

**BUTLER COUNTY AREA COURTS
JUDGE
COURTNEY CAPARELLA-KRAEMER**

ALERT



PROGRAM

Avoiding Lethal Effects of Risky Trips

PARTICIPANT HANDBOOK

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Welcome & Introduction

Congratulations! You have chosen to be part of a special program to help persons with a history of substance use. The ALERT Program models itself after the highly successful drug court concept that has shown considerable promise in helping individuals overcome substance abuse problems.

This Participant Handbook details your rights and responsibilities in the ALERT Program, which is a specialized docket. It has been written to help you successfully complete the requirements of the ALERT Program. Please read it carefully. If you have any questions about its contents, please ask your ALERT Community Control Officer. In addition to receiving this handbook, you will attend a meeting with your ALERT Community Control Officer where you will have the opportunity to ask any additional questions.

In this handbook, you will find specific information about the ALERT Program requirements, rules and guidelines, community control, and treatment. There are three (3) phases and you will be expected to meet the requirements of each of the phases. You will move through each phase as you make progress and accomplish case plan objectives. There will be information regarding what specific things you must do to complete each phase of the ALERT Program. If you fail to comply with the rules of the ALERT Program, specific penalties can and will be imposed.

What are the basic requirements of the ALERT Program?

- *No alcohol or drug use*
- *Stay out of all bars and any businesses which generates most of their money from selling alcoholic beverages*
- *Attend ALERT Status Review Hearings with Judge Caparella-Kraemer*
- *Attend all appointments with your ALERT Community Control Officer*
- *Attend all appointments with Treatment Providers and other service providers*
- *Attend sober support meetings*
- *Submit to frequent and random alcohol and drug screens*
- *Work when able*
- *Wear SCRAM (secure continuous remote alcohol monitoring)*
- *Active telephone service must be installed or available at your residence with no special calling features (caller id, call block, call forwarding, call waiting, and internet service)*
- *Pay fines, costs and restitution, if any, unless waived by Judge Caparella-Kraemer*
- *No further violations of the law...stay out of trouble*
- *Comply with sanctions from ALERT Program violations*
- *Comply with curfew and electronic monitoring (EM) rules*
- *Comply with other ALERT Program requirements*
- *Obtain a physical examination if ordered*

How long will it take me to complete the ALERT Program?

The ALERT Program starts on the day you are sentenced in Court. The minimum length for the ALERT Program is one (1) year. Some people have difficulty complying with the ALERT Program requirements. They may use alcohol or drugs, be referred for additional substance abuse treatment, or take too long to complete certain parts of the ALERT Program. Non-compliance with the ALERT Program requirements can mean that a Participant can have requirements of an earlier phase of the ALERT Program imposed. There is no guarantee that you will complete the ALERT Program in one (1) year.

The ALERT Program is broken down into phases. You will work through each phase as you make progress and accomplish your case plan requirements.

After graduation you will continue to report to your ALERT Community Control Officer for the remainder of your term of reporting community control. Judge Caparella-Kraemer will make the decision on your reporting status after considering your progress and achievements in the ALERT Program.

How much does it cost to participate in the ALERT Program?

There are some costs associated with participating in the ALERT Program. There is a supervision fee of \$250.00 per year for each year you are sentenced to reporting community control. This fee will be assigned to your case as a Court cost. There is a \$190.00 fee for the drug/alcohol assessment, if not covered by insurance or grant funds. This fee must be paid at the time of the assessment.

You may also be responsible for other services as ordered by Judge Caparella-Kraemer. Some of the services that may result in a direct cost to you are laboratory drug test confirmation, SCRAM (secure continuous remote alcohol monitoring), electronic monitoring, and any damages or loss of the SCRAM or electronic monitoring equipment.

You will be responsible for treatment costs, which vary depending on your income and insurance coverage; and the payment of any restitution, fines, court costs, and community control service fees ordered by the Court.

Candidates shall not be denied admission based upon financial inability. The ALERT program shall consider ability to pay and make reasonable accommodations.

ALERT Program Eligibility

The ALERT Program is not for everyone. It is a voluntary program, as well as a long-term commitment for individuals willing to work toward recovery and quit abusing drugs and/or alcohol. Your OVI offense will not be dismissed upon completion of the ALERT Program and you must serve the mandatory jail time pursuant to Ohio law.

A person who is interested in participating must meet both legal and clinical criteria before admission into the ALERT Program. Assistance with eligibility is provided by a pre-screen interview conducted by the ALERT Community Control Officer and a clinical assessment administered by an assessment specialist with a licensed treatment provider, which can be conducted at the local jail for those offenders who are incarcerated. There is no right to participate in the ALERT Program.

Legal Criteria

The ALERT Program was created for offenders charged with a second or third OVI offense within ten (10) years or a first offense OVI charge within ten (10) years with two (2) or more lifetime OVI offenses and a moderate to high risk of re-offending. Other requirements include:

- Butler County resident eligible to enroll in treatment at DeCoach Rehabilitation Centre., Modern Psychiatry and Wellness LLC., or another licensed treatment provider or have private health insurance or the financial resources to pay for the cost of treatment through a licensed treatment provider.

Disqualification Factors

Some things may keep you from participating in the ALERT Program, but that does not mean you would not be eligible for other programs offered by the Court to help you stop abusing drugs and/or alcohol and start living a sober lifestyle. The factors that may disqualify you from participating in the ALERT Program include:

- History of violent offenses
- Pending felony charges
- Sex offenses
- Previous prison and/or parole history
- Currently on post release control or felony supervision
- Transient, temporary, or unstable home

Participants who successfully complete the ALERT Program and are convicted of a subsequent OVI offense or who are unsuccessfully terminated from the ALERT Program are not eligible to enter the ALERT Program again.

Cases are reviewed on an individual basis to determine the extent and circumstances of the disqualification factors versus the need to participate in the ALERT Program. Those cases declined for acceptance into the ALERT Program remain on the Court's regular docket. Preliminary case plans and recommendations are given for offenders denied access to the ALERT Program; i.e.: intensive supervision community control, regular reporting community control, and electronic monitoring.

OVI offenders with significant misdemeanor criminal and traffic histories are reviewed to determine their situation and circumstances of the record. OVI offenders with repeat felony criminal histories or anger issues will most likely not qualify for the ALERT Program.

OVI offenders who have pending felony charges or have been convicted of a felony offense can be eligible to participate in the ALERT Program on a case-by-case basis as determined by the ALERT Treatment Team. The following criteria are considered when determining eligibility:

- Whether felony conviction was a non-violent offense
- If felony conviction was a violent offense, is the date of conviction within a five (5) year period from the date of the instant offense
- The facts, behavior and/or circumstances indicate that the offender may be moderate to low risk of committing a similar felony offense; and/or

- The OVI offender has responded positively to felony supervision and the offender should respond positively to incentives and graduated sanctions

Clinical Criteria

After determination of legal eligibility, clinical eligibility is considered. Focus is on those repeat offenders who have a moderate to severe substance diagnosis. The ALERT Program is an intensive program reserved for those OVI offenders who are likely to recidivate and require more services than traditional community control can provide. Each case is reviewed individually and potential candidates are assessed as to the risk they pose to the safety of the community and staff. The ALERT Treatment Team will review and recommend each potential candidate prior to admission into the ALERT Program.

It is expected that some offenders referred to the ALERT Program will have a mental illness diagnosis that will not disqualify them from participation, but the ALERT Program is not equipped to handle those offenders with some Axis II (Personality/Behavior Disorders) and significant mental illnesses. Individuals who do not have the developmental capacity to complete the ALERT Program will be excluded.

ALERT Program Entry

Identification of ALERT Program candidates is the first step for entry into the ALERT Program. The procedure is easy and can be used at any stage of your legal proceedings.

Referral Process

Potential candidates are generally identified during the arraignment or any stage of the OVI charge. Only the Judge can refer individuals to the ALERT Program. Preliminary factors make it possible for the Judge to use a “bench test” to make early findings whether or not to make a referral. The prosecutor, defense counsel, arresting officer, community control officer, and the offender may ask for a referral to the ALERT Program. You cannot be referred to the ALERT Program unless you have been found guilty of an OVI offense. You do not have a right to be referred to the ALERT Program.

If referred, you are required to sign a Consent and Waiver for the ALERT Program to be pre-screened to determine eligibility. Your retained attorney or the ALERT Program Public Defender will review the Participant Handbook with you and review all ALERT Program expectations. Your court case will be continued for about thirty (30) days while eligibility is determined.

You can also be referred to the ALERT Program as the result of a community control violation. The ALERT Program is used as an alternative to jail for some OVI offenders. Placement in the ALERT Program is also considered for individuals considered for early release from jail who are serving time for an OVI offense.

The ALERT Community Control Officer of ALERT Program Public Defender will be able to review the ALERT Program requirements with you when you report for the pre-screen interview.

Pre-Screen Process

All referrals are pre-screened by the ALERT Community Control Officer to determine if they are a potential candidate prior to scheduling and completing a substance abuse assessment. The pre-screening process allows needed information to be collected about you and your case:

- Criminal history
- Residency
- Education
- Employment
- Family
- Medical
- Substance abuse history
- Mental health history

The pre-screen appointment is usually scheduled with the ALERT Community Control Officer within two (2) weeks of your referral. A risk and needs assessment will also be completed during this appointment – it will help determine the level of supervision and quantity/type of services you may need. You will also be required to submit to substance abuse testing at the time of the pre-screen appointment.

Legal Eligibility

The pre-screening interview and investigation help to screen potential candidates who may or may not meet the legal criteria and eligibility for placement.

The pre-screen includes available collateral information to ensure accuracy of the assessment. All mitigating and aggravating circumstances of current or prior court involvement are also evaluated. The circumstances of prior juvenile adjudications and the age of the Participant are carefully examined when deciding eligibility. High risk or repeat offenders are considered for inclusion. The age of prior potential disqualifying offenses is considered.

If competency is in question, then a forensic assessment will be completed to determine if the offender is legally competent to participate in the ALERT Program.

If you are unable to keep your pre-screen appointment, please call:

Amber Green
ALERT Community Control Officer
(513) 785-7622

Clinical Assessment

If, during the pre-screen appointment with the ALERT Community Control Officer, you are found to meet most of the criteria to participate in the ALERT Program, you will be scheduled for a substance abuse assessment with a certified alcohol and drug counselor from a treatment provider. You need to bring with you for this appointment:

- Proof of residency
- Proof of income
- Current paycheck stub, if any
- the cost of the assessment if applicable

For those individuals considered for early release from jail, the pre-screen and assessment can be completed at the Butler County Jail.

The substance abuse assessment will help to determine what treatment you require. Your individualized treatment plan will be determined by this assessment and may be adjusted to better suit your individual needs and requirements. This assessment will include:

- History of alcohol and drug use which includes arrests, past use, and prescription medications
- Prior treatment attempts, both in-patient and out-patient
- Current diagnostic impressions that include mental health, if applicable
- Case plan recommendations regarding need to participate in the ALERT Program and recommendations for other services

Missed appointments and tardiness with the treatment provider, will not be tolerated. It is very important that you keep these appointments. If the substance abuse assessment is not completed you will not be able to complete the entire eligibility process required to participate in the ALERT Program, and as a result you may not be considered for the ALERT Program.

DeCoach Rehabilitation Centre, is located at 3103 Dixie Hwy, Hamilton, OH 45015. You can call their office at (513) 892-4673, Monday – Friday, 8:30 am to 4:30 pm. Additional information about DeCoach Rehabilitation Centre can be found online at www.decoachrehabctr.com.

Modern Psychiatry and Wellness LLC, is located at 1910 Fairgrove Ave. Hamilton, OH 45011. You can call their office at (513) 795-7557, Monday – Friday, 8:00 am to 5:00 pm. Additional information about Modern Psychiatry and Wellness can be found online at www.mpwhealth.com.

All screening and assessments for treatment determinations are provided by programs or persons who are appropriately licensed and trained to deliver such services according to the standards of the profession.

Program Admission

Admission to the ALERT Program is determined by Judge Caparella-Kraemer following a recommendation for acceptance by the ALERT Treatment Team. The ALERT Treatment Team is not obligated to follow the clinical assessment or the treatment recommendations. Judge Caparella-Kraemer has discretion to grant or deny admission into the ALERT Program in accordance with the written eligibility criteria. The written legal and clinical eligibility criteria do not create a right to enter the ALERT Program. Even if a person is eligible, entrance to the ALERT Program may not be offered. There is no right to participate in the ALERT Program. Judge Caparella-Kraemer is the final decision maker on acceptance into the ALERT Program.

Once Judge Caparella-Kraemer determines that you should be offered ALERT Program entry, the case is scheduled for sentencing. You will have notified the ALERT Community Control Officer prior to the time of sentencing of your decision to participate in the ALERT Program. If you choose to participate in the ALERT Program, then Judge Caparella-Kraemer will sentence you to a term of reporting community control supervision and direct you to successfully participate in and complete the ALERT

Program, impose mandatory jail time, and impose other general and specific conditions of reporting community control.

Judge Caparella-Kraemer will provide the first Status Review Hearing date. The Participation Agreement will also be reviewed with you and signed by you.

The time frame from referral to the ALERT Program to sentencing is about thirty (30) days. At the time of sentence, the Judge will ensure that you understand the responses to compliance and non-compliance with the ALERT Program requirements including the criteria for termination. Judge Caparella-Kraemer may defer the imposition of non-mandatory jail days pending your compliance with the ALERT Program. At no time are you guaranteed your non-mandatory jail days will be reduced. ALERT Participants may be eligible to serve the mandatory minimum sentence for an OVI offense based on compliance with the ALERT Program. Some Participants who qualify may be able to reduce the mandatory minimum jail days to a combination of jail and house arrest in accordance with the current OVI law.

Supervision Requirements

Your first appointment with the ALERT Community Control Officer is scheduled within five (5) days of sentencing and devoted to the ALERT Program orientation. New Participants are provided program materials such as a daily planner, list of sober support meetings, list of ODIP providers, and sober support verification sheet.

During this meeting the Court sanctions are reviewed including jail sentence, fines/costs, length of community control term, general/specific conditions of community control, and driver license suspension. At this time, the ALERT Public Defender or retained attorney reviews the Participation Agreement, the Substance Use Monitoring Agreement, the Substance Abuse Policy, interstate compact, fine/cost payments, electronic monitoring, and the Authorization To Release Information to provide communication about confidential information, participation/progress in treatment and compliance with the ALERT Program requirements and the "Health Insurance and Portability Act of 1996" You should have reviewed this Participant Handbook. You are encouraged to ask questions in order to understand your rights and responsibilities while participating in the ALERT Program.

All ALERT Participants are required to take drug tests. These tests are frequent, random, and observed. If you test positive for drugs during the testing process, and refuse to sign an admission form the sample be sent to Abbott Laboratory for further testing. A \$30.00 fee per drug tested is charged by the laboratory for the service.

If your test returns negative from the laboratory, you are issued a refund of the fee and there is no penalty from the Court. However, if the original results are correct, you are to be present at the next scheduled ALERT Status Review Hearing to address this situation with Judge Caparella-Kraemer for possible sanction. Also, you will not receive a refund of the fee.

All Participants in the ALERT Program are required as a condition of community control to have a SCRAM bracelet for at least Phase I in the ALERT Program. After completion of Phase I of the ALERT Program, removal of the bracelet will be considered based upon demonstrated compliance with ALERT Program expectations and satisfactory progress towards achieving established goals.

During community control appointments all Participant contact information is confirmed. You are to immediately notify the ALERT Community Control Officer of any changes in address, phone number, or employment status. It is important that you give correct phone numbers and addresses. You are to

complete a change of address form provided by the community control department whenever you move.

Participants are to come prepared for appointments with the Community Control Officer. Participants are expected to bring their appointment book, current check stub, job applications if unemployed, sober support verification sheet, medication and prescription information, dates of upcoming appointments, receipts for payments of fines/costs/restitution, and documentation that confirms completion of the ALERT Program requirements such as community service.

Participants can be ordered to meet with the Community Control Officer or appear before Judge Caparella-Kraemer more frequently when not following the ALERT Program rules. Examples of behavior that could result in an increase in contact with the ALERT Community Control Officer and/or Judge include: frequently re-scheduling or missing community control appointments; ALERT Program Status Review Hearings or treatment groups; suspicion of drug or alcohol use; charged with a new offense; not completing community service hours as directed; failing to look for employment; not paying on fines/costs/restitution as ordered; or not completing ALERT Program requirements as expected.

General & Specific Conditions of Community Control

ALERT Program Participants are required to follow the general conditions of reporting community control:

1. You shall observe all Federal, State, County, and City laws and refrain from any violations. You shall immediately notify your Community Control Officer if arrested or questioned by a law enforcement officer.
2. You shall not use non-prescribed narcotics or illegal chemicals, and you consent to toxicology testing to determine if you have violated this condition.
3. You should report as directed to your Community Control Officer.
4. You shall notify your Community Control Officer immediately of any change in your place of residence.
5. You shall secure written permission from Judge Caparella-Kraemer before leaving the State of Ohio.
6. You shall work regularly at a lawful occupation to the best of your ability. When out of work, you shall notify your Community Control Officer immediately of any employment changes.
7. You shall cooperate with your Community Control Officer and accomplish all case plan objectives which are set for you throughout your community control period.
8. You shall be subject to random search and seizure by your Community Control Officer.
9. You shall pay your Court ordered financial sanctions, the cost of your Court proceedings, restitution if ordered, and a probation services fee as ordered by the Court unless waived by Judge Caparella-Kraemer.

You will also be subject to specific reporting community control conditions, which may include but not be limited to:

1. Attend ALERT Status Review Hearings as ordered.
2. No alcohol or illegal drug use.
3. Stay out of bars and any business which gets most of their money from selling alcohol.
4. Successfully complete substance abuse treatment at licensed treatment provider.
5. Successfully complete any counseling as recommended.
6. Attend sober support group meetings as ordered.
7. Submit to frequent, random and observed toxicology screens.
8. Complete community service as ordered.
9. Refrain from consuming poppy seeds or using CBD products.
10. Pay fines, costs and restitution as directed and per a schedule set up by the Community Control Officer.
11. Follow all rules and conditions, participate and successfully complete the ALERT Program.
12. Wear a SCRAM (secure continuous remote alcohol monitoring) bracelet.
13. Comply with electronic monitoring.
14. Participate in vocational/educational training as directed.
15. Earn a GED or high school diploma as directed.
16. Complete a physical examination as directed.

Home Visits

Participants in the ALERT Program are subject to random, unannounced, and frequent home visits conducted by the ALERT Community Control Officer. The ALERT Community Control Officer makes contact with Participants at their residence a minimum of once per month. During home visits, the residence is inspected to ensure the Participant is in compliance with the ALERT Program requirements. Participants are prohibited from possessing alcohol. During home contacts, Participants may be asked to submit to drug and/or alcohol testing conducted by the ALERT Community Control Officer.

Indicators of non-compliant behavior or the possession of items prohibited by the program, legal statute, or the ALERT Program Participation Agreement can result in a sanction from Judge Caparella-Kraemer. The Participant will be ordered to appear at the next status review hearing with an attorney or Public Defender to address the sanction.

Prohibited items confiscated during home visits are cataloged and kept in a secure area at the Butler County Area Courts Probation Department. If appropriate, these items may be returned to the Participant upon request or at the discretion of the Judge or said items may be destroyed by an accredited law enforcement agency.

Treatment Requirements

The ALERT Program has partnered with DeCoach Rehabilitation Centre and Modern Psychiatry and Wellness LLC., to provide services to Participants. They offer a variety of outpatient services that are gender responsive and culturally appropriate and designed to meet the individual treatment needs of its clients. DeCoach Rehabilitation Centre and Modern Psychiatry and Wellness LLC., are accredited agencies and operate in compliance with the Ohio Department of Alcohol and Drug Addiction Services (ODADAS), the Ohio Department of Mental Health (ODMH) and the Joint Commission on Accreditation of Healthcare Organization (JCAHO). The treatment curriculum used by DeCoach Rehabilitation Centre and Modern Psychiatry and Wellness LLC., is The Matrix Model.

The services provided include registration/intake, alcohol and drug testing, assessment, developing a treatment plan, group therapies, individual sessions, relapse prevention plans, aftercare plans, gender specific programming, family therapies, programming to address those individuals diagnosed with co-occurring disorders, medication and medication monitoring.

Drug screening analysis is part of the out-patient and intensive out-patient treatment services. Drug screens occur at intake, frequently and randomly throughout the duration of treatment.

Adult treatment services available at DeCoach Rehabilitation Centre and Modern Psychiatry and Wellness LLC., include:

ALERT Program Intensive Outpatient (IOP) Group is a structured individual and group of alcohol and drug addiction activities and services that are provided for a minimum of eight (8) hours per week at least three (3) days per week. The Program focuses on creating a safe environment as clients practice new skills to assist in their recovery. The length of stay in IOP is six (6) to eight (8) weeks. Individual sessions and urinalysis screens are a part of the Program.

The counselors use a curriculum with presentations, practice assignments, and homework assignments. Clients attend individual sessions where an individualized treatment plan identifies goals and objectives to assist with moving the client from a pre-contemplation or contemplation stage of change into a more action-oriented stage. This is done through education and self-assessment. Family members are encouraged to attend the IOP group with the clients to engage the family members in their recovery. Treatment is coordinated with the Court, community control, and all collateral contacts.

Goals include:

- To develop and practice strategies to assist with behavior change as it relates to substance use
- Develop a sober support system
- Develop coping skills to assist with crisis or other high risk situations
- Identify internal and external triggers for use

Relapse Prevention is designed to provide support to those clients who have experienced a relapse after a period of sobriety or have just completed Intensive Outpatient Treatment. Clients in this Program identify themselves as having an addiction and may have established a Recovery Program in the past. They are placed in either a traditional Relapse Prevention Group or Individual Family Sessions, in which case there must be a commitment that a family member will attend group with the client on one (1) of two (2) evenings per week. Groups are offered in both the mornings and evenings and are a minimum of ten (10) weeks long. Individual sessions and urinalysis screens are a part of the Program.

Clients who have a dual diagnosis of mental health and alcohol and drug addiction, pain issues, and domestic violence will attend treatment that promotes an understanding of the interaction between mental health and drug and alcohol use. Clients will attend Relapse Prevention Groups and individual sessions based on the level of care. The average length of this Program is six (6) to twelve (12) months. Individual sessions and urinalysis screens are a part of the Program.

Residential Treatment – If DeCoach Rehabilitation Centre or Modern Psychiatry and Wellness LLC determines a client is in need of residential treatment assistance, is provided to locate an appropriate available program.

Case Management & Other Services

ALERT Participants are referred to case management services at appropriate agencies by either DeCoach Rehabilitation Centre, Modern Psychiatry and Wellness LLC, or the ALERT Community Control Officer. Resources are available to address employment, education, and vocational training at Work Force One Employment Solutions.

DeCoach Rehabilitation Centre and Modern Psychiatry and Wellness LLC have psychiatrists on staff who are available to consult with ALERT Participants regarding mental health concerns. Participants that need more comprehensive mental health services will be referred for case planning and assistance. Both are equipped to engage Participants in family/relationship counseling.

Many ALERT Participants have limited transportation resources. These individuals are provided with contact information and financial assistance information to utilize any public transportation that may be available.

Participants with housing concerns are encouraged to contact the Butler Metropolitan Housing Authority.

ALERT Treatment Team

As a Participant in the ALERT Program you will have an ALERT Treatment Team that will work with you. Each member of the ALERT Treatment Team has different duties and responsibilities. The ALERT Treatment Team will meet bi-weekly on Tuesdays to discuss your case and the progress you have made. The ALERT Treatment Team meets prior to your ALERT Status Review Hearing with Judge Caparella-Kraemer. You do not attend the ALERT Treatment Team Meeting. You have the right to request that your defense counsel be present during the portion of the ALERT Treatment Team Meeting when your case is discussed. It is your responsibility to contact defense counsel for attendance at the ALERT Treatment Team Meetings. The ALERT Status Review Hearing is the time when you appear in front of Judge Caparella-Kraemer to discuss your progress for the reporting period.

The ALERT Treatment Team consists of representatives from the judiciary, the legal community, community control, law enforcement and treatment provider:

Judge, Courtney Caparella-Kraemer, ALERT Program Judge

- Leader of the treatment team
- Decision-maker especially concerning incentives, sanctions, phase advancement, successful completion, or termination
- Discusses progress with the Participant at Status Review Hearings

Amber Green, ALERT Community Control Officer

- Conducts the legal eligibility screening
- Assists the Participant in all phases
- Gathers progress reports from treatment and service providers to present to the ALERT Treatment Team
- Monitors compliance with supervision plan
- Conducts and coordinates random alcohol and drug tests, and reports the results of tests to the ALERT Treatment Team
- Monitors compliance with any sanctions
- Visits the Participant at home, school, or other locations
- Attends ALERT Treatment Team meetings and Status Review Hearings
- Makes referrals to other agencies
- Provides documentation on a Participant's progress
- Monitors mental health medication compliance
- Informs the ALERT Treatment Team whether treatment plan, supervision plan, and court orders are followed
- Advises of any ALERT Program violations
- During treatment team meetings, provides progress reports and recommendations to the ALERT Treatment Team
- Participates in discussions about incentives, sanctions, phase advancement, successful completion, and termination
- Meets with Participants regularly to discuss individualized program goals and progress while the Participant is in the ALERT Program
- Assists with decision-making regarding participation in the ALERT Program
- Attends ALERT Status Review Hearings

Licensed Substance Abuse Treatment Provider, DeCoach Rehabilitation Centre or Modern Psychiatry and Wellness LLC.

- Conducts diagnostic assessments, provides the clinical diagnosis, and develops the individualized treatment service plan
- Provides documentation on a Participant's progress in treatment and compliance with treatment plans, including treatment attendance and results of alcohol and drug tests
- Assists with transportation, housing, education, employment, obtaining medical care, family issues, training, and applying for government assistance
- Attends ALERT Treatment Team Meetings and Status Review Hearings
- During ALERT Treatment Team Meetings, gives treatment updates and makes recommendations regarding treatment needs
- Participates in discussions regarding incentives, sanctions, phase advancement, successful completion, and termination

- Ensures anyone providing treatment services to Participants is appropriately licensed and trained
- Assists with decision-making regarding participation in the ALERT Program

Phil Yowler or Designee, Butler County Area Court Prosecutor

- Identifies eligible Participants for the ALERT Program in accordance with the written criteria
- Attends ALERT Treatment Team Meetings and Status Review Hearings when necessary
- Makes recommendations when necessary concerning incentives, sanctions, phase advancement, successful completion, and termination
- Pursues justice, protects both public safety and victims' rights
- Assists with decision-making regarding participation in the ALERT Program

Participant's Defense Counsel/Public Defender

- Assists with decision-making regarding participation in the ALERT Program
- Explains to the Participant what rights are waived by entering the ALERT Program
- Explains the possible sanctions that may be imposed
- Explains the circumstances that may lead to termination
- Explains the effect that termination from the ALERT Program may have on the Participant's case
- Ensures the Participant's constitutional rights are being preserved
- Attends ALERT Treatment Team Meetings at Participant's request for discussion regarding Participant only
- Attends ALERT Status Review Hearings at Participant's request

Larry Withrow, ALERT Program Coordinator

- Facilitates the ALERT Program in accordance with the written Program Description
- Assists with identifying potential Participants
- Maintains the daily operations of the ALERT Program
- Collects and maintains statistical information and other confidential records concerning Participants, collects data from service providers, and creates reports for review and submission to funding sources
- Ensures that ALERT Treatment Team members follow program policies and procedures
- Monitors service provider agreements and contracts and monitors the services to Participants
- Plans and facilitates advisory committee meetings
- Coordinates team professional education
- Attends ALERT Treatment Team Meetings and ALERT Status Review Hearings
- Participates in any discussions regarding incentives, sanctions, phase advancement, successful completion, and termination
- Assists with decision-making regarding participation in the ALERT Program

Status Review Hearings

ALERT Status Review Hearings are held bi-weekly on Tuesdays at the Butler County Area III Court. Hearings normally start at 4:00 p.m., unless otherwise noted. ALERT Status Review Hearings are attended by the Judge, ALERT Community Control Officer, ALERT Program Coordinator, a representative from a treatment provider, Participant, prosecutor, law enforcement, and when requested by Participant the Participant's defense counsel or public defender.

All ALERT Participants present for review are required to endorse a Status Review Waiver/Confidentiality Statement during their ALERT Status Review Hearing. This document explains that during the proceeding, in open Court, the Participant's progress and participation will be discussed. Discussion may also include treatment information covered by confidentiality requirements of Part 2 of Title 42 of the Code for Federal Regulations which requirements you waive for the purpose of open

court reviews with respect to everyone present in the courtroom. Further, the form explains that defense counsel will not be present at the hearing unless specifically requested by the Participant. Each Participant has the right to have counsel present at the ALERT Status Review Hearings.

The initial phase requires bi-weekly attendance at the ALERT Status Review Hearings. Upon advancing to Phase II, Participants attend ALERT Status Review Hearings every four weeks. In Phase III, Participants attend ALERT Status Review Hearings a minimum of once every 45 days.

Each Participant is to bring a paycheck stub (if not already shown to the ALERT Community Control Officer) and sober support verification sheet to each ALERT Status Review Hearing.

Prior to the initial ALERT Status Review Hearing, the Participant will be introduced to the ALERT Treatment Team members. *It is important that the Participant be prompt to all hearings and appointments.*

There will be direct interaction with Judge Caparella-Kraemer throughout the ALERT Status Review Hearing in order to review your progress. You should be prepared to answer questions about treatment attendance and topics, sober support group attendance and employment, housing, and fines/costs payments. Incentives will be given to recognize certain accomplishments. Sanctions will be given to address ALERT Program violations. The failure to attend an ALERT Status Review Hearing, unless excused, will result in the issuance of a warrant for your arrest.

As the ALERT Program specialized docket is not a regular court docket open to the public, all potential candidates and observers are required to sign a Confidentiality Agreement form before hearings commence. This signature acknowledges that they will not discuss the information shared during the Status Review Hearing with anyone since discussion may include treatment information covered by the confidentiality requirements of Part 2 of Title 42 of the Code of Federal Regulations, which requirements are waived by the ALERT Program Participants.

Rights to be Waived and Responsibilities

At the time of sentencing you will be required to sign a Participant Agreement which refers to your constitutional rights. The waiver must be made knowingly, intelligently, and voluntarily. The rights you are waiving include:

- a. Right to Due Process including the imposition of sanctions, if applicable;
- b. Right to an Attorney in regard to the right to have an attorney to consult and be present at Status Review Hearings, including Status Review Hearings where a sanction is imposed, unless you request your attorney to be present;
- c. Right to Remain Silent and Right Against Self Incrimination at Status Review Hearings in regard to being honest and self-reporting any violations of the ALERT Program rules;
- d. Right to Freely Associate with persons who, in the sole discretion of the Court, interfere with or impede the recovery of the Participant;
- e. Right Against Unlawful Search and Seizure. Participant agrees to a search, without warrant, of his or her person, motor vehicle, or place of residence by the ALERT Program Community Control Officer or other authorized representative of the ALERT Program at any time.

f. Right to Speedy Trial.

I understand that I have the ability to rescind these rights waivers at any time and the consequence for rescinding the waivers may include unsuccessful termination from the ALERT Program.

If a community control violation is filed, I will be afforded my due process rights and right to an attorney to consult and be present at Status Review Hearings where a sanction of jail or community service is imposed.

The ALERT Program incorporates a non-adversarial approach while recognizing the prosecutor's distinct role in pursuing justice and protecting public safety and victim's rights, as well as defense counsel's distinct role in preserving Participants' constitutional rights.

I will follow and comply with the treatment plan, supervision plan, and the ALERT Program rules and requirements. These plans may be amended or enhanced during my participation in the ALERT Program. I will be required to serve any mandatory minimum terms in the Butler County Jail or a combination of jail and a period of electronically monitored house arrest as ordered by Judge Caparella-Kraemer. Additional jail days may be imposed but deferred at sentencing; some or all of these deferred jail days may be imposed throughout my participation in the ALERT Program as a graduated sanction to address non-compliance with ALERT Program guidelines.

Phases

Phases are the steps in which a Participant's performance and progress through the ALERT Program are monitored. These phases are used as guidelines that can be modified to meet a Participant's specific circumstances and needs. Participants can move in and out of phases from the most restrictive to the least restrictive. Phase advancement is based on individual performance, and as recommended by the ALERT Treatment Team. Progression through the ALERT Program is based on the Participant's performance in the treatment plan and compliance with the phases. Phase advancement is not based on pre-set timelines. The time between ALERT Status Review Hearings are increased or decreased based upon compliance with the ALERT Program requirements and observed progress.

The supervision guidelines for the ALERT Program are designed to impact a Participant over a series of three (3) phases. The initial phase, or Phase I, is the most restrictive. It limits activities and requires strict compliance with the ALERT Program objectives and community based treatment. Each supervision phase requires attendance at ALERT Status Review Hearings, engaging in treatment as soon as possible with continued attendance until successfully completed, support group participation, random alcohol and drug testing and payment of restitution, fines and court costs, and compliance with court supervision requirements.

During Phase I, Participants attend ALERT Program Status Review Hearings bi-weekly. Phase II requires attendance at ALERT Status Review Hearings every four weeks. Phase III Participants will attend ALERT Status Review Hearings every 45 days. Supervision and case management plans are created to address criminogenic needs on an individual basis with referrals initiated to the appropriate agency. As a Participant demonstrates compliance with ALERT Program directives, the Participants move through the levels of supervision with each phase allowing less restrictive requirements.

The charts on the following pages include the phase requirements and achievements necessary to progress to the next phase:

Phase I		Duration: 60 days or more
Supervision Requirement	Frequency	Achievement
ALERT Status Review Hearing Appearances	One (1) bi-weekly	Compliance with program requirements
Office Visits with ALERT Community Control Officer	One (1) per week	Compliance with program requirements
Telephone Contact with ALERT Community Control Officer	One (1) per week	Compliance with program requirements
Random Drug Screens	Random minimum of two (2) times per week	Maintain sobriety
Home/Work/Field Visits	A minimum of one (1) per month	Compliance with program requirements
Support Group Meetings	Two (2) per week	Attended sober support meetings as required
Electronic Monitoring with Ankle Bracelet	As determined by the Judge or Community Control Officer	Compliance with program requirements
SCRAM Monitoring	As ordered by the Judge	Maintaining sobriety
Home Curfew with GPS	As determined by the Judge or Community Control Officer	Compliance with program requirements
Individual Case Plan and Supervision Guidelines	Offender to abide by individual case plan and supervision guidelines	Compliance with program requirements
Employment	Secure or maintain employment. Participate in employment services or make progress towards engaging in vocational/educational programs if unemployed	Consistent employment or participation in employment service agencies and/or vocational/education programs
Treatment Appointments	As scheduled by treatment agency	Compliance with program requirements
Cost of Treatment	Must maintain payments for treatment	Current on financial obligations
Ancillary Services	Identification of ancillary service needs	Engage with ancillary service providers
Community Service	Must demonstrate progress towards completing hours by established deadline	Compliance with program requirements
Restitution, Fines and Court Costs	Per payment plan established by the Judge or Community Control Officer	Current on financial obligations

In order for a Participant to be considered for completion of Phase I the following requirements must be satisfied:

- Sixty (60) days of abstinence from alcohol or drugs
- Compliance with fines/cost payment schedule or community service in lieu of completion deadline
- Progress in substance abuse treatment
- Attendance at sober support meetings as required
- Attendance at ALERT Status Review Hearings and community control as required
- Secured/maintained employment, or participation in employment service agencies and/or vocational/educational program
- Engagement in ancillary services as needed
- Compliance with the ALERT Program directives and condition of community control, and all Federal, State, County, and City laws

Recommendation for advancement from the ALERT Treatment Team and with approval from the Judge.

Phase II		Duration: 60 - 150 days or more
Supervision Requirement	Frequency	Achievement
ALERT Status Review Hearing Appearances	Once every four (4) weeks	Compliance with program requirements
Office Visits with ALERT Community Control Officer	Bi-weekly	Compliance with community control
Telephone Contact with ALERT Community Control Officer	One (1) per week	Compliance with program requirements
Random Drug Screens	Random minimum two (2) times per month	Maintain sobriety
Home/Work/Field Visits	A minimum of one (1) per month	Compliance with program requirements
Support Group Meetings	Three (3) per week	Compliance with program requirements.
Electronic Monitoring with Ankle Bracelet	As determined by the Judge or Community Control Officer	Compliance with program requirements
SCRAM Monitoring	Eligible to be considered for removal after minimum of 120 days of compliance and sobriety	Compliance with program requirements and maintaining sobriety
Home Curfew with GPS	As determined by the Judge or Community Control Officer	Compliance with program requirements
Individual Case Plan and Supervision Guidelines	Offender to abide by individual case plan and supervision guidelines	Compliance with program requirements
Employment	Secure or maintain employment. Participate in employment services or make progress towards engaging in vocational/educational programs if unemployed	Consistent employment or participation in employment service agencies and/or vocational/education programs
Relapse Prevention	Work on relapse prevention plan to be developed with treatment provider – essential for Phase III	Compliance with program requirements and maintaining sobriety
Treatment Appointments	As scheduled by treatment agency	Compliance with treatment
Cost of Treatment	Must maintain payments for treatment	Current on financial obligations
Ancillary Services	Identification of ancillary service needs	Engage with ancillary service providers

Community Service	Must demonstrate progress towards completing hours by deadline date	Compliance with program requirements
Restitution, Fines and Court Costs	Per payment plan established by the Judge or Community Control Officer	Current on financial obligations
Sober Leisure Activities	Proof of three (3) activities weekly	Compliance with program requirements

In order for a Participant to be considered for completion of Phase II the following requirements must be satisfied:

- 150 days of abstinence from alcohol or drugs
- Compliance with fines/cost payment schedule or community service in lieu of completion deadline
- Progress in substance abuse treatment
- Attendance at sober support meetings as required
- Attendance at Status Review Hearings and community control as required
- Secured/maintained employment, or participation in employment service agencies and/or vocational/educational program
- Continued engagement in ancillary services as needed
- Compliance with the ALERT Program directives and condition of community control, and all Federal, State, County, and City laws.

Recommendation for advancement from the ALERT Treatment Team and with approval from the Judge

Phase III		Duration: 150 days or more until graduation
Supervision Requirement	Frequency	Achievement
ALERT Status Review Hearing Appearances	One every (45) days	Compliance with program requirements
Office Visits with ALERT Community Control Officer	Once every three (3) weeks	Compliance with community control
Random Alcohol/Drug Screens	Two (2) random per month at the Adult Probation Department and/or treatment agency	Maintain sobriety
Home/Work/Field Visits	A minimum of one (1) per month	Compliance with program requirements
Support Group Meetings	Three (3) per week	Compliance with program requirements.
Relapse Prevention Work	Review relapse prevention work plan developed with treatment provider	Compliance with program requirements and maintaining sobriety
Individual Case Plan and Supervision Guidelines	Offender to abide by individual case plan and supervision guidelines	Compliance with program requirements
Employment	Secure or maintain employment. Complete vocational/educational programs if unemployed	Consistent employment or completion of vocational/education programs
Home Curfew with GPS	As determined by the Judge or Community Control Officer	Compliance with program requirements and maintaining sobriety
Housing	Throughout Phase	Stable housing
Treatment Appointments	As scheduled by treatment agency	Compliance with treatment/complete treatment

Cost of Treatment	Must maintain payments for treatment	Current on financial obligations
Community Service	Must complete balance of hours	Compliance with program requirements
Restitution, Fines and Court Costs	Per payment plan established by the Judge or Community Control Officer	Current on financial obligations
Sober Leisure Activities	Proof of five (5) activities weekly	Compliance with program requirements
Physical Examination	Complete physical examination and provide proof	Compliance with program requirements
<p>In order for a Participant to be considered for completion of Phase III the following requirements must be satisfied</p> <ul style="list-style-type: none"> • Ninety (90) days of abstinence from alcohol or drugs • Compliance with fines/cost payment schedule or community service in lieu of completion deadline • Complete substance abuse treatment • Attendance at sober support meetings as required • Secured/maintained employment, actively seeking employment or completed vocational/educational program • Attendance at Status Review Hearings and community control as required • Maintain stable housing • Completion of ancillary services • Compliance with ALERT Program directives, conditions of community control and refrain from violating all Federal, State, County, and City laws <p>Recommendation for advancement from the ALERT Treatment Team and with approval from the Judge.</p>		

Graduation/Transition Criteria

Graduation or Transition criteria are the guidelines used to identify how Participants can successfully complete the ALERT Program. Participants must serve all mandatory jail time that was deferred prior to transitioning from the ALERT Program.

The ALERT Treatment Team will review the compliant behavior and accomplishments of the Participant and will determine whether to recommend the Participant for transition. Judge Caparella-Kraemer has discretion to determine when the Participant will successfully complete the ALERT Program and transition. The criteria for successful completion include the following:

Compliant Behaviors
<ul style="list-style-type: none"> • Completes community service hours as directed • Attended support group meetings as directed • Maintains steady employment • Becomes an active member in community support group(s) • Displays a change in thinking, attitude and beliefs • Attends court Status Review Hearings and community control appointments

- Demonstrated period of abstinence from alcohol and drugs as evidenced by submitting negative alcohol and drug screens, a minimum of ninety (90) days prior to completion
- Attends substance abuse treatment, actively participates and shows progress in understanding the addiction, and successfully completes treatment
- A demonstrated ability to identify and reduce criminal thinking patterns
- Paid in full fines, court costs, restitution (if applicable), and treatment costs
- Complete required term of incarceration and/or home incarceration with electronic monitoring for the current offense
- Complied with ALERT Program directives
- Maintain a drug and/or alcohol free residence which is confirmed during home visits

Accomplishments

- Demonstrated abstinence from alcohol and drugs as evidenced by a minimum of twelve (12) weeks of sobriety from all mood altering substances
- Completion of intensive out-patient treatment
- Relapse prevention plan established
- Regular support group attendance
- Attends court Status Review Hearings and community control appointments
- Completion of specialized community control terms including community service
- Completion of or working toward completion of GED
- Full payment of restitution, fines and Court costs, unless otherwise determined
- Displayed responsibility for his or her behavior
- Demonstrated stability in the community

Exit from the ALERT Program

Graduation or Transition from the ALERT Program is celebrated with a ceremony during an ALERT Status Review Hearing. Transitioning Participants are encouraged to invite family and friends to attend. The event may also be attended by members from the ALERT Treatment Team, ALERT Advisory Committee, law enforcement, and legal community.

At the ceremony, participants are awarded with a completion certificate. The graduates are congratulated by the ALERT Treatment Team members, and the audience.

Upon transitioning you will remain on reporting community control under the supervision of the ALERT Community Control Officer for the remainder of the term of reporting community control imposed at the time of sentencing. It is a possibility that you could be placed on non-reporting community control if you did exceptionally well in the ALERT Program. Judge Caparella-Kraemer will make the decision on your reporting status after considering your progress and achievements in the ALERT Program.

Transitioning participants are still bound by the same conditions ordered at sentencing with the exception of attending ALERT Status Review Hearings. Transitioning participants are expected to:

- Refrain from any further violations of law
- Remain abstinent from alcohol and drugs
- Submit to random, frequent and observed alcohol and drug screens
- Continue attendance at sober support meetings three (3) times per week
- Submit to random, frequent and unannounced home visits
- Maintain a relationship with a sober support mentor
- Pay in full the remaining balance of fines/court costs/restitution, and treatment costs outstanding in any court cases, if applicable
- Complete the balance of any outstanding community service hours
- Maintain compliance with ignition interlock device, if applicable
- Continue participation in relevant services such as mental health treatment, substance abuse counseling, employment, educational, or vocational training
- Work towards obtaining driving privileges, resolving habitual offender suspensions, or driver's license reinstatement
- Develop sober support network and sober leisure activities
- Maintain stable house

You will be required to attend an appointment with the ALERT Community Control Officer once per month or as ordered.

Incentives

Immediate, graduated, and individualized incentives govern the responses of a ALERT Program Participant's compliance. Close judicial monitoring and intensive supervision are essential to reinforcing positive behavioral outcomes. ALERT Status Review Hearings provide the opportunity for the Court to recognize and reward positive behavioral developments. Incentives are used as an important component for success in making lasting changes in behavior. Incentives demonstrate acknowledgement of the difficult changes you are making in your life. Incentives are individualized according to the specific treatment plan and are directly related to your achievements as certain milestones of your treatment plan are attained.

Incentives are tracked to ensure that you are rewarded on a progressive basis. The following are examples of incentives used by the ALERT Program:

- Praise from the bench. Examples include: achieving sobriety milestones, advancement to a phase, and completion of an educational/vocational program
- Reduction in Court appearances as a reward for phase advancement
- Reduction in supervision as a reward for phase advancement
- Increase in personal freedoms as a reward for phase advancement
- Certificates and mementoes in recognition of achieving sobriety milestones
- Gift certificates presented for achieving sobriety milestones and completion of the ALERT Program
- Reduction in the number of deferred jail days
- Movement to the next phase
- Special recognition given in Court
- Placement at the beginning of the docket
- Lengthen the time between Court appearances
- Lengthen the time between community control visits

- Reduction of a fine, conversion to community service
- Driving privileges with or without an ignition interlock device
- Graduation from the ALERT Program

Incentives are given upon achieving certain milestones in sobriety and upon advancement to the next phase. They include:

Alcohol/Drug Sobriety	
30 days of sobriety	Certificate of Achievement
60 days of sobriety	Certificate of Achievement
Advance to Phase II	Certificate of Achievement and Recognition from the bench
120 days of sobriety	Certificate of Achievement
150 days of sobriety	Certificate of Achievement
180 days of sobriety	Certificate of Achievement
Completion of Phase II – Advance to Phase III	Certificate of Achievement and Recognition from the bench

Negative Drug Screens	
3 consecutive negative screens	Recognition from the bench
6 consecutive negative screens	Recognition from the bench
12 consecutive negative screens	Recognition from the bench
24 consecutive negative screens	Recognition from the bench

Graduated Sanctions

Immediate, graduated and individualized sanctions are used to help you conform behavior to the ALERT Program requirements and deter negative behavior. Sanctions are issued when there is non-compliance with the ALERT Program guidelines and negative or inappropriate behaviors. Sanctions are individualized and are ordered in a progressive manner based upon the severity or frequency of the infraction.

Sanctions are recommended by the ALERT Treatment Team for consideration by Judge Caparella-Kraemer. The final decision on appropriate punishment is determined by the Judge. ALERT Program Participants have the right to request the attendance of defense counsel when their case is discussed at the ALERT Treatment Team Meetings.

The Court shall not impose a jail sanction for non-compliance without providing notice, a hearing, and representation by an attorney. A participant may waive the right to a hearing, as long as the participant had the right to consult with an attorney and the waiver is made knowingly, intelligently, and voluntarily. Participants do not have the right to contest the imposition of sanctions that do not impact liberty interests. Adjustments in treatment activities are not sanctions. Judgment on any sanctioned behavior is guided by an overriding consideration of whether a Participant should complete additional community service hours or be incarcerated. At the time of a positive drug test or episodes of relapse, the ALERT

Treatment Team may consider an adjustment in the treatment services plan. Any changes in the treatment plan and/or sanction are enforced and reinforced by Judge Caparella-Kraemer.

Some examples of non-compliance issues are:

Court	<ul style="list-style-type: none"> - Reporting late - Reporting under the influence of drugs and/or alcohol - Failure to appear
Alcohol & Drug Related	<ul style="list-style-type: none"> - Alcohol consumption - Illegal drug use - Failure to report for drug tests - Non-compliance with SCRAM - Interlock violations
Treatment	<ul style="list-style-type: none"> - Missed appointments - Termination from treatment services - Failure to pay for cost of services
Program Guidelines	<ul style="list-style-type: none"> - Committing new offenses - Missed appointment with Community Control Officer - Failure to complete community service - Not paying restitution as directed - Not attending or failure to provide proof of sober support group attendance - Failure to engage in ancillary services - Failure to abide by court ordered conditions/sanctions of community control supervision

The range of sanctions developed to address the ALERT Program non-compliance from minor to major violations includes:

- Community service hours
- Delay of completion of a phase
- Increased reporting requirements
- Increased Court appearances
- Curfews with or without electronic monitoring
- Increased support group requirements
- Adjustment in treatment services
- House Arrest
- Jail
- Escalating periods of jail
- Community Control Supervision fee and/or fine
- Court observation
- Revocation of driving privileges
- Writing/research assignments
- Continuous Alcohol Monitoring (SCRAM)
- Increased frequency of drug and alcohol testing
- Imposition of requirements of an earlier phase
- Filing of community control violation
- Warnings and admonishment from the Judge

- No reduction in deferred jail days
- Individualized sanctions such as writing essays, reading books or performing other activities to reflect upon unacceptable behavior
- Termination from the ALERT Program

Therapeutic Adjustments

Treatment plans continue to develop throughout the program to reflect the participant's changing needs based on Program progress. Appropriately licensed and trained individuals shall deliver services according to the standards of their profession. The ALERT Treatment Team plans take into consideration services that are gender responsive, culturally appropriate, and effectively address co-occurring disorders. All provided services, including case plans, are appropriate and clinically necessary to the degree that available resources allow. The ALERT Program will partner with the following agencies to provide clinically appropriate services to participants: Access Counseling, Genesis/Modern Psychiatry and WellnessLLC., Sojourner Recovery Services, DeCoach Rehabilitation Centre, Opportunities for Ohioans with Disabilities (OOD), Ohio Department of Job and Family Services, Butler Metropolitan Housing Authority. Many of these provide registration/intake, baseline alcohol and drug testing, assessment, development of treatment plans, case management, group therapy, individual treatment sessions, relapse preventions plans, aftercare plans, gender specific programming, programming to address those who have been diagnosed with co-occurring disorders, supportive housing, family therapy, and medication monitoring. These agencies shall collaborate with other community agencies to provide educational and vocational training, employment, substances abuse. Treatment programming, transportation, housing, domestic violence programming, parenting classes, and mental health services.

Termination

Termination from participation in the ALERT Program is possible.

A Participant is classified as an unsuccessful termination when they are found to be in non-compliance with the terms and conditions of the ALERT Program. The Participant's community control is revoked and other sanctions are imposed including some or all of the entire suspended days of incarceration. Typically, an unsuccessful termination is a result of being found guilty of a community control violation and revoking his or her community control.

Common behaviors that lead to unsuccessful termination include:

- On-going noncompliance with treatment
- Resistance to treatment
- New serious criminal or new OVI conviction
- A serious ALERT Program infraction or series of infractions
- A serious community control violation or series of community control violations

Circumstances that could merit termination from the ALERT Program are discussed by the ALERT Treatment Team with the final decision making authority resting with Judge Caparella-Kraemer. Participants have the right to request the attendance of defense counsel during the portion of the ALERT Treatment Team meetings concerning their case. The Judge has discretion to decide termination from the ALERT Program in accordance with the written eligibility criteria.

The Court shall not terminate participants unless providing notice of intent to terminate, a hearing, and representation by an attorney. Said participants shall have a commensurate level of rights as those required for community control revocation hearings. A participant may waive the right to a hearing, as long as the participant had the right to consult with an attorney and the waiver is made knowingly, intelligently and voluntarily. Termination proceedings occur at a formal hearing during the ALERT Status Review Hearing Docket. If terminated from the ALERT Program, a Participant could face imposition of the balance of sentence, transfer to an alternative supervision program, placement in a residential treatment program, or other penalties deemed appropriate by the Judge.

Individuals unsuccessfully terminated from the ALERT Program may not participate again in the ALERT Program. The written termination criteria do not create a right to participate in the ALERT Program.

Neutral Termination from the ALERT Program

A participant may be neutrally discharged if the Participant is no longer capable of completing the ALERT Program as a result of serious medical conditions, serious mental health conditions and other factors that may keep the Participant from meeting all the requirements for successful completion.

Substance Use Monitoring

The ALERT Program is a specialized docket program that monitors a Participant's substance use by random, frequent, observed alcohol and drug testing protocols, as well as secure continuous remote alcohol monitoring (SCRAM).

The ALERT Program has established plans to address illegal substance use from the start of the program or in the event of a relapse. The plans provide guidelines for treatment, sanctions and incentives, all of which are enforced and reinforced by Judge Caparella-Kraemer. All Participants are tested at the intake to provide baselines for future substance abuse monitoring plans. Participants who test positive for alcohol or other illegal substances at intake will not be sanctioned based on this initial test; however, these results will be used to further customize a Participant's treatment services and supervision plans. Subsequent positive tests shall result in therapeutic adjustments and sanctions being imposed by Judge Caparella-Kraemer.

The Court's testing methods include random, frequent, and observed alcohol and drug testing methods – instant urine tests with laboratory confirmation available, handheld portable breathalyzer test [PBT], and secure continuous remote alcohol monitoring [SCRAM] bracelets.

The preferred and primary method of testing is urinalysis utilizing instant test kits. Upon a positive instant urine test the Participant shall be confronted with the result and given the opportunity to admit or contest the positive test. If contested, the urine specimen shall be sent out to an independent laboratory that is certified by the Substance Abuse and Mental Health Services Administration [SAMHSA]. While awaiting the laboratory results, sanctions are not issued; however, if the test returns positive, the Participant must appear before Judge Caparella-Kraemer on the next ALERT Program Status Review Hearing docket to address the results Judge Caparella-Kraemer for sanction(s) to be imposed. Additionally, the Participant may be responsible for the expense of the laboratory confirmation testing if ordered by Judge Caparella-Kraemer, if not indigent.

For Phase I of the ALERT Program, all Participants are required as a condition of their community control to wear a SCRAM bracelet. After successful completion of Phase I in the ALERT Program, removal of the bracelet is considered upon demonstrated abstinence from alcohol. If Participant has a

positive alcohol test (urine, PBT or interlock violations), the Participant may be required to wear a SCRAM bracelet as a sanction to address his/her alcohol use – other sanctions may be applied as determined by the ALERT Program Treatment Team with final sanctioning determined Judge Caparella-Kraemer.

All Participants report to the ALERT Program Community Control Officer on a frequency established by program phase movement and may be tested at any or all appointments, as well as at the program's treatment provider. Testing is individualized and includes the Participant's primary substance of abuse, as well as a range of other commonly abused substances using one or more of the testing protocols available – urinalysis (instant or expanded laboratory), oral fluid or portable breathalyzer.

Your responsibilities include the following:

- Call the ALERT drug testing voicemail (513-887-3574) daily between 8:00 AM –10:00 AM;
- If your assigned color has been selected, you are to report to the Butler County Area Court Probation Department located at 101 High Street, 3rd Floor, Hamilton, Ohio 45011 between the hours of 8:30 AM –9:30 A.M. and 3:00- 4:00 PM to submit a urine sample;
- Submit a urine sample as requested by any member of the treatment team at any time; and
- Provide information regarding prescription medications to both your assigned Probation officer and your assigned case manager.

Participants are expected to call daily to determine if a substance abuse test is needed. Participants are required to provide a specimen for testing upon arrival. Participants must provide their own transportation to and from the Butler County Area III Court. Participants have a duty to report for substance abuse testing between the hours designated by the ALERT Program. Failure to comply with substance abuse testing will result in sanctions being imposed.

If the Participant is unable to make it between the listed hours (8:30 A.M. to 9:30 A.M., 3:00 P.M. to 4:00 P.M.) the participant must have direct contact with the ALERT Community Control Officer to discuss an alternative drop time. The Participant may not show up unannounced outside of listed times. If the Participant fails to report during the listed time or speak to a Community Control Officer, it will be counted as a positive screen.

ALERT Program Participants are required to provide the names, addresses and telephone numbers of their Medical Providers and pharmacies to the ALERT Community Control Officer.

The term "Medical Provider" means medical and/or mental health physicians or providers, dentists, chiropractors, treatment or counseling agencies, clinics, urgent care facilities, emergency rooms and hospitals.

ALERT Program Participants will inform their physician of placement in the ALERT Program and participation in a court ordered substance abuse treatment program. Under normal circumstances, prior to attending any medical appointments, ALERT Program Participants will notify the ALERT Community Control Officer, provide all contact information for the physician and sign a Substance Abuse Police/Notice to Physician Agreement which allows the Community Control Officer to be notified of any controlled substances that may be prescribed.

ALERT Program Participants will notify the ALERT Community Control Officer and treatment center promptly of any illnesses, injuries, medical, or psychiatric conditions that require urgent or emergency treatment or hospital stays.

ALERT Program Participants will complete all releases of information to permit the treatment agency and ALERT Community Control Officer to communicate or receive information from Medical Provider(s) for the purpose of coordinating care.

ALERT Program Participants will take all prescription medications as directed and report all medications prescribed by the next business day to the ALERT Community Control Officer.

The ALERT Community Control Officer may require written proof from Medical Providers(s) that they are aware of the ALERT Program Participant's community control status, involvement in substance abuse treatment and/or patterns of substance abuse or addiction.

ALERT Program Participants are required at every appointment with the ALERT Community Control Officer to provide proof of any prescribed medications. Proof of prescription medications include: the actual prescription medication(s) in the original packaging – bottles, vials, packets, boxes, etc., and copies of written prescriptions from Medical Provider(s) or prescription printout from the pharmacy filling the prescription – including the reason/condition for the prescription, how the prescription is to be taken, and refill information.

The ALERT Program Participant has the responsibility to inform the ALERT Program Community Control Officer **prior** to toxicology screens of any illegal drugs, non-prescribed drugs, prescription medications, as well as over-the-counter medications that may show up in a toxicology screen. Further, ALERT Program Participants understand that it is a violation of their community control and the law to take another person's prescribed medications.

Participants in the ALERT Program are required to submit to frequent, random, and observed alcohol and/or drug tests as ordered in all phases. Testing may include instant urinalysis drug screens, continuous alcohol monitoring in the form of SCRAM, portable breathalyzer, use of scientifically validated technology for ethyl alcohol or other devices that are deemed reliable. Urine screens test for many common substances including the Participant's substance of choice. All Participant drug and alcohol testing plans are individualized. All testing is recorded and maintained for each Participant for the duration the Participant is in the ALERT Program.

The preferred and primary method of testing is urinalysis utilizing instant test kits. Upon a positive instant urine test the Participant will be confronted with the result and given the opportunity to admit or contest the positive test. If contested, the urine specimen will be sent out to an independent laboratory that is certified by the Substance Abuse and Mental Health Services Administration (SAMHSA). While awaiting the laboratory results, sanctions are not issued; however, if the test returns positive, the Participant must appear before Judge Caparella-Kraemer on the next ALERT Program Status Review Hearing docket to address the results with Judge Caparella-Kraemer for sanction(s) to be imposed. Additionally, the Participant will be responsible for the expense of the laboratory confirmation, if not indigent.

All Participants in the ALERT Program are required as a condition of community control to have a SCRAM bracelet during Phase I in the ALERT Program. After successful completion of Phase I in the ALERT Program, removal of the bracelet will be considered based upon demonstrated compliance with the ALERT Program expectations and satisfactory progress towards achieving established goals.

Alcohol tests are conducted using handheld breathalyzer units to measure the concentration of alcohol in the Participant's breath. These tests are conducted by the ALERT Community Control Officer in the office, at treatment appointments and/or during home visits. Drug and alcohol testing plans are individualized.

All Participants report to the ALERT Program Community Control Officer on a frequency established by program phase movement and may be tested at any or all appointments, as well at treatment provider appointments. Participants have a duty to report as directed or are subject to sanction for failure to cooperate with the drug testing protocol. Participants are responsible for arriving promptly for their testing appointment. A sample must be provided within two (2) hours of arrival or by the close of business, whichever occurs first.

At each ALERT Treatment Team meeting, the results of substance monitoring tests are provided to all present ALERT Treatment Team members. The Judge and ALERT Treatment Team members are notified immediately by telephone, email, or in person of a Participant's positive drug screen or confirmed alcohol consumption or when a Participant fails to submit to a test, tampers with their SCRAM bracelet, submits an adulterated urine sample, substitutes the urine sample of another individual, or dilutes the urine sample.

Failing to submit to a urine test, tampering or circumventing SCRAM monitoring, removing the SCRAM bracelet, submitting an adulterated urine sample, or urine sample of another individual, or diluting the urine sample is treated as a positive test and immediately sanctioned.

Participants who, subsequent to the first urine screen at intake, test positive by failing a urine drug test, or having a confirmed alcohol consumption by SCRAM, tampers with their SCRAM bracelet, submits an adulterated urine sample, substitutes the urine sample of another individual, or dilutes the urine sample are required to be present at the next scheduled ALERT Status Review Hearing for a sanction. A Participant's continued alcohol and/or drug usage is discussed with the ALERT Treatment Team to formulate a response that is therapeutic while maintaining the principle of accountability. Judge Caparella-Kraemer enforces and reinforces the treatment guidelines and sanctions.

TELEPHONE NUMBERS

Butler County Area III Court	(513) 867-5070
Specialized Docket Drug Test Line	513-887-7905
Amber Green, ALERT Program Community Control Officer	(513) 785-7622
Larry Withrow ALERT Program Coordinator	(513) 785-7620
DeCoach Rehabilitation Centre.	(513) 887-8500
Modern Psychiatry and Wellness	(513) 440-5117
Butler County Alcohol and Drug Addiction Board	(513) 867-0777
24 Hour Hotline	Hamilton (513) 523-4146 Fairfield (513) 894-7002
Crisis Hotline	(513) 281-CARE (2273)
Butler County Regional Transit Authority	(513) 785-5237
Alcoholics Anonymous	Central Cincinnati-(513) 351-0422 Kentucky-(859) 491-7181 1213 Club-(513) 737-0857

LifeRing Secular Recovery	1-800-811-4142
In The Rooms	1-888-401-1241
Smart Recovery	440-951-5357
Workforce One	(513) 785-6500
GED/ABLE	(513) 735-8300

SOBER SUPPORT GROUP INFORMATION

Alcoholics Anonymous®

<https://www.aa.org/>



<https://lifering.org/>



<https://www.smartrecovery.org/>



<https://www.intherooms.com/home/>

APPOINTMENTS

Date	Time	Appointment With	Location