# TWENTIETH JUDICIAL CIRCUIT LEE COUNTY, FLORIDA



# FELONY DRUG COURT PROGRAM PARTICIPANT HANDBOOK

**Introduction & Program Goals**-The Lee County Felony Drug Court Program is a court-supervised drug and alcohol treatment program for individuals involved in the criminal justice system with a substance abuse problem, created under Florida Statute 397.334. This program is designed to divert cases from the traditional court system while helping participants recover from drug and alcohol addiction, stay in recovery and become productive members of society. It is an opportunity and privilege afforded to reclaim one's life from addiction and criminal behavior that must be taken seriously. The participant must commit wholeheartedly to a life of recovery and integrity. This program provides immediate and concentrated treatment, which includes supervision and monitoring by a drug court team, which includes a drug court judge. The drug court team will work with and help the participant to comply with the requirements, but participants must be committed to recovery to be successful in this program. Entry into the program is completely voluntary, but compliance is required while in the program and the participant does not decide to stay or leave the program. This handbook is designed to detail what is expected of a participant and provides a general overview of the program. Participants are encouraged to share this handbook with family and friends.

Eligibility Criteria/Target Population- A potential participant must be a Lee County resident at the time of arrest with a pending non-violent felony charge or be on probation for a non-violent felony charge and have a violation of probation pending. The potential participant must not have a current charge that carries a minimum mandatory sentence or a current charge involving the use of a weapon, prior charges involving violence or use of a weapon, be designated as a sexual offender or have current federal detainers or out of county holds. First time offenders should be diverted for felony diversion prior to consideration for this program. Current charges involving the sale of an illegal substance may be reviewed on a case-by-case basis by the State Attorney's Office when referred by counsel. In addition, there could be other factors, at the discretion of the State Attorney's Office, which may preclude entry into the program. The potential participant must also be screened by an addiction specialist indicating the participant is amenable to substance abuse treatment and deemed appropriate for the program.

Referral and Screening Process- Participants may be identified at booking by the Pretrial Services Intake and Investigation Unit or be referred by counsel, family, other treatment provider, or be self-referred. Criminal history is researched to ensure eligibility criteria are met. An addictions specialist will attempt to conduct an initial screening within forty-eight hours of being notified. The initial screening will include the potential participant's current employment, educational level and job skills, housing situation and driver's license status. If interested and recommended for the program, the participant must review and sign the "General Consent for Release of Confidential Information" to release and share all treatment related information with the drug court team and support personnel at the time of screening. Any medical conditions or prescriptions being used that would prohibit the ability of a participant from completing drug court requirements or that places another participant or team member at risk, and any propensity for anger or violence, must be provided to the drug court team.

Contact will be made with potential participants by the Public Defender's Office when appointed and by Pretrial Services when self represented in order to explain the program in detail. Potential participants interested in being considered for the program who are out of custody at the time of referral will be directed to the treatment provider, SALUSCARE, for an initial screening. After interest has been confirmed and the potential participant has been determined appropriate from a treatment perspective, referrals are forwarded to the State Attorney's Office for consideration. Participants referred by counsel outside of First Appearance are forwarded directly to the State Attorney's Office for review and consideration and Pretrial Services is notified of those approved to coordinate an initial screening. Participants wishing to transfer from a drug court program outside of this county shall be referred through the same referral process.

The State Attorney's Office has the sole discretion to decide which participants will be approved for the Felony Drug Court Program and, when approved, will make an offer depending on the outcome of the score sheet and the treatment needs. If convicted of a drug crime, the driver's license will be suspended for a period of one year in accordance with Florida Statute. Each participant and his or her counsel must review this handbook and discuss all requirements for this program. The participant must sign an agreement acknowledging terms and conditions of the program. The agreement and this handbook contain all of the requirements of the program. Upon entry, the case or cases will be reassigned to the drug court judge.

**Program Description**-Participants who enter the Felony Drug Court Program enter a plea and will be supervised by the Department of Corrections. The participant must sign a Probation Agreement and enter a guilty or no contest plea to the charges, depending upon the plea agreement negotiated by the participant, counsel and the State Attorney's Office. The judge is not involved in any discussion of the agreed upon sentence or any plea bargain. The participant will enter a plea of guilty or no contest and agree to the negotiated sentence in a hearing before the judge. At that

hearing, the judge or counsel will ask questions to ensure that the participant is freely and voluntarily entering into the agreement and understands all consequences. The probation will be part of the sentence and the successful completion of the requirements of the Felony Drug Court Program will be a condition of the probation. The sentence may include a suspended sentence to serve a period of time in the state prison system. The probation will also include any special terms and conditions of probation that were agreed upon with the State Attorney's Office. The participant may be on "Drug Offender Probation" and all of the standard terms and conditions of any probation under the Florida Statutes and the Rules of Criminal Procedure will apply when applicable. If the participant willfully and substantially fails to comply with all of the requirements of the drug court program, it may be considered a violation of the probation. The participant may be terminated from probation and re-sentenced to incarceration in jail, or prison, pursuant to the Florida Criminal Punishment Code if the violation of probation is proven after hearing. The judge may also choose to keep the participant in the program and/or sanction the participant with time in jail, community service hours, and other sanctions. The participant cannot leave the program until the judge says the participant has been terminated.

**Court Appearances**- The drug court program does require many court appearances before the judge. Prior to court, the judge will meet with the drug court team to review all of the cases that will be coming before the judge that day. The participant's counsel can attend this meeting when his or her case is discussed with the drug court team, but the participant cannot attend. At this meeting, the treatment provider will provide a progress report to the judge on performance in treatment. The probation officer will also update the judge on any participants' non-compliance.

The drug court team attends each court session to discuss the participant's progress and makes recommendations to the drug court judge. The drug court team consists of representatives from the State Attorney's Office, the Public Defender's office, Pretrial Services, the Department of Corrections and the treatment provider. During court, the participant and the judge communicate to discuss any problems the participant might be having. If doing well, the participant will be rewarded and encouraged to continue working on his or her treatment plan. If not in compliance, the judge will determine the consequences. If a participant fails to appear for a court session, he or she can be arrested and held in custody until brought before the drug court judge. If the participant is unable to make a court date or has missed a court date, he or she must call the assigned probation officer immediately and provide justification.

**Drug and alcohol testing**- Throughout the program, the participant will be tested for the presence of drugs and alcohol, as drug and alcohol tests are the foundation stones to demonstrating sobriety. The tests may be required at scheduled times, but will usually be random and without warning, and can be required at any time by a drug court team member. A failure or a refusal to take a drug test will be considered a positive result. Drug testing will be supervised at all times by a laboratory technician, clinician, or supervising officer as a last resort, any of which must be of the same gender. The participant must call the "Color Line" as instructed and is responsible for not consuming more than two eight-ounce glasses of liquid within two hours of any collection. Creatine derived supplements and energy drinks are prohibited.

**Medical Treatment Protocol**- The participant must inform the treatment provider, in writing on a form supplied by the treatment provider, of all prescribed and any over the counter medications taken prior to taking a drug test.

When seeking medical care, participants must:

- Inform the doctor that he/ she are participating in drug court and have been diagnosed with a substance abuse issue.
- Request the doctor note on a prescription pad or letterhead this knowledge as well as document the need for the medication that would override program guidelines of abstinence.
- Sign a release of information at all medical appointments authorizing the treatment provider to receive
  documentation of any treatment received.
- Inform the treatment provider of all prescribed medications before taking them.

The use of medically assisted treatment (MAT) may be permitted on a case by case basis.

In emergency situations in which a participant is hospitalized or seen in an emergency room and has been given a medication, the participant must inform the drug court team on the next business day by 9AM of what occurred and bring documentation to the treatment provider or to the next court date, whichever date comes first, and submit to a urine drug screen.

Should a participant become ill and be given a prescription for an antibiotic at a time when team members are unavailable, he/she is to leave a message on their clinician's telephone stating the diagnosis and the prescription name,

fill the prescription and begin taking it as prescribed. The participant must report with the actual prescription and medical paperwork on the next business day to the treatment provider.

**Medicine-Prescription Policy-** Participants will be informed that certain prescriptions, even when prescribed, and substances or medicines containing alcohol, synthetic marijuana such as K2, serenity, bath salts or the likes, opiates, benzodiazepines and any mood altering substances are not permitted while in the program.

Participants must also not ingest poppy seeds in any form (no poppy seed cake, bread, muffins, etc.). In addition, participants must not ingest any natural or herbal remedies or supplements such as those commonly sold in health food stores, without prior approval from a physician.

Participants will also be informed that all prescriptions must be confirmed by the treatment provider Any waivers utilized by any other treatment provider that the participant may be receiving services from must include a release of information to the drug court team.

Treatment Plan- An individualized treatment plan will be developed, which will change from time to time as the participant progresses through the program. Some of the treatment plan may also consist of instructions from the judge, treatment provider, the pretrial officer or probation officer or any other member of the drug court team. The participant will always know exactly what is expected and must do everything required by the treatment plan. The treatment plan will require attendance at group therapy or basic education, individual counseling sessions and 12-step meetings, such as Narcotics Anonymous, Cocaine Anonymous, Alcoholics Anonymous, or similar meetings. The participant will be required to find a 12-step sponsor. At minimum, the treatment plan will require outpatient treatment, but may also include family counseling and residential treatment. The plan will require the participant to find a job or participate in job training, unless excused by the drug court team. The plan may also require the performance of community service. If needed, the participant may be required to consult with a doctor or other medical provider for any medical or mental condition. The participant is expected to inform his or her attorney, clinician and the court of any religious beliefs or practices that may serve as a conflict when drug court programs, peer groups and treatment are being considered.

**Halfway Houses-** Utilization of a halfway house must be approved by the treatment provider and assigned probation officer prior to establishing residency. The participant must be current in halfway fees prior to any phase advancement and before being approved to leave. All halfway house payments must be paid in full prior to transitioning out of the program, verified in writing and to the assigned probation officer.

Fees- The drug court program views participant fiscal responsibility very seriously and utilizes this as an indicator of the overall health of one's program of recovery. Therefore all participants are required to pay-a monthly drug court fee of \$65 to the treatment provider. Investing in one's own recovery is an important proven participant motivator that helps to ensure one's program success. It is the participant's responsibility to pay the fee to avoid getting in arrears. Failure to make consistent regular payments can result in the participant being held back from progressing in the program by not being eligible to phase to the next level. The participant will also be required to pay for an Ethyl Glucuronide (EtG) test or lab confirmation with a positive result. Participants may also be ordered to complete random labs at their own expense. In addition, participants must pay a \$100 cost of prosecution fee. Participants who plead guilty or nolo contendere to a violation of any provision of Florida Statute 893.13 may be required to pay a \$100 fee to the Florida Department of Law Enforcement. The judge will exempt cost of supervision fees and allow the participant to work off the fine and court costs by doing community service with a credit of \$10 for each hour worked. The participant will be required to work off or pay the fine and court costs, and pay restitution, when applicable. Willful and substantial failure to pay fines, court costs or restitution will be considered a violation of the program and the participant may be sanctioned or terminated from the program and the judge may determine that the participant violated probation. Additionally, participants who are represented by the Public Defender's Office must pay the \$50 fee for the Application for Criminal Indigent Status and a \$100 Public Defender attorney fee.

**Phases-** The length of the program is partly dependent on the participant. The participant is expected to complete the requirements between fourteen and a half and twenty-four months. There are four phases, each of which must be completed before advancing to the next phase and all of which must be completed before graduation. If a participant is in residential treatment, specific phase requirements may be modified only when recommended by the drug court team and approved by the drug court judge.

When a participant is sanctioned for a positive, dilute or missed drug or alcohol test, he/she will not advance to the next phase for a minimum of 60 consecutive days from the completion of sanctions such as jail, community service or the Sherriff's work program.

When a participant is sanctioned due to an unexcused absence, he/she will not advance to the next phase for a minimum of 14 consecutive days from the day the sanction was completed for the unexcused absence.

When a participant is sanctioned, the sanction and any treatment recommendation resulting from the violation must be completed prior to consideration for advancing to the next phase. Advancement will be at the drug court team's discretion and may go beyond the minimum required length of time as the drug court team must approve of any advancement.

**Phase 1- Acceptance to the drug court program – intake, evaluation, and treatment.** In this phase, a clinician will conduct an in-depth evaluation and develop a treatment plan. The participant will be motivated and educated so he or she can accept responsibility for substance abuse and other dysfunctional behavior and thinking.

## Phase 1– Requirements (length is a minimum of 14 weeks):

- 1. Orientation and overview of the program and evaluation and development of the treatment plan.
- 2. Observed and documented random drug and alcohol testing as deemed appropriate by the drug court team, but at least two times per week, and at each court session.
- 3. Documented attendance at two group therapy or basic education sessions each week. Additionally, a special needs group such as domestic violence, anger management or job counseling/career planning, may be required at the recommendation of the treatment provider.
- 4. Documented attendance at one individual counseling or case management appointment every other week.
- 5. Documented attendance at four 12-step meetings, or similar meetings when approved by the drug court team, per week. Meeting sheets must be signed by the 12-step meeting facilitator and submitted to the treatment provider.
- 6. Formulating personal goals in the program with the treatment provider within thirty days of phase.
- 7. Reporting to the probation officer as instructed and meeting all requirements of the supervision.
- 8. The participant will abide by curfew restrictions of 9:00 p.m. to 6:00 a.m. as set forth by the court, unless otherwise directed by the probation officer.
- 9. Must obtain employment, be currently involved in a vocational or educational setting or be performing community service, at a minimum of twenty hours per week, with documentation provided to the probation officer.
- 10. Must submit a written or recorded statement of the effect of substance abuse on his or her life and commitment to recovery to the treatment provider prior to being recommended for phase advancement.
- 11. Find a 12-step sponsor satisfactory to the drug court team within first four weeks of phase. The sponsor must have a minimum period of one year of sobriety.
- 12. The participant must pay \$65 per month to the treatment provider prior to phase advancement.
- 13. Other case management or treatment services as determined by the drug court team. The participant may seek linkage in the community via the treatment provider to assist in obtaining mental health treatment or services, finding a place to live, finding a job, entering job training, attending life skills classes, keeping doctor's appointments, etc., which will be reported to the drug court team via the drug court interface.
- 14. Court appearances once per week.

**Phase 2 - Total Commitment to Treatment -** In this phase, the participant will be expected to affirm the acceptance of his or her substance abuse and other dysfunctional behavior and thinking and demonstrate a commitment to making major changes in his or her life. The participant must also accept the consequences of criminal conduct.

# Phase 2 – Requirements (length is a minimum of 16 weeks)

- 1. Observed random drug and alcohol testing as deemed appropriate by the drug court team, but at least two times per week, and at each court session.
- 2. Documented attendance at two group therapy or basic education sessions each week. Additionally, a special needs group such as domestic violence, anger management or job counseling/career planning, may be required at the recommendation of the treatment provider.
- 3. Documented attendance at one individual counseling or case management appointment per month.

- 4. Documented attendance at three 12-step meetings, or similar meetings when approved by the drug court team, per week. Meeting sheets must be signed by the 12-step meeting facilitator and submitted to the treatment provider.
- 5. Documented attendance at a family counseling session when recommended by the treatment provider.
- 6. Reporting to the probation officer as instructed and meeting all requirements of the supervision.
- 7. The participant will abide by curfew restrictions of 9:30 p.m. to 6:00 a.m. as set forth by the court, unless otherwise directed by the probation officer.
- 8. Must be employed, be currently involved in a vocational or educational setting or be performing community service, at a minimum of twenty hours per week, with documentation provided to the probation officer.
- 9. Must submit a written or recorded statement of participant's life goals covering all major life functions and a demonstrated commitment to become drug and alcohol free to the treatment provider prior to being recommended for phase advancement.
- 10. The participant must pay \$65 per month to the treatment provider, prior to phase advancement.
- 11. Other case management or treatment services as determined by the drug court team. The participant may seek linkage in the community via the treatment provider to assist in obtaining mental health treatment or services, finding a place to live, finding a job, entering job training, attending life skills classes, keeping doctor's appointments, etc., which will be reported to the drug court team via the drug court interface.
- 12. Court appearances twice per month unless instructed otherwise by the drug court team.

Prior to advancing, the participant must perform community service hours or pay 60% of the fine and court costs and pay 30% of any applicable restitution.

**Phase 3 – Stabilization: Ongoing treatment and relapse prevention.** In this phase, the participant will identify treatment goals and objectives and the participant and treatment provider will update the treatment plan as appropriate. Counseling and meetings will focus on preventing relapse and helping to identify ways of coping with stressful situations. In addition, the participant must demonstrate a determination for positive change and a commitment to live a clean and sober life. The participant will begin to experience the reward of positive changes in his or her life.

#### Phase 3 Requirements (length is a minimum of 18 weeks):

- 1. Observed and documented random drug and alcohol testing as deemed appropriate by the drug court team, but at least two times per week and at each court session.
- 2. Documented attendance at two group therapy sessions each week, focusing on continued care and relapse prevention.
- 3. Documented attendance at one individual counseling or case management appointments per month.
- 4. Ongoing review and updating of treatment plan by participant and clinician to identify treatment goals and objectives.
- 5. Documented attendance at three 12-step meetings, or similar meetings when approved by the drug court team, per week. Meeting sheets must be signed by the 12-step meeting facilitator and submitted to the treatment provider.
- 6. Documented attendance at a family counseling session when recommended by the treatment provider.
- 7. Reporting to the probation officer as instructed and meeting all requirements of the supervision.
- 8. The participant will abide by curfew restrictions when directed by the probation officer.
- 9. Must be employed, be currently involved in a vocational or educational setting or be performing community service, at a minimum of twenty hours per week, with documentation provided to the probation officer.
- 10. Must submit a written or recorded statement of the changes in the participant's life since entering the drug court program to the treatment provider prior to being recommended for phase advancement.
- 11. The participant must pay \$65 per month to the treatment provider, prior to phase advancement.
- 12. Other case management or treatment services as determined by the drug court team. The participant may seek linkage in the community via the treatment provider to assist in obtaining mental health treatment or services, finding a place to live, finding a job, entering job training, attending life skills classes, keeping doctor's appointments, etc., which will be reported to the drug court team via the drug court interface.
- 13. Court appearances once per month unless otherwise instructed by the drug court team.

Prior to advancing, the participant must pay the remaining fine and court costs or perform community service hours and pay 30% of any applicable restitution for a total of 60%.

**Phase 4:** Achievement, graduation, mentoring - In this phase, the participant will address recovery needs, which will include total abstinence from all illegal substances and alcohol. The focus will be on daily living skills. This phase

is designed to support the participant to return to the community as a productive and responsible member of the community. Becoming a mentor is recommended.

## Phase 4 – Requirements (length is a minimum of 10 weeks):

- 1. Observed and documented random drug and alcohol testing as deemed appropriate by the drug court team, but at least once per week and at each court session.
- 2. Documented attendance at one group therapy session per week.
- 3. Documented attendance at one individual counseling or case management appointment per month, which must include discharge planning.
- 4. Ongoing review and update of the treatment plan.
- 5. Documented attendance at two 12-step meetings, or similar meetings when approved by the drug court team, per week. Meeting sheets must be signed by the 12-step meeting facilitator and must be submitted to the treatment provider.
- 6. Reporting to the probation officer as instructed and meeting all requirements of the supervision.
- 7. Curfew restrictions will be lifted for the remainder of the program with continued compliance.
- 8. Fulfillment of goals as stated in the individual treatment plan.
- 9. Must be employed, be currently involved in a vocational or educational setting or be performing community service, at a minimum of twenty hours per week, with documentation provided to the probation officer.
- 10. The participant must pay \$65 per month to the treatment provider, prior to phase advancement.
- 11. Other case management or treatment services as determined by the drug court team. The participant may seek linkage in the community via the treatment provider to assist in obtaining mental health treatment or services, finding a place to live, finding a job, entering job training, attending life skills classes, keeping doctor's appointments, etc., which will be reported to the drug court team via the drug court interface.
- 12. Court appearances once per month, unless instructed otherwise by the drug court team.

**Graduation Criteria-** Prior to graduation, the participant must not have any positive drug or alcohol test results for 180 consecutive days. If sanctioned, the participant may not graduate while completing a sanction. Graduation consideration is at the discretion of the drug court team and judge. The drug court team may consider alternatively under extenuating circumstances to complete the program while remaining on supervision for financial obligations only pending. The participant must have paid any remaining restitution. The participant must have maintained a stable living arrangement and healthy interpersonal relationships. A definitive aftercare plan, which must include 12-step meetings at a minimum, must be prepared for participants. The participant must complete and submit a pre-graduation interview questionnaire to the court that demonstrates understanding of personal problems, substance abuse problems, addiction, criminal behavior, and relapse prevention. The pre-graduation interview will be scheduled upon approval of the drug court team.

As the participant is compliant with the requirements of the program, he or she will be rewarded. However, the best reward is being clean and sober and in recovery and learning how to stay in recovery and live a productive life. The participant may also receive sanctions to motivate success in the program. Since each case has varying situations, there is no set response that matches each action. The drug court team will utilize SANCTION AND REWARD GUIDELINES when discussing and recommending what the appropriate response should be, taking into account the participant's circumstances, history and honesty. The judge will make the final decision.

**Rewards**- One component that makes the drug court program so successful is the rewarding of positive participant behavior and attitude. The participant can accomplish this by demonstrating honesty, consistent program participation and socially acceptable behavior. The participant who consistently demonstrates positive program performance through their actions and deeds will receive rewards that may include but not be limited to:

- 1. Reduced court appearances.
- 2. Being called first or being allowed to leave early from court.
- 3. Receipt of verbal praise or accolades from the judge or drug court team.
- 4. Selection from the "Fishbowl".
- 5. Gradually increased curfew times and reduced drug testing requirements.
- 6. Tokens of progress upon advancing to the next program phase.
- 7. The earning of special privileges such as overnight visits with family.
- 8. Graduation from the program.

Sanctions/Other Consequences- The drug court program utilizes various sanctions or consequences to address non-compliance, which are intended to provide program participants with appropriate learning experiences designed for furthering their social and cognitive awareness and skill building. If the participant fails to comply with the requirements of the program and/or is dishonest while in the program, the judge may impose sanctions. The participant must provide the completed sanction log, along with supporting documentation, to the pretrial officer in court. Sanctions may include but are not limited to:

- 1. Increased frequency of drug testing at the participant's cost.
- 2. Writing an essay to be read in court.
- 3. Community service or the Sheriff's Work Program.
- 4. Increased court appearances.
- 5. Return to an earlier phase of the program.
- 6. Community service hours.
- 7. Incarceration in the Lee County Jail.
- 8. Extending the participant's participation in the program.

Other consequences may be imposed in an effort to increase the likelihood of success in the program and may include but are not limited to:

- 1. Increased participation in outpatient or group counseling sessions.
- 2. Increased AA, CA, NA or equivalent including Smart Recovery meetings.
- 3. Residential treatment.
- 4. Reside in a sober living or halfway house.
- 5. Re-evaluation of treatment level.

Note when ordered to 30 meetings in 30 days (or 60/60 or 90/90), this requires one meeting per day. Meetings cannot be grouped to miss another day.

The imposition of sanctions may also result in other "natural" consequences such as extended time to complete a phase or the total program; loss of wages due to loss of work; and/or other family, job, or financial hardship.

**Graduation-** Upon graduation, if the participant is in the program for a substantive charge(s), the State Attorney's Office will dismiss the charge(s). Upon graduation, if the participant has a charge of violation of probation after a prior plea and probation sentence, the violation of probation affidavit will be dismissed, the probation will be terminated and the original conviction that was imposed will remain. Adjudication originally withheld will be upheld upon graduation. If the participant pled to a charge(s) for which the participant has not previously been placed on probation, the participant will be allowed to withdraw the plea of guilty or no contest upon graduation, the sentence will be vacated and the charge(s) will be dismissed by the State Attorney's Office. The participant's family and friends will be welcomed to join the participant and the drug court team in court on the day of expected graduation. This will be the first day of a new life, a life that is free of substance abuse.

Post-graduation, SALUSCARE may contact drug court graduates regarding optional treatment.

Participants wishing to seal or expunge their records may complete an application for certification of eligibility via the Florida Department of Law Enforcement, but are not guaranteed such. Specific requirements for the application, as well as a list of disqualifying charges and a list of agencies that can obtain sealed and expunged records, can be found on FDLE's site at http://www.fdle.state.fl.us/expunge/.

**Drug Court Rules-** The participant must follow all requirements of the program found in the signed agreement and in this handbook, which include these rules:

1. The participant must be clean and sober while in the program. The participant cannot use or possess any alcohol, illegal substances, or prescription medications unless prescribed for the participant and approved by the drug court team. The participant is subject to search pursuant to law. The participant will be tested for drugs and alcohol regularly and randomly. The object of the program is to teach how to live a clean and sober life. The use of masking agents and diluting agents are strictly prohibited and a failure or refusal to take a test when asked will be considered a positive result.

- 2. The participant must report to the probation officer as instructed and must submit to a drug or alcohol test if requested by that officer. The participant must be on time for court and all treatment meetings. If the participant is late to any court session or any meeting that is part of the participant's treatment plan, the participant may not be allowed to attend. Failure to attend any court session or any meeting is a failure to comply with the requirements of the program.
- 3. Violence or threats at any time or any place to any person is not permitted. The participant is responsible for controlling his or her words and conduct while in the program. Any threat will be immediately reported to the drug court team and drug court judge.
- 4. The participant must dress appropriately for all court and treatment sessions. Clothing and/or exposed tattoos that are offensive or that includes drug or alcohol related logos, themes, promotions or advertisings or clothing that inappropriately bares private parts of the body or undergarments, are not permitted at any time. Sunglasses may not be worn indoors unless prescribed for the participant by a doctor. The participant is expected to wear a shirt or blouse, pants, dress, or skirt and shoes while in court and remove any hats prior to entering the courtroom or treatment location.
- 5. The participant must stay seated and remain quiet while court is in session and must follow all instructions given by the Bailiff. The participant may leave the courtroom to use the restroom, but must return promptly. When a participant's name is called in court, he or she must come forward and stand in front of the judge to discuss progress in the program.
- 6. The use of electronic devices is prohibited during court and any treatment activities.