants as required. The Judge presides over team meetings and court sessions. The judge presides over all hearings in Court and affords evidentiary hearings on all issues regarding dismissal from the Treatment Alternative Court.

State's Attorney- The State's Attorney is responsible for advising the team of relevant information regarding you, which may include, but is not limited to, behavioral information from police reports and other information given at time of arrest, knowledge of new charges or new police contact, etc. The State's Attorney is responsible for prescreening eligible candidates for Treatment Alternative Court application based on the nature of their current charge and criminal history.

Public Defender-The Public Defender acts as an advocate for your legal interests. The Public Defender representative can make referrals for participant consideration into the Treatment Alternative Court Program. The Public Defender ensures that the TAC program parameters maintain the constitutional guarantees of the criminal justice system.

Coordinator- The Coordinator will facilitate the day-to-day operation of the Treatment Alternative Court. The Coordinator is responsible for providing case management and coordination of services. The Coordinator provides additional supervision for you. The Coordinator establishes necessary community linkages, facilitates weekly Treatment Alternative Court Team meetings, and provides weekly reports regarding your treatment progress, medication compliance, and supervision compliance. The Coordinator will conduct initial informational interviews with referred participants and conduct program orientation with all TAC participants. The Coordinator is responsible for program data entry into the designated MIS.

Treatment Providers-The Treatment Providers are responsible for providing initial mental health and substance abuse assessments, as well as mental health and substance abuse treatment to you. The type of treatment provided includes, but is not limited to, inpatient and outpatient mental health services, individual, group, and family counseling, inpatient and outpatient substance abuse services, Mental Illness Substance Abuse (MISA) services, and drug testing. The treatment providers prepare weekly treatment progress reports for the court. Treatment provider representatives provide clinical input to assist in determining diagnosis and treatment needs of referred participants.

Court Services Representative- The Court Services representative acts as the liaison between the Court and treatment, monitors your compliance with program guidelines, and makes recommendations to the Team for the use of incentives and sanctions. The Court Services Representative maintains your case file, provides accurate and timely information to the Court, and interacts with the client in the office setting, as well as in the community.

Kane County Diagnostic Center (KCDC) Representative- The KCDC representative is responsible for providing psychological services to the Treatment Alternative Court. KCDC evaluates referred participants for the Treatment Alternative Court program and provides psychological reports to the Court. KCDC provides diagnostic eligibility information to the Treatment Alternative Court Team.

Kane County Adult Justice Center Representative: The Kane County Adult Justice Center representative provides information to the TAC team concerning the behavior of individuals currently housed in the Kane County Adult Justice Center. The KCAJC representative makes recommendations for TAC program referrals and is responsible for liaison communication with the TAC team regarding inmate information for referred defendants or Treatment Alternative Court participants detained in the Kane County Adult Justice Center.

All team members are required to attend all staffings and court hearings. Team members make recommendations on incentives, sanctions, and therapeutic adjustments.

TREATMENT ALTERNATIVE COURT RULES

- **Appear in Court as scheduled.**
 - You will be required to appear in front of the Treatment Alternative Court Judge on a regular basis. It is important that the Judge be able to ask you about your progress in the program, answer any questions you might have, and discuss any problems that you may be having.
- **Attend all appointments with the Treatment Alternative Court Coordinator/Probation Officer. Respond to Coordinator/Probation Officer within two hours of initial contact.**
- **Attend appointments and hearings.**
 - You will be required to meet with the TAC Coordinator on a regular basis. You must attend all scheduled Coordinator appointments.

- In the beginning phases of your TAC program participation, you will have appointments with the coordinator scheduled several times per month. As you make progress in the program, you will have to visit the coordinator less often.
- **Follow your treatment plan and actively engage in required treatment components.**
 - Your treatment plan will explain to you all of the things that you must do while you are a part of the TAC Program. Your treatment plan may include some or all of the following components:
 - ✓ Medication
 - ✓ Participation in various mental health treatment services, such as group or individual counseling, and self-help/ support groups.
 - ✓ Substance abuse treatment
 - ✓ Intensive case management services
 - ✓ Psychiatric services
 - ✓ Educational programs
 - ✓ Vocational programs

It is important that you keep in mind that you will not be able to successfully complete the Treatment Alternative Court Program if you do not follow the treatment plan that has been designed for you.

- **Do not use illegal substances or alcohol.**
- **Submit to random drug and/or alcohol screens when requested.**
- **Obey all local ordinances, state laws and federal laws.**
- **Notify the TAC Coordinator immediately following any law enforcement contact.**
- **Notify the Coordinator immediately of any new criminal charges pending.**
- **Treat others with respect/Demonstrate appropriate behavior.**
 - As a participant of the TAC Program, you will be expected to treat all staff members and all other participants of the TAC program with respect.
 - Violence or threats of violence will not be tolerated.
 - Engaging in behavior that is viewed by TAC staff as inappropriate may result in sanctions imposed by the TAC Judge.
- **Cooperate with all home visits, treatment visits, or employment visits.**
 - The TAC Coordinator or other designated TAC team members will be visiting your home, treatment facility or place of employment on a regular basis to monitor your progress. These visits may be scheduled or unannounced.

- It is important that you keep all appointments made for scheduled visits and that you are cooperative with all visits (home, treatment, or employment) that are unannounced.

Scheduled visits will be viewed the same as any other program appointment made: Repeated failure to keep appointments for scheduled visits or lack of cooperation with unannounced visits may lead to sanctions imposed by the TAC Judge.

- **Do not be in possession of a firearm or dangerous weapons of any type.**
- **Take any prescribed medications as directed and report any medication, prescribed by a doctor or bought over the counter, to your probation officer and treatment provider.**
- **Notify TAC Coordinator of any changes to address, contact information, or employment within 24 hours of such change.**
- **Pay all fees ordered by the Treatment Alternative Court, based on ability to pay.**
- **Maintain Kane County residency while participating in the program. Defendants who are homeless at the time of application will not be considered until they have a place to live. Program Coordinator will need to verify residency before individual pleads into the program.**
- **Do not leave the State of Illinois without giving advance notice to and obtaining written permission from the TAC Judge and TAC Coordinator.**
- **Currently not supervised by Probation or Parole in another county if cannot be transferred to Kane County.**

ADDITIONAL TAC INFORMATION

MEDICATION

- For most people who are a part of the TAC Program, medication is going to be a very important part of managing the symptoms of their illness and helping them be successful in the program and in life.
- If your psychiatrist has prescribed you medication, it is very important that you take the medication as directed.
- Voluntary refusal or repeated failure to take the medications that have been prescribed to you by your psychiatrist may result in sanctions from the TAC Judge.

MENTAL HEALTH TREATMENT

- Those individuals who are accepted into the TAC program have demonstrated behaviors that indicate they could benefit from mental health treatment.
- TAC program participants will be required to engage in mental health treatment.

- Your treatment plan will tell you specifically what type of treatment you are required to participate in. The treatment provider will complete a clinical treatment plan and shall provide a copy to the participant and team members. The treatment plan shall be amended upon participant progress.
- You must attend all scheduled treatment sessions and follow all the rules of your treatment program.

Case Management Plan

A comprehensive case management plan will be created by the Treatment Alternative Court Coordinator that will be used to direct the monitoring, supervision, and therapeutic interventions of each participant. The case management plan is based on the risk and needs assessment that is conducted on each participant by the coordinator. The case management plan will be modified based on the results of future assessments and when goals and objectives are met. The individualized case management plan is developed and presented to each participant enrolled in the Treatment Alternative Court and is updated regularly in consideration of the participant's progress. Probation will provide a copy of the case management plan to team members.

SUBSTANCE ABUSE TREATMENT

- You will be required to provide a drug screen sample when you first enter the program to test for the use of illegal substances.
- Those participants who test positive for substance use, who report history of substance use or report any previous or current charges associated with illegal substances may be required to participate in substance abuse treatment as part of the Treatment Alternative Court program.
- You must attend all scheduled substance abuse treatment sessions, follow all the rules of your substance abuse treatment program and continue to provide drug screen samples for testing as requested by the TAC Team.

TARDINESS AND ABSENTEEISM

- You are expected to attend all scheduled appointments. You should arrive on time for all TAC related appointments. Late arrival for scheduled appointments may be counted as an unexcused absence.
- If you are unable to attend a Treatment Alternative Court appearance for any reason, the TAC Coordinator and your attorney must be notified prior to your scheduled court appearance. Scheduled Treatment Alternative Court appearances are mandatory.
- If you are unable to attend a treatment appointment of any type, the treatment provider and TAC Coordinator must be notified in advance. Unexcused absences may be sanctioned by the TAC Judge.

TAC FEES

As a participant in the TAC program, you will be required to pay all fees ordered by the TAC Judge, based on ability to pay. Participants may be charged a \$20 fee for missed drug screens or positive tests. It is very important that you pay the fees that the TAC Judge has ordered you to pay. TAC participants are expected to make monthly payments towards fees that are owed. Inability to pay fines, fees, and costs

will not prohibit program entry, phase advancement, or graduation. A payment plan can be implemented. If you are unable to pay the fees, or you anticipate yourself being unable to pay the fees, please make the TAC Coordinator aware immediately.

DRUG TESTING

As a TAC program participant, you will be required to submit an initial drug screen when you are admitted into the TAC program. You may be required to provide continued random drug screens. If substance abuse treatment becomes a part of your treatment plan, you will be required to submit random drug screens for the remainder of your TAC program involvement. If substance abuse treatment is not a part of your treatment plan you will be expected to submit a drug screen when requested to do so by the TAC Judge, TAC Coordinator, or member of the TAC team. Your treatment providers will administer tests most often. Participants may be required to submit a drug screen during regularly scheduled office visits with TAC Coordinator, during home visits, or during the TAC court session. You may also be contacted at random by the TAC Coordinator and requested to submit to drug testing. When contacted by the TAC Coordinator/TAC Team to submit a drug screen, you will be required to submit a test as requested by the TAC Coordinator/TAC team. Staff may observe drug tests. The forms of drug testing that may be used with TAC participants include urine tests, saliva screenings, and breathalyzer tests. The results of all drug screens will be reported to the TAC team. Providing a positive drug screen sample may result in sanctions by the TAC Judge. Failure to provide a sample within the period allowed will be considered a positive test. Tampering, altering or missing tests will be deemed a positive test. A dilute sample will be considered a positive test. Drug tests may be increased or decreased as recommended by the TAC team.

PRODUCTS TO AVOID

Some products that can cause a positive test for alcohol use are:

- Cough syrups
- Liquid medications
- Non-alcoholic beers and wine
- Food flavorings and food cooked in wine
- Mouthwash/Breath strips
- Hand Sanitizers

- Some substances that can cause a positive test for drugs are:
 - Poppy seeds in any form (cake, muffins, bread, bagels, salad dressing, mustard etc.)
 - “Natural” or “herbal” remedies or supplements commonly sold in health food stores
 - So called “health supplements” meant for weight loss, strength or endurance.

If you receive a positive drug test because you used one of the above substances without prior approval, it will be treated as positive use and you will receive a sanction.

TAMPERING WITH URINE SPECIMENS

The urine you submit for the test cannot be tampered with; it will be tested to make sure that you are not trying to manipulate the test. You must not use any substances to defeat the test and you cannot try to dilute your urine sample to avoid a positive test. Dilute and tampered samples will be sanctioned. In order to avoid a dilute urine sample, do not drink excess liquids prior to the test and avoid overly caffeinated beverages. Energy and sports drinks may also cause dilute tests so they are to be avoided. If you try to defeat the drug test by bringing urine into the testing site, you may be terminated from the Treatment Alternative Program with your probation revoked. If terminated, you may be re-sentenced up to the maximum time available for the crime. Additionally, attempting to defeat a drug test is a crime and new charges may be brought against you.

WHAT IF I GET SICK WHILE IN THE TREATMENT ALTERNATIVE COURT PROGRAM?

If you get seriously ill or are injured, we expect you to take care of yourself by seeking medical care. This may require a visit with your doctor, an urgent care clinic, or even an emergency room visit. It is very important that you tell all doctors, including dentists, that you are in the Treatment Alternative Court Program. While in the program, you must discuss pain management and medical treatment with your healthcare provider to determine whether there are non-narcotic, non-addictive alternatives for your condition. In this way, we can work together with your doctors to improve your health while maintaining compliance within the program.

If you are going to be prescribed a medication from ANY doctor or dentist, you must give the prescriber a "Healthcare Provider" letter which we provide to you. The doctor/dentist will need to fill out a "Medication Receipt" which will list the medicines prescribed. It is your responsibility to let us know that you have been to a doctor, the hospital, or an urgent care clinic. It is also a requirement that you bring the Medication Receipt signed by the doctor along with a copy of your prescriptions to your next court date. The team may monitor that you are taking all medications as the doctor has ordered.

If you are sick but do not need to see a doctor, you must be very careful with any over the counter medication as some interfere with drug tests. The following are over the counter medicines which are **generally safe** to take as directed:

For pain:

- Aspirin
- Tylenol (Acetaminophen)
- Advil (Ibuprofen)
- Motrin (Ibuprofen)

• **For allergies:**

- Alavert but not Alavert D
- Allegra but not Allegra D
- Clarinex but not Clarinex D
- Claritin but not Claritin D
- Zyrtec but not Zyrtec D

• **For the flu:**

- Tamiflu
- **For a cough:**
- Mucinex but not Mucinex D or DM
- **For upset stomach or diarrhea:**
- Emetrol
- Imodium
- Kaopectate
- Maalox
- Mylanta
- Nexium
- Pepcid
- Pepto-Bismal
- Prevacid
- Prilosec
- Simethicone
- Tums
- Zantac

DNA SAMPLE COLLECTION

If your current charge is a felony offense, you may be required to provide a DNA sample to Adult Court Services. The TAC Coordinator or other designated Court Services personnel will collect the DNA sample using a Buccal Swap Collection Kit provided by the Illinois State Police. If a DNA sample is required you will not be able to participate in the TAC program if you do not cooperate with the DNA collection process. You will be responsible for paying a fee associated with the DNA collection, based on ability to pay.

COMMUNITY BASED SUPPORT

We encourage you to be involved in positive activities in the community. This may include self-help/support groups, church, sports, clubs, community services, volunteer activities, employment and/or other alternative activities. You may be required to participate in at least one such event prior to your completion of the TAC program.

TREATMENT DESIGN

You will be attending mental health treatment throughout your participation in the TAC program. You may receive a variety of services from the TAC treatment providers. These services may include:

- Mental health outpatient services
- Mental Illness and Substance Abuse (MISA Services)
- Individual, group, or family counseling
- Case management services

- Psychiatric services
- Crisis services
- Emergency mental health assessment and assistance
- Community support services
- Developmentally Disabled case management and community support
- Developmental training
- Vocational services
- Alcohol and drug abuse services
- Self help / support groups
- Advocacy, referral and linkage to needed services

You may be referred to additional professionals/agencies for other services such as:

- Detoxification services
- Vocational services
- Medical services
- Financial assistance
- Housing services
- Acute psychiatric services
- Specialized support groups
- Intensive outpatient or residential substance abuse services

You will receive additional information about these services if it is determined that you would benefit from them at some point during your treatment.

PROGRAM PHASES

During Phase One of the program, participants will appear before the Judge once per week. During Phase Two participants will progress to bi-monthly court appearances. During Phase Three participants will progress to monthly court appearances. During any phase, a client could be required to attend court more often if a new issue or concern arises.

Orientation

TAC Orientation is held at the first supervision appointment. You will meet with the TAC Coordinator at which time your obligations to the TAC program will be explained. All necessary TAC forms will be reviewed, completed and signed during TAC Orientation. You are welcome to involve a family member in the orientation process, so that they too understand what is required and expected of you. Whether or not you choose to involve a family member is entirely up to you. Do not hesitate to ask questions about anything you and/or your family do not understand. During the Orientation process, you will be directed to schedule your first appointment with the mental health treatment provider assigned to you to begin your treatment.

The following information provides the basic structure of each program phase. The phase structure is meant as a guideline for the TAC team. The TAC team may adjust phase requirements based on your progress and makes the final decision on when you are ready to advance to the next phase.

Program Acceptance

When an individual enters the Treatment Alternative Court, the Consent to Participate is reviewed with the participant and it is signed by the participant in open court per the standards.

Treatment Alternative Court Phases

Phase One/Stabilization

You will be most closely monitored during Phase One of the program. Phase One of the program is designed to address your most important needs at the time. During Phase One, you will be expected to:

- Attend Treatment Alternative Court every week on Thursday at 2:30pm.
- Attend Office meetings with the TAC Coordinator in person at least once a week or as directed by the TAC Coordinator.
- Cooperate with your treatment provider to determine a mental health treatment plan.
- Remain or become compliant with ALL mental health treatment directives.
- If you have a substance abuse disorder, participate in dual diagnosis programming.
- If you have a substance abuse disorder, participate in a minimum of three 12-step recovery related support meetings each week if directed by the treatment team and TAC Coordinator. Provide written verification of these meetings to the TAC Coordinator.
- Submit to random urinalysis screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC team.
- Take prescribed medications as directed. Submit to medication screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC Team.
- Do not use illegal drugs or alcohol.
- Attend all necessary appointments for treatment and probation.
- Apply for Public Benefits (If Necessary).
- Obtain stable housing and create routines to assist in daily activities
- Be honest with TAC Coordinator/TAC team/treatment providers.
- Approximate time in Phase 1 depends on individual progress, the team will staff and determine when requirements have been attained, and then recommend a phase promotion. This could take place as soon as three months after entering the program.

Phase Two/ Life Skill Building

As you advance through the phases, you will be given more freedom and responsibility. Phase Two is designed to engage the participant in necessary mental health treatment and maintain positive change by continuing life skill building. During Phase Two, you will be expected to:

- Attend Treatment Alternative court bi-monthly on Thursdays at 2:30pm.
- Attend office meetings with the TAC Coordinator in person bi-weekly or as directed by the TAC Coordinator.
- Remain or become compliant with ALL mental health treatment directives.

- If you have a substance abuse disorder, participate in dual diagnosis programming.
- If you have a substance abuse disorder, participate in a minimum of three 12-step recovery related support meetings each week if directed by the treatment team and TAC Coordinator. Provide written verification of these meetings to the TAC Coordinator.
- Submit to random urinalysis screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC team.
- Take prescribed medications as directed. Submit to medication screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC team.
- Do not use illegal drugs or alcohol.
- Attend all necessary appointments for treatment and probation.
- No unexcused absences from mental health services for 30 consecutive days.
- Begin making payments towards your court costs and fines. Set up a payment restitution plan (If Necessary).
- Maintain stable housing.
- Be honest with TAC Coordinator/TAC team/treatment providers.
- No positive drug test results (including missed tests, diluted tests, or tampered tests) for 30 consecutive days.
- Approximate time in Phase 2 depends on individual progress, the team will staff and determine when requirements have been attained, and then recommend a phase promotion. This could take place about a year after entering the program.

Phase Three/ Reintegration

You will gain more independence during this phase, but will be expected to report to the TAC team on your activities and choices. Phase Three is designed to incorporate education, employment, or volunteer services into your treatment. You will be encouraged to begin exploring educational and vocational interests and abilities during Phase three. During Phase Three you will be expected to:

- Attend Treatment Alternative court monthly on Thursdays at 2:30pm.
- Attend office meetings with the TAC Coordinator in person monthly or as directed by the TAC Coordinator.
- Remain or become compliant with ALL mental health treatment directives.
- If you have a substance abuse disorder, participate in dual diagnosis programming.
- If you have a substance abuse disorder, participate in a minimum of three 12-step recovery related support meetings each week if directed by the treatment team and TAC Coordinator. Provide written verification of these meetings to the TAC Coordinator.
- Submit to random urinalysis screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC team.
- Take prescribed medications as directed. Submit to medication screens as determined by your treatment plan or as requested by the TAC Coordinator/TAC team.
- Do not use illegal drugs or alcohol.
- Attend all necessary appointments for treatment and probation.
- No unexcused absences from mental health services for 60 consecutive days.

- Continue making payments towards your court costs and fines. Maintain stable housing
- Be honest with TAC Coordinator/TAC team/treatment providers
- Maintain employment, community service, or participate in continuing education as directed.
- Prepare a detailed Relapse Prevention Plan with the assistance of your treatment provider.
- Complete treatment requirements or obtain a plan to continue with treatment post TAC.
- No positive drug test results (including missed tests, diluted tests, or tampered tests) for 60 consecutive days.
- Remain compliant in phase three for a minimum of 90 days, in order to be eligible for graduation.
- Approximate time in Phase 3 depends on individual progress, the team will staff and determine when requirements have been attained, and then recommend a phase promotion. Phase 3 typically is the last year of the probationary period.

PHASE PROGRESSION

While each phase within the TAC program has its own treatment requirements, the treatment that you will be expected to engage in and complete before moving to the next phase will be specific to your treatment plan. You will advance through the program phases as a result of program and treatment compliance. In order to progress in the program phases, you must take your medication, engage in treatment, make scheduled appointments and appear in court as required. You are also expected to make monthly payments towards fees owed, based on ability to pay.

You cannot successfully complete the TAC program without progressing through each of your required phases. Based on information provided to the Court by your mental health treatment providers, the TAC Coordinator, or representatives from any other agency or services in which you are involved, the Judge and TAC team will determine when requirements have been met for phase advancement. A substantial period of program and treatment compliance is necessary prior to a participant being considered by the TAC team for phase promotion.

Incentives, Sanctions, and Therapeutic Adjustments

Throughout TAC, rewards and punishments will be given for certain behaviors. Incentives (rewards) are matched with your strengths and interests. Incentives are provided for positive behaviors or successfully completing various parts of the program. If you choose not to comply with the TAC program, sanctions (punishments) are imposed. These sanctions may begin with minor demands of the participant and move toward more severe sanctions, such as incarceration in the Kane County Adult Justice Center or termination from the program. Sanctions are determined on an individual basis after the TAC team considers all factors of participation (supervision, treatment, medication, etc.) and your compliance with these program requirements.

Incentives

As you progress through TAC and begin to make positive choices, you will receive incentives from the TAC team. Incentives may be received for a variety of behaviors and achievements including Treatment Alternative Court attendance, treatment attendance, progress in treatment, negative drug screen results, medication compliance, gaining employment or volunteer work, or sustaining employment or volunteer activities. The TAC team may choose from incentives such as:

- Praise
- Adjustment in order of appearance in court
- Gift items
- Gift cards
- Recreational opportunities
- Phase promotion
- Graduation

Sanctions

Just as positive changes will be rewarded, negative behaviors will also be addressed. Poor attendance, lack of participation in treatment or other services, and positive drug screens will all result in court sanctions. The following sanctions may be used when TAC rules are not followed:

- Verbal reprimand
- Essay assignment
- Court observation
- Increased court appearances
- Increased TAC Coordinator contact
- Verification assignment
- Activity log assignment
- Community Service hours
- Delay in promotion
- Detention
- Incarceration

THERAPEUTIC ADJUSTMENTS

There will be a treatment response to many of your behaviors as well, as determined by your mental health treatment providers and the TAC team. You may be required to attend additional self-help / support groups, attend additional treatment groups, or engage in additional hours of psychosocial rehabilitation programming in response to addressed negative behaviors.

PROGRAM GRADUATION

In order to graduate from the TAC program, you must complete all program phases required of you and be in continued compliance with your designed treatment and Court supervision plan. When you have successfully completed all of the requirements of the TAC program, there will be a Graduation ceremony in your honor. At that time, you will have officially completed the TAC program and your involvement with

the programming will no longer be mandatory. Upon completion of the TAC program, legal agreements made pending your completion of the TAC program will be reviewed and acted upon accordingly.

TERMINATION/UNSUCCESSFUL DISCHARGE

You may be terminated from the TAC program if you break program rules. If you do not comply with your treatment plan, do not take your medication, cannot provide negative drug screen results over an extended period, regularly miss supervision or court appointments or are charged with a new offense, it may be the recommendation of the TAC team that you be terminated from the program. Your punishment could include jail time or commitment to the Illinois Department of Corrections. At this time, you have the right to a hearing on a petition to terminate from TAC or to revoke probation. If this happens, you will be sentenced according to law for the offense(s) with which you were originally charged. If you are terminated from TAC, your private attorney or assigned Public Defender will make sure that you understand your rights and act on your behalf.

PROGRAM OUTCOMES

There are four possible outcomes for a participant in TAC:

- A. **Voluntary Withdrawal:** A participant admitted to TAC may, at any time, orally or in writing, request to voluntarily terminate his or her participation in the program. If the request is oral, the participant shall be provided with a written voluntary termination form and shall sign it. Before accepting a voluntary withdrawal, the Judge must ensure that the participant has consulted with defense counsel and that the withdrawal request is being made voluntarily and knowingly. The Judge will advise the participant of the actual and potential consequences of the withdrawal and will be advised as to the sentencing range the participant faces upon resentencing.
- B. **Unsuccessful Discharge:** A participant may be unsuccessfully discharged from TAC if the TAC Judge finds from the evidence presented at a hearing on a petition to revoke the participant's probation or to terminate the participant from TAC that:
 1. The participant is not performing satisfactorily in the assigned program;
 2. The participant is not benefiting from education, treatment, or rehabilitation;
 3. The participant has engaged in criminal conduct rendering him or her unsuitable for the TAC program; or
 4. The participant has otherwise violated the terms and conditions of the TAC program or his or her sentence.

Prior to the hearing, the participant shall be served with a copy of the Petition to Revoke probation/Motion to Terminate. The petition shall set forth the specific alleged violations and the relief sought. The Judge shall advise the participant of their right to counsel and appoint counsel, their right to confront and cross-examine witnesses, their right to present witnesses and evidence on their own behalf, their right to subpoena witnesses and their right to require

the State to prove the alleged violations by a preponderance of evidence. The Judge shall also advise the participant of the appropriate sentencing range for the offense. If the court grants the Petition to Revoke/Motion to Terminate, a Judge will determine a sentence at a sentencing hearing held in accordance with the Unified Code of Corrections. An unsuccessful discharge can be part of a negotiated sentencing agreement approved by the Court.

- C. **Neutral Discharge:** If a participant encounters circumstances outside of their control which make it extremely difficult or impossible to successfully complete the TAC program, a neutral discharge may be allowed for a participant who has been substantially compliant with the TAC program rules, but, after having exhausted reasonable efforts, is unable to successfully complete program requirements to qualify for a successful discharge. A neutral discharge can terminate the defendant's sentence and discharge the defendant from further proceedings in the original prosecution or provide an alternative supervision plan with the agreement of the participant. Neutral discharge decisions shall be made by TAC team collaboratively.
- D. **Successful Discharge:** Upon successful completion of the terms and conditions of the TAC program, the Court may, with the State's agreement, vacate defendant's plea and the judgment of conviction and dismiss the original charges against the defendant or successfully terminate the defendant's sentence or otherwise discharge him or her from any further proceedings against him or her in the original prosecution. Successful discharge decisions shall be made by the TAC team collaboratively.

When a participant has successfully completed the requirements of the TAC program, there will be a graduation ceremony held in the participant's honor. At that time, the participant will have officially completed the TAC program and his/her involvement with the program will no longer be mandatory. Participants who graduate from the program are encouraged to continue to engage in the TAC alumni group.

NON-DISCRIMINATION CLAUSE

The Kane County Treatment Alternative Court does not and shall not discriminate on the basis of race, color, religion (creed), gender, gender expression, age, national origin (ancestry), disability, marital status, sexual orientation, or military status, in any of its activities or operations. We are committed to providing an inclusive and welcoming environment for all members of our staff, participants, and applicants.

ACCESS TO JUSTICE

For individuals for whom English is not their primary language, Spanish-speaking interpreters are employed by the 16th Circuit Judicial Court. In addition to Spanish speaking interpreters, the language line is utilized to assist individuals who may speak another language besides Spanish. To aid individuals with low literacy levels all members of the Treatment Alternative Court Team provide participants with oral instructions in addition to written materials at every stage of program development.

CONFIDENTIALITY

An authorization for release of information and consent for participation is required for participation in the TAC program. Withdrawing your authorization for release of information prior to completion of the program may be grounds for termination from the program. TAC participants are required to complete all additional requested authorizations for release of information. Failure to do so may result in termination from the TAC program. Your consent is no longer valid or necessary once the terms of your program participation have been completed, which includes successful completion of the Treatment Alternative Court.

KANE COUNTY TREATMENT ALTERNATIVE COURT IMPORTANT PHONE NUMBERS

TAC Coordinator.....630-444-3158

Samantha Spooner.....630-406-7191

Gateway Foundation.....630-966-7400

Ecker Center for Mental Health
Grandstand Office.....Keith Baker 847-695-0484 ext. 2037

Association for Individual
Development.....Emily Grunewald 630-966-4300

Kane County Diagnostic Center.....630-262-4480

Public Defender's Office.....630-232-5835

NOTICE

IF YOU HAVE AN OUTSTANDING WARRANT
IN ANY COURT YOU MAY BE ARRESTED
UPON ENTERING THE KANE COUNTY
JUDICIAL CENTER

IF YOU HAVE A SCHEDULED APPOINTMENT
WITH THE TREATMENT ALTERNATIVE
COURT COORDINATOR, PLEASE ENSURE
ANY OUTSTANDING WARRANTS ARE
QUASHED PRIOR TO ATTENDING THE
SCHEDULED APPOINTMENT

THE TAC REFERRAL PROCESS WILL NOT
BEGIN UNTIL ALL OUTSTANDING
WARRANTS FOR THE REFERRED
DEFENDANT HAVE BEEN QUASHED