

Tina Cook

From: Cindy Rude
Sent: Monday, November 02, 2015 3:24 PM
To: Jeff Albaugh
Cc: Tina Cook
Subject: FW: Calhoun Order for the Establishment of a Mental Health Treatment Court - Approved

I don't have a copy of this for Probate. Do you have our copy? Or can I get an electronic copy?

Thanks,

Cindy Rude
Calhoun County Probate Court Manager/Register
161 E Michigan Ave
Battle Creek, MI 49014
269-969-6762

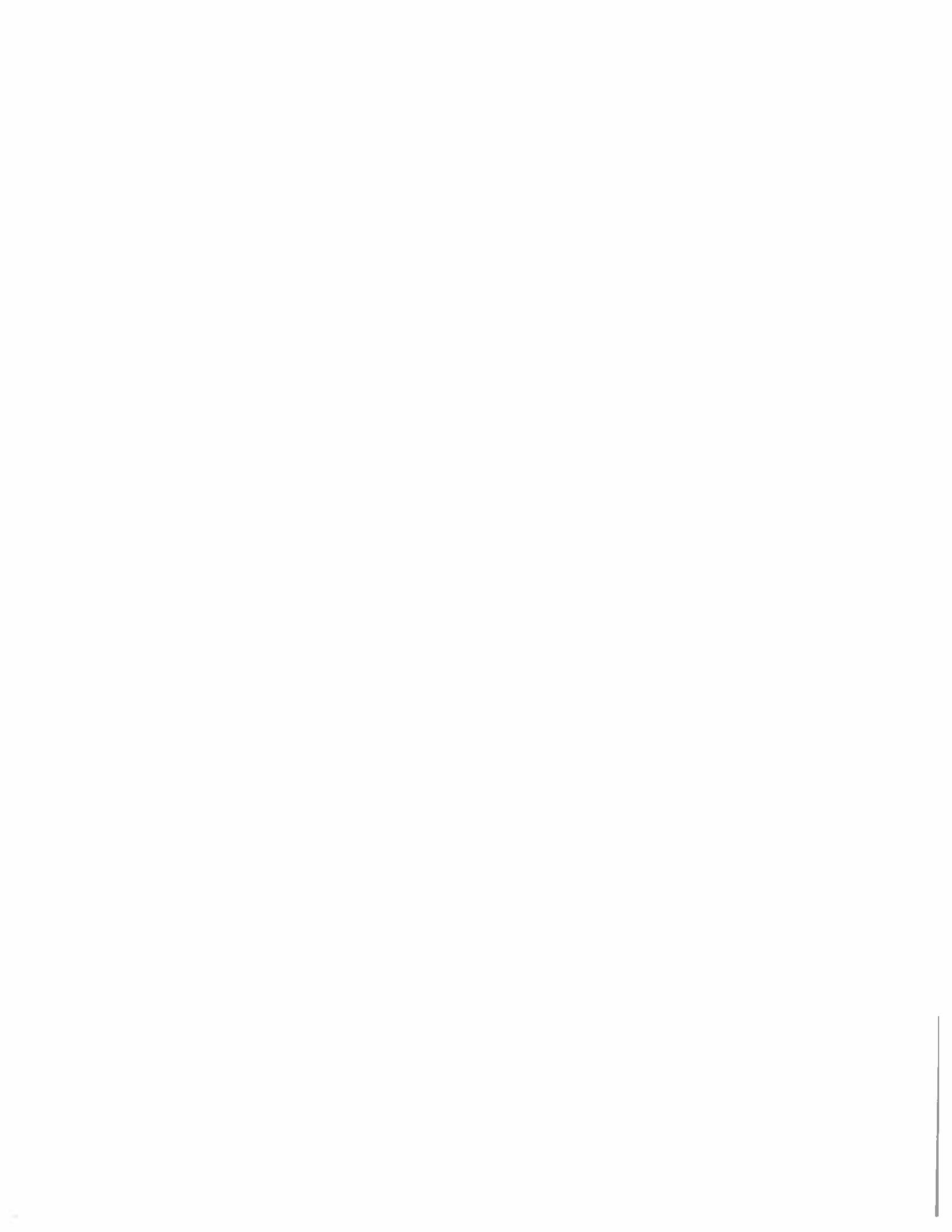
From: Region5 Info [<mailto:InfoR5@courts.mi.gov>]
Sent: Monday, November 02, 2015 2:49 PM
To: John Hallacy; Katherine Ambrose; Brian Kirkham; Jeff Albaugh; Michael Jaconette; Cindy Rude
Cc: Region5 Info; Shannon Koepke
Subject: Calhoun Order for the Establishment of a Mental Health Treatment Court - Approved

Order for the Establishment of a Mental Health Treatment Court - Approved
C37 2015-13J
D10 2015-10J
P13 2015-05J

This is to advise that we have reviewed the above referenced administrative order and find that it conforms to the requirements of MCR 8.112(B). This order is being accepted and filed until advised by your court of any change.

Jill Booth
Region V Administrator
P.O. Box 30048
Lansing, MI 48909
517-373-8679

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Calhoun County Judicial Council

Honorable Conrad J. Sindr
Chief Circuit Judge

Honorable John A. Hallacy
Chief District Judge

Honorable Michael L. Jaconette
Chief Probate Judge
Chief Council Judge



Jeffrey S. Albaugh
Circuit-Probate Court Administrator
Council Administrator

Katherine K. Ambrose
District Court Administrator

Cindy Rude
Probate Court Manager - Register

LOCAL JOINT ADMINISTRATIVE ORDER C37-2015-13J; P13-2015-5J; D10-2015-10J

ORDER FOR THE ESTABLISHMENT OF A MENTAL HEALTH TREATMENT COURT PROGRAM

IT IS ORDERED:

This administrative order is issued in accordance with MCL 600.1090, *et seq.* The purpose of this order is to establish a mental health treatment court program (MHTC) in 37th Circuit Court, the 10th District Court and the Calhoun County Probate Court to service Calhoun County upon approval by the State Court Administrative Office (SCAO). All policies and procedures comply with the statute and are consistent with the *10 Essential Elements of a Mental Health Court* promulgated by the Bureau of Justice Assistance (see attachment A).

1. The court has entered into a memorandum of understanding with each participating county prosecuting attorney in the circuit or district court, a representative or representatives of the community mental health services programs, a representative of the criminal defense bar, and a representative or representatives of community treatment providers and other key parties pursuant to MCL 600.1091. The memorandum of understanding describes the role of each party and is attached.
2. A multidisciplinary group of stakeholders participated in the planning and program design of the mental health treatment court.
3. Team members have familiarized themselves with the operations of an existing mental health court(s) and cross-trained between mental health and judicial systems.
4. The MHC has established eligibility criteria that are consistent with MCL 600.1093 through MCL 600.1095. Criteria, both legal and clinical, are clearly defined for admission.
5. In compliance with MCL 600.1093(3), no participant shall be admitted until a complete preadmission screening and an evaluation assessment are completed. Policies that facilitate timely participant identification, referral, and admission into the mental health court have been developed.

6. All participants shall sign a written agreement to participate in the program in conformance with MCL 600.1094(1)(c). Policies and procedures describing the program length, level of supervision, treatment plan development, requirements for successful completion, expulsion criteria, case disposition whether successful or unsuccessful completion of the program, sanctions, incentives, and other key program components are developed and will be explained to eligible participants as part of the terms of participation.
7. The MHC shall provide consistent and close monitoring of the participant as required by MCL 600.1096. Policies and procedures on the methods and frequency in which the responsible individuals will monitor participant compliance with the program requirements have been developed.
8. The court shall maintain case files in compliance with the General Records Retention and Disposal Schedule #16 - Michigan Trial Courts, and the Michigan Case File Management Standards. The court has established procedures to ensure substantial compliance with Part 2 of Title 42 of the Code of Federal Regulations and the Health Insurance Portability and Accountability Act (HIPAA) to safeguard the confidentiality of participants' medical records.
9. Pursuant to MCL 600.1099, the coordinating court shall provide the SCAO with the minimum standard data established by the SCAO for each individual applicant and participant of the mental health court.
10. The court shall use the Drug Court Case Management Information System (DCCMIS) to maintain and submit the minimum standard data as determined by the SCAO.

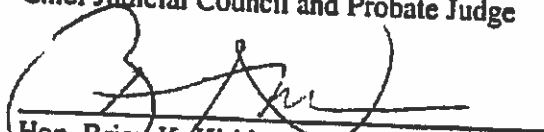
Effective Date: 10/8/2015

Date: 10-12-15



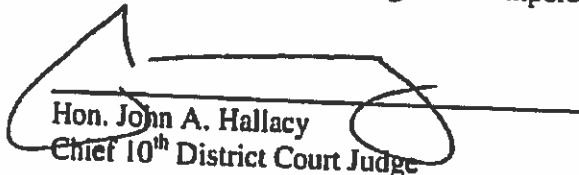
Hon. Michael L. Jacobette
Chief Judicial Council and Probate Judge

Date: 10-12-15



Hon. Brian K. Kirkham
Chief 37th Circuit Court Judge Pro Tempore

Date: 10-12-15



Hon. John A. Hallacy
Chief 10th District Court Judge

**CERTIFIED COPY OF
ORIGINAL ON FILE**

Jerid L. Jones
37th JUDICIAL CIRCUIT
DEPUTY COURT CLERK

ATTACHMENT A

The 10 Essential Elements of a Mental Health Court

- Essential Element #1 – Planning and Administration**
- Essential Element #2 – Target Population**
- Essential Element #3 – Timely Participant Identification and Linkage to Services**
- Essential Element #4 – Terms of Participation**
- Essential Element #5 – Informed Choice**
- Essential Element #6 – Treatment Supports and Services**
- Essential Element #7 – Confidentiality**
- Essential Element #8 – Court Team**
- Essential Element #9 – Monitoring Participant Progress**
- Essential Element #10 – Sustainability**

MEMORANDUM OF UNDERSTANDING

CALHOUN COUNTY MENTAL HEALTH TREATMENT COURT

This is an understanding between the Calhoun County Judicial Council (37th Circuit Court, 10th District Court and Probate Court), Calhoun County Sheriff's Department, Mental Health Treatment Court Coordinator, Michigan Department of Corrections, Bronson Battle Creek Access Center, Oaklawn Psychiatric Unit, National Alliance on Mental Illness, City of Battle Creek Police Department, Emmett Township Department of Public Safety, City of Marshall Police Department, Michigan State Police, Alblon Department of Public Safety, Nottawaseppi Huron Band of the Potawatomi Tribal Police Department, Summit Pointe, Defense Counsel Representative, and the Calhoun County Prosecuting Attorney's Office.

1. We agree to share the following vision for a Calhoun County Mental Health Treatment Court:
 - A. Improve public safety by more effective monitoring and sentencing of defendants with mental health issues in the criminal justice system.
 - B. Reduce the number of defendants with mental health issues incarcerated in the Calhoun County Correctional Facility.
 - C. Reduce the number of psychiatric hospitalizations of defendants with mental health issues in Calhoun County by increasing their engagement in mental health treatment within the community.
 - D. Enhance the quality of life of defendants with mental health issues.
 - E. Coordinate the delivery of Mental Health Services and the Criminal Justice System and the Court's response to defendants with mental health issues.
2. We endorse the goal of establishing a Calhoun County Mental Health Treatment Court in order for participants to reduce their contact with law enforcement and to improve the quality of their lives. We acknowledge that for this treatment court to be successful there must be cooperation within a network of systems to facilitate and achieve the mission, challenge and vision of the Calhoun County Mental Health Treatment Court.
3. We agree that the mission of the Calhoun County Mental Health Treatment Court will be to successfully provide services and monitoring to defendants with mental health issues in order to reduce the burdens on the criminal justice system, including the jail, and to reduce the costs on the mental health treatment system, including inpatient hospitalizations.
4. We agree that defendants with serious mental health issues who are approved for this program must have close supervision and a coordinated probation order and mental health treatment plan. We agree that the program should provide appropriate interventions, programming, reinforcement and monitoring.

5. We agree on the following principles:

- A. Defendants with serious mental health issues require not only a probation order, but also a mental health treatment plan of service.
- B. All criminal justice staff involved in the Mental Health Treatment Court, including the Judge, needs to develop expertise in working with individuals with serious mental health issues.
- C. Regular appearances before a Judge are an effective way of maintaining compliance with both a probation order and a mental health treatment plan.
- D. Important decisions regarding the coordination of a probation order and mental health treatment plan should be made collaboratively with input from mental health treatment professionals, probation officers, the prosecuting attorney, the defense attorney, and the Judge.
- E. All participants should be accountable for their behavior and should be monitored with incremental sanctions for negative behaviors and positive rewards for improved behaviors.
- F. The Mental Health Treatment Court will draft a Policies and Procedure manual which will include written protocols.
- G. Participation in the Mental Health Treatment Court will be governed by written eligibility criteria established by the Mental Health Planning/Advisory Committee.
- H. A defendant's participation in the Mental Health Treatment court will be voluntary.

6. The roles of the parties involved are as follows:

- A. **Calhoun County Prosecuting Attorney:** attend Planning/Advisory Committee meetings and Review Team meetings, attend all scheduled court review hearings and assist in developing and enforcing legal eligibility criteria in order to protect public safety.
- B. **Calhoun County Sheriff's Department:** attend Planning/Advisory Committee meetings and Review Team meetings, cooperate with the identification and screening of in-custody defendants for participation in the program, provide feedback to the review team on any Community Corrections sanctions ordered for the participants, assist with the training of officers in order to identify and refer eligible defendants.
- C. **Calhoun County Probate Court:** attend and participate in the Planning/Advisory Committee meetings and Review Team meetings, designate a Judge to be the primary Judge for the Mental Health Treatment Court who will preside over all court review hearings and all review team meetings.
- D. **10th District Court:** participate in the Planning/Advisory Committee, designate a primary probation officer/case manager to handle probation functions for misdemeanor defendants, handle any involuntary commitment proceedings for MHTC participants per the Calhoun County Concurrent Jurisdiction Plan

- E. **37th Circuit Court:** designate a Judge to serve on the Planning/Advisory Committee, provide a Judge to serve as the back-up Judge for the Mental Health Treatment Court.
- F. **Summit Pointe (a Community Mental Health Agency):** provide a representative/liaison for the Planning/Advisory Committee and the Review Team; conduct mental health and substance abuse assessments for eligibility in a timely manner and provide treatment as recommended in the mental health treatment plan (person-centered plan) including medications, case management, and peer supports; provide treatment data and bi-weekly clinical reports to the treatment team; assist in developing eligibility criteria and approving potential participants; generate a daily list of potential participants who are currently incarcerated; meet with potential participants before 11:30am and communicate with the court those who are clinically eligible for Mental Health Treatment Court.
- G. **Mental Health Treatment Court Judge:** attend Planning/Advisory Committee meetings, chair bi-weekly Review Team meetings, make final decisions on participant admission, incentives/sanctions, phase advancements, as well as participant graduation, preside over all MHTC court review hearings and assist in developing eligibility criteria.
- H. **Defense Counsel Representative:** attend Planning/Advisory Committee and Review Team meetings as well as Mental Health Treatment Court review hearings and ensure that defendant's procedural and due process rights are being followed.
- I. **Local City Police Departments (BCPD, MPD, ETDPS, ADPS, MSP, NHBP Tribal PD):** designate a representative for the Planning/Advisory committee, assist with the training of officers in order to identify and refer eligible defendants, assist in data collection
- J. **Bronson Battle Creek Access Center/Oaklawn Psychiatric Unit:** designate a representative for the Planning/Advisory Committee, assist in data collection
- K. **Mental Health Treatment Court Coordinator/Case Manager:** coordinate the development of policies and procedures and written eligibility criteria for admission, coordinate and participate in meetings of the Planning/Advisory Committee, attend all Mental Health Treatment Court Review Team meetings, monitor the participants' performance and provide regular reports and feedback to the court, attend all Mental Health Treatment Court review hearings and assist in the approval of potential participants, coordinate Review Team activities, evaluations and planning.
- L. **Michigan Department of Corrections:** attend and participate in Planning/Advisory committee meetings, designate a primary probation officer to handle probation functions for felony participants
- M. **National Alliance on Mental Illness:** attend and participate in Planning/Advisory committee meetings, attend Review Team meetings as needed, act as a consultant and advocate to participants and their families by providing education and support in the community.

N. All members of the Review Team (Prosecutor, Defense Counsel, Summit Pointe, MHTC Judge, and MHTC Coordinator/Probation Case Manager, CCSD Representative) shall attend all court review hearings and the review team meetings to discuss the progress of the participants and any applicable sanctions and incentives. They shall assist in the approval of participants and in the development of mental health treatment as well as probation orders for all participants.

7. The Planning/Advisory Committee will include the following representatives:

- a. Prosecuting Attorney's Office
- b. Calhoun County Sheriff's Department
- c. Calhoun County Probate Court
- d. 10th District Court
- e. 37th Circuit Court
- f. Summit Pointe
- g. Defense Counsel Representative
- h. Mental Health Treatment Court Coordinator/Case Manager
- i. Battle Creek City Police Department, Marshall City Police Department, Emmett Public Safety Department, Albion Department of Public Safety, Michigan State Police, NHBP, Tribal Police
- j. Michigan Department of Corrections
- k. Calhoun County Commission Representative
- l. Bronson Battle Creek Access Center
- m. Oaklawn Hospital Psychiatric Unit
- n. National Alliance of Mental Illness (NAMI)

*The Planning/Advisory Committee is expected to meet at least 2 times per year to review the policies and procedures of the Mental Health Treatment Court and to plan for the future.

8. Admission Criteria for the Mental Health Treatment Court:

- A. Defendant must be diagnosed with a Serious Mental Illness and/or a Developmental Disability.
- B. Defendants with a Co-Occurring Substance Use Disorder with one of the above diagnoses will not be excluded.
- C. Defendants must have the capacity to understand the requirements of the Mental Health Treatment Court program.
- D. Defendant must agree to participate in the Mental Health Treatment Court program.
- E. The Review Team must determine, in its sole discretion that Mental Health Treatment Court intervention will result in reducing the symptoms of the defendant's mental illness and/or reducing the likelihood of further contact with law enforcement officers and agencies, i.e. jail days, probation violation, and/or new charges.

- F. The Review Team must determine, in its sole discretion that the defendant does not pose a risk to staff with whom he/she will come into contact with as a Mental Health Treatment Court participant.
9. Eligible Offenses for the Mental Health Treatment Court shall be as follows:
- A. Any misdemeanor charge (excluding those listed in #10) - including drug possession, domestic violence, OWI, etc.
 - B. Non-Violent felony charges- including destruction of property, drug possession, larceny, fraud, resisting arrest IF no injury to officer, etc.
10. The following offenses are NOT eligible:
- A. Criminal Sexual Conduct in any degree
 - B. Violent Crimes/History of Violence- not presently charged with or have been convicted of an offense involving the death of, or serious bodily injury to any individual, whether or not any of these circumstances are an element of the offense
 - C. Delivery of Controlled Substance (any drug-dealing type of charge)
 - D. Home Invasion
 - E. Stalking/Harassment related charges
 - F. Any Vulnerable Victim abuse
 1. Animal Abuse related
 2. Child Abuse related
 3. Elder Abuse related
11. Additional Eligibility Requirements:
- A. Defendant must be at least 18 years of age
 - B. Defendant must be a resident of Calhoun County
 - C. Defendant must be eligible for Medicaid or Healthy Michigan
 - D. Defendant may not be on parole.
- *Participation in the Mental Health Treatment Court is at the sole discretion of the Mental Health Treatment Court Review Team with the final decision for admittance being with the MHTC Judge.
12. Admission Process: All defendants being referred to the Mental Health Treatment Court will be assessed by the following:
- A. Summit Pointe:
 1. conduct mental health and substance use assessment and review the case for treatment eligibility
 2. obtain releases for record sharing
 3. confirm insurance coverage
 4. submit the case with treatment recommendations to the MHTC Review Team

- B. Calhoun County Prosecutor's Office:**
1. ensure victim's interests are considered
 2. ensure public safety
 3. review and assess sentencing guidelines
 4. review the case for legal eligibility and submit with recommendations to the MHTC Review Team

C. Probation Officer/Case Manager:

1. District Court Probation
 - a. Conduct Pre-Sentence Investigation
 - b. Obtain consents for information gathering and sharing
 - c. Review and sign Participant Program Agreement with defendant
 - d. Obtain and review the police report and criminal history
 - e. Review history of any prior terms of probation
 - f. Review the case for eligibility and submit with recommendations to the MHTC Review Team
2. Circuit Court Probation
 - a. Conduct Pre-Sentence Investigation
 - b. Obtain and review the police report and criminal history
 - c. Review history of any prior terms of probation
 - d. Communicate with MHTC Coordinator regarding possible MHTC referral and case information

13. All defendants participating in the Mental Health Treatment Court are expected to:

- A. Appear in court as required
- B. Comply with the mental health treatment plan and probation order
- C. Be 100% honest with the Court
- D. Be subject to sanctions if not in compliance with the treatment plan and/or probation order. Sanctions include, but are not limited to: curfew, community service, writing assignments, tether, jail, increased treatment and probation services

14. The Calhoun County Mental Health Court Review Team will include the following:

- | | |
|---------------------------------|---|
| MHTC Judge | MHTC Coordinator/Probation Case Manager |
| Defense Representative | Summit Pointe Representative |
| Calhoun County Prosecutor | Law Enforcement Representative |
| Circuit Court Probation Officer | |

Calhoun County Prosecuting Attorney



Defense Counsel Representative

Mental Health Treatment Court Judge

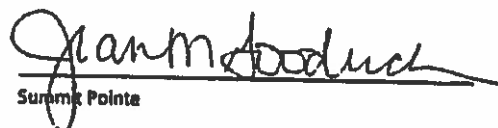
Calhoun County Sheriff's Department

Calhoun County Probate Court



10th District Court and Probation

37th Circuit Court



Summit Pointe

Bronson Battle Creek Access Center

Oaklawn Psychiatric Unit

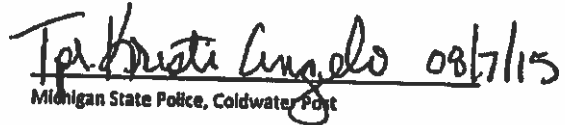
Battle Creek City Police Department

Emmett Township Department of Public Safety

Marshall City Police Department

Albion Department of Public Safety

Nottawaseppi Huron Band of the Potawatomi Tribal PD



Michigan State Police, Coldwater Post



Mental Health Treatment Court Coordinator/Case Manager

National Alliance on Mental Illness

Heidi E. Washington, Michigan Department of Corrections


Oakdown Psychiatric Unit

Barrie Creek City Police Department

Emmett Township Department of Public Safety

Marshall City Police Department

Ablon Department of Public Safety

Nottawasippi Huron Band of the Potawatomi Tribal PD


Michigan State Police, Coldwater Police

Mental Health Treatment Court Coordinator/Case Manager

Calhoun County Prosecuting Attorney

Battle Creek City Police Department

Defense Counsel Representative

Ertmett Township Department of Public Safety

Mental Health Treatment Court Judge

James M. Stewart 7/23/2015

Marshall City Police Department

Calhoun County Sheriff's Department

Albion Department of Public Safety

Calhoun County Probate Court

Nottawaseppi Huron Band of the Patawatomi Tribal PD

10th District Court and Probation

Tpt. Kristi Angelo 08/11/15

Michigan State Police, Coldwater Po

37th Circuit Court

Mental Health Treatment Court Coordinator/Case Manager

Summit Pointe

National Alliance on Mental Illness

Bronson Battle Creek Access Center

Michigan Department of Corrections

Oaklawn Psychiatric Unit

Calhoun County Prosecuting Attorney

Defense Counsel Representative

Mental Health Treatment Court Judge

Calhoun County Sheriff's Department

Calhoun County Probate Court

16th District Court and Probation

37th Circuit Court

Summit Pointe

Bronson Battle Creek Access Center

Oaklawn Psychiatric Unit

Battle Creek City Police Department

Michael Wilson
Emmett Township Department of Public Safety

Marshall City Police Department

Ablon Department of Public Safety

Nottawasippi Huron Band of the Potawatomi Tribal PD

Topi-Kristi Cingold 08/11/15
Michigan State Police, Coldwater Post

Mental Health Treatment Court Coordinator/Case Manager

National Alliance on Mental Illness

Michigan Department of Corrections



Calhoun County Prosecuting Attorney

Defense Counsel Representative

Mental Health Treatment Court Judge

Calhoun County Sheriff's Department

Calhoun County Probate Court

10th District Court and Probation

37th Circuit Court

Summit Pointe

Bronson Battle Creek Access Center

Oaklawn Psychiatric Unit

Battle Creek City Police Department

Emmett Township Department of Public Safety

Marshall City Police Department

Albion Department of Public Safety

Nottawaseppi Huron Band of the Potawatomi Tribal PD



Michigan State Police, Coldwater Post

Mental Health Treatment Court Coordinator/Case Manager

National Alliance on Mental Illness

Michigan Department of Corrections

Calhoun County Prosecuting Attorney

Battle Creek City Police Department

Defense Counsel Representative

Emmett Township Department of Public Safety

Mental Health Treatment Court Judge

Marshall City Police Department



Calhoun County Sheriff's Department

Albion Department of Public Safety

Calhoun County Probate Court

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10th District Court and Probation



Michigan State Police, Coldwater POC

37th Circuit Court

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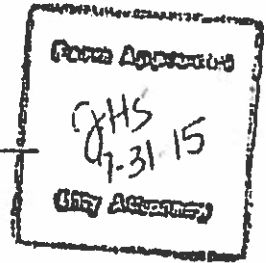


Michigan State Police, Coldwater Post

Mental Health Treatment Court Coordinator/Case Manager

National Alliance on Mental Illness

Michigan Department of Corrections



Calhoun County Prosecuting Attorney

Battle Creek City Police Department

Defense Counsel Representative

Emmett Township Department of Public Safety

Mental Health Treatment Court Judge

Marshall City Police Department

Calhoun County Sheriff's Department

Albion Department of Public Safety

Calhoun County Probate Court

Nottawaseppi Huron Band of the Potawatomi Tribal PD

10th District Court and Probation

Michigan State Police, Coldwater Post

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Mental Health Treatment Court Coordinator/Case Manager

Summit Pointe

Lini Haffner

National Alliance on Mental Illness

Bronson Battle Creek Access Center

Michigan Department of Corrections

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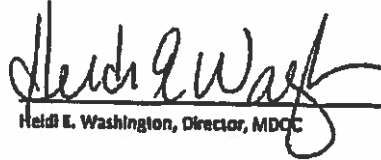
Hon. Michael L. Jaconette, Chief Judicial Council Judge

Mental Health Treatment Court Coordinator/Case Manager

Calhoun County Sheriff's Department

National Alliance on Mental Illness

Summit Pointe


Heidi E. Washington, Director, MDCC

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Oaklawn Psychiatric Unit

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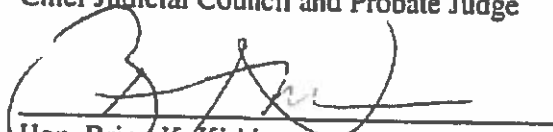
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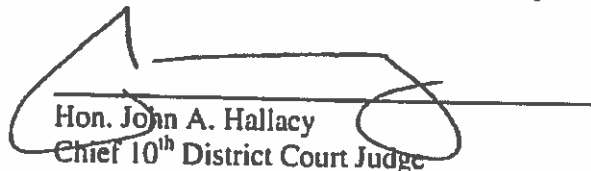
Hon. Michael L. Jacquette
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Date: 10-12-15



Hon. Brian K. Kirkham
Chief 37th Circuit Court Judge Pro Tempore

Date: 10-12-15



Hon. John A. Hallacy
Chief 10th District Court Judge

**CERTIFIED COPY OF
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Jeri L. Jones
37th JUDICIAL CIRCUIT
DEPUTY COURT CLERK

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Essential Element #9 – Monitoring Participant Progress

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CALHOUN COUNTY MENTAL HEALTH TREATMENT COURT

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 - A. Improve public safety by more effective monitoring and sentencing of defendants with mental health issues in the criminal justice system.
 - B. Reduce the number of defendants with mental health issues incarcerated in the Calhoun County Correctional Facility.
 - C. Reduce the number of psychiatric hospitalizations of defendants with mental health issues in Calhoun County by increasing their engagement in mental health treatment within the community.
 - D. Enhance the quality of life of defendants with mental health issues.
 - E. Coordinate the delivery of Mental Health Services and the Criminal Justice System and the Court's response to defendants with mental health issues.
2. We endorse the goal of establishing a Calhoun County Mental Health Treatment Court in order for participants to reduce their contact with law enforcement and to improve the quality of their lives. We acknowledge that for this treatment court to be successful there must be cooperation within a network of systems to facilitate and achieve the mission, challenge and vision of the Calhoun County Mental Health Treatment Court.
3. We agree that the mission of the Calhoun County Mental Health Treatment Court will be to successfully provide services and monitoring to defendants with mental health issues in order to reduce the burdens on the criminal justice system, including the jail, and to reduce the costs on the mental health treatment system, including inpatient hospitalizations.
4. We agree that defendants with serious mental health issues who are approved for this program must have close supervision and a coordinated probation order and mental health treatment plan. We agree that the program should provide appropriate interventions, programming, reinforcement and monitoring.

5. We agree on the following principles:
 - A. Defendants with serious mental health issues require not only a probation order, but also a mental health treatment plan of service.
 - B. All criminal justice staff involved in the Mental Health Treatment Court, including the Judge, needs to develop expertise in working with individuals with serious mental health issues.
 - C. Regular appearances before a Judge are an effective way of maintaining compliance with both a probation order and a mental health treatment plan.
 - D. Important decisions regarding the coordination of a probation order and mental health treatment plan should be made collaboratively with input from mental health treatment professionals, probation officers, the prosecuting attorney, the defense attorney, and the Judge.
 - E. All participants should be accountable for their behavior and should be monitored with incremental sanctions for negative behaviors and positive rewards for improved behaviors.
 - F. The Mental Health Treatment Court will draft a Policies and Procedure manual which will include written protocols.
 - G. Participation in the Mental Health Treatment Court will be governed by written eligibility criteria established by the Mental Health Planning/Advisory Committee.
 - H. A defendant's participation in the Mental Health Treatment court will be voluntary.

6. The roles of the parties involved are as follows:
 - A. **Calhoun County Prosecuting Attorney:** attend Planning/Advisory Committee meetings and Review Team meetings, attend all scheduled court review hearings and assist in developing and enforcing legal eligibility criteria in order to protect public safety.
 - B. **Calhoun County Sheriff's Department:** attend Planning/Advisory Committee meetings and Review Team meetings, cooperate with the identification and screening of in-custody defendants for participation in the program, provide feedback to the review team on any Community Corrections sanctions ordered for the participants, assist with the training of officers in order to identify and refer eligible defendants.
 - C. **Calhoun County Probate Court:** attend and participate in the Planning/Advisory Committee meetings and Review Team meetings, designate a Judge to be the primary Judge for the Mental Health Treatment Court who will preside over all court review hearings and all review team meetings.
 - D. **10th District Court:** participate in the Planning/Advisory Committee, designate a primary probation officer/case manager to handle probation functions for misdemeanor defendants, handle any involuntary commitment proceedings for MHTC participants per the Calhoun County Concurrent Jurisdiction Plan

- E. 37th Circuit Court:** designate a Judge to serve on the Planning/Advisory Committee, provide a Judge to serve as the back-up Judge for the Mental Health Treatment Court.
- F. Summit Pointe (a Community Mental Health Agency):** provide a representative/liason for the Planning/Advisory Committee and the Review Team; conduct mental health and substance abuse assessments for eligibility in a timely manner and provide treatment as recommended in the mental health treatment plan (person-centered plan) including medications, case management, and peer supports; provide treatment data and bi-weekly clinical reports to the treatment team; assist in developing eligibility criteria and approving potential participants; generate a daily list of potential participants who are currently incarcerated; meet with potential participants before 11:30am and communicate with the court those who are clinically eligible for Mental Health Treatment Court.
- G. Mental Health Treatment Court Judge:** attend Planning/Advisory Committee meetings, chair bi-weekly Review Team meetings, make final decisions on participant admission, incentives/sanctions, phase advancements, as well as participant graduation, preside over all MHTC court review hearings and assist in developing eligibility criteria.
- H. Defense Counsel Representative:** attend Planning/Advisory Committee and Review Team meetings as well as Mental Health Treatment Court review hearings and ensure that defendant's procedural and due process rights are being followed.
- I. Local City Police Departments (BCPD, MPD, ETDPS, ADPS, MSP, NHBP Tribal PD):** designate a representative for the Planning/Advisory committee, assist with the training of officers in order to identify and refer eligible defendants, assist in data collection
- J. Bronson Battle Creek Access Center/Oaklawn Psychiatric Unit:** designate a representative for the Planning/Advisory Committee, assist in data collection
- K. Mental Health Treatment Court Coordinator/Case Manager:** coordinate the development of policies and procedures and written eligibility criteria for admission, coordinate and participate in meetings of the Planning/Advisory Committee, attend all Mental Health Treatment Court Review Team meetings, monitor the participants' performance and provide regular reports and feedback to the court, attend all Mental Health Treatment Court review hearings and assist in the approval of potential participants, coordinate Review Team activities, evaluations and planning.
- L. Michigan Department of Corrections:** attend and participate in Planning/Advisory committee meetings, designate a primary probation officer to handle probation functions for felony participants
- M. National Alliance on Mental Illness:** attend and participate in Planning/Advisory committee meetings, attend Review Team meetings as needed, act as a consultant and advocate to participants and their families by providing education and support in the community.

N. All members of the Review Team (Prosecutor, Defense Counsel, Summit Pointe, MHTC Judge, and MHTC Coordinator/Probation Case Manager, CCSD Representative) shall attend all court review hearings and the review team meetings to discuss the progress of the participants and any applicable sanctions and incentives. They shall assist in the approval of participants and in the development of mental health treatment as well as probation orders for all participants.

7. The Planning/Advisory Committee will include the following representatives:

- a. Prosecuting Attorney's Office
- b. Calhoun County Sheriff's Department
- c. Calhoun County Probate Court
- d. 10th District Court
- e. 37th Circuit Court
- f. Summit Pointe
- g. Defense Counsel Representative
- h. Mental Health Treatment Court Coordinator/Case Manager
- i. Battle Creek City Police Department, Marshall City Police Department, Emmett Public Safety Department, Albion Department of Public Safety, Michigan State Police, NHBP Tribal Police
- j. Michigan Department of Corrections
- k. Calhoun County Commission Representative
- l. Bronson Battle Creek Access Center
- m. Oaklawn Hospital Psychiatric Unit
- n. National Alliance of Mental Illness (NAMI)

*The Planning/Advisory Committee is expected to meet at least 2 times per year to review the policies and procedures of the Mental Health Treatment Court and to plan for the future.

8. Admission Criteria for the Mental Health Treatment Court:

- A. Defendant must be diagnosed with a Serious Mental Illness and/or a Developmental Disability.
- B. Defendants with a Co-Occurring Substance Use Disorder with one of the above diagnoses will not be excluded.
- C. Defendants must have the capacity to understand the requirements of the Mental Health Treatment Court program.
- D. Defendant must agree to participate in the Mental Health Treatment Court program.
- E. The Review Team must determine, in its sole discretion that Mental Health Treatment Court intervention will result in reducing the symptoms of the defendant's mental illness and/or reducing the likelihood of further contact with law enforcement officers and agencies, i.e: jail days, probation violation, and/or new charges.

- F. The Review Team must determine, in its sole discretion that the defendant does not pose a risk to staff with whom he/she will come into contact with as a Mental Health Treatment Court participant.
9. Eligible Offenses for the Mental Health Treatment Court shall be as follows:
- A. Any misdemeanor charge (excluding those listed in #10) - including drug possession, domestic violence, OWI, etc.
 - B. Non-Violent felony charges- including destruction of property, drug possession, larceny, fraud, resisting arrest IF no injury to officer, etc.
10. The following offenses are NOT eligible:
- A. Criminal Sexual Conduct in any degree
 - B. Violent Crimes/History of Violence- not presently charged with or have been convicted of an offense involving the death of, or serious bodily injury to any individual, whether or not any of these circumstances are an element of the offense
 - C. Delivery of Controlled Substance (any drug-dealing type of charge)
 - D. Home Invasion
 - E. Stalking/Harassment related charges
 - F. Any Vulnerable Victim abuse
 - 1. Animal Abuse related
 - 2. Child Abuse related
 - 3. Elder Abuse related
11. Additional Eligibility Requirements:
- A. Defendant must be at least 18 years of age
 - B. Defendant must be a resident of Calhoun County
 - C. Defendant must be eligible for Medicaid or Healthy Michigan
 - D. Defendant may not be on parole.
- *Participation in the Mental Health Treatment Court is at the sole discretion of the Mental Health Treatment Court Review Team with the final decision for admittance being with the MHTC Judge.
12. Admission Process: All defendants being referred to the Mental Health Treatment Court will be assessed by the following:
- A. Summit Pointe:
 - 1. conduct mental health and substance use assessment and review the case for treatment eligibility
 - 2. obtain releases for record sharing
 - 3. confirm insurance coverage
 - 4. submit the case with treatment recommendations to the MHTC Review Team

- B. Calhoun County Prosecutor's Office:
 - 1. ensure victim's interests are considered
 - 2. ensure public safety
 - 3. review and assess sentencing guidelines
 - 4. review the case for legal eligibility and submit with recommendations to the MHTC Review Team
- C. Probation Officer/Case Manager:
 - 1. District Court Probation
 - a. Conduct Pre-Sentence Investigation
 - b. Obtain consents for information gathering and sharing
 - c. Review and sign Participant Program Agreement with defendant
 - d. Obtain and review the police report and criminal history
 - e. Review history of any prior terms of probation
 - f. Review the case for eligibility and submit with recommendations to the MHTC Review Team
 - 2. Circuit Court Probation
 - a. Conduct Pre-Sentence Investigation
 - b. Obtain and review the police report and criminal history
 - c. Review history of any prior terms of probation
 - d. Communicate with MHTC Coordinator regarding possible MHTC referral and case information

13. All defendants participating in the Mental Health Treatment Court are expected to:

- A. Appear in court as required
- B. Comply with the mental health treatment plan and probation order
- C. Be 100% honest with the Court
- D. Be subject to sanctions if not in compliance with the treatment plan and/or probation order. Sanctions include, but are not limited to: curfew, community service, writing assignments, tether, jail, increased treatment and probation services

14. The Calhoun County Mental Health Court Review Team will include the following:

- | | |
|---------------------------------|---|
| MHTC Judge | MHTC Coordinator/Probation Case Manager |
| Defense Representative | Summit Pointe Representative |
| Calhoun County Prosecutor | Law Enforcement Representative |
| Circuit Court Probation Officer | |

Calhoun County Prosecuting Attorney

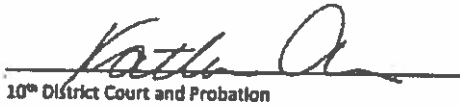


Defense Counsel Representative

Mental Health Treatment Court Judge

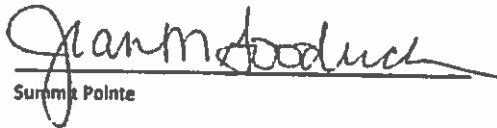
Calhoun County Sheriff's Department

Calhoun County Probate Court



10th District Court and Probation

37th Circuit Court



Summit Pointe

Bronson Battle Creek Access Center

Oaklawn Psychiatric Unit

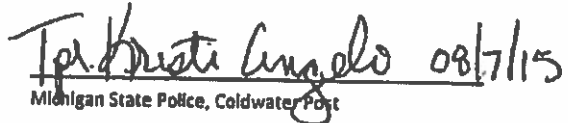
Battle Creek City Police Department

Emmett Township Department of Public Safety

Marshall City Police Department

Albion Department of Public Safety

Nottawaseppi Huron Band of the Potawatomi Tribal PD



Michigan State Police, Coldwater Post



Mental Health Treatment Court Coordinator/Case Manager

National Alliance on Mental Illness

Heidi E. Washington, Michigan Department of Corrections


Oaklawn Psychiatric Unit

Battle Creek City Police Department

Emmett Township Department of Public Safety

Marshall City Police Department

Aubion Department of Public Safety

Nottawaseppi Huron Band of the Potawatomi Tribal PD


Michigan State Police, Coldwater PD

Mental Health Treatment Court Coordinator/Case Manager

Calhoun County Prosecuting Attorney

Battle Creek City Police Department

Defense Counsel Representative

Emmett Township Department of Public Safety

Mental Health Treatment Court Judge

James L. Stewart 7/23/2015

Marshall City Police Department

Calhoun County Sheriff's Department

Albion Department of Public Safety

Calhoun County Probate Court

Nottawaseppi Huron Band of the Potawatomi Tribal PD

10th District Court and Probation

Tpr. Kristi Angelo 08/11/15

Michigan State Police, Coldwater Pol

37th Circuit Court

Mental Health Treatment Court Coordinator/Case Manager

Summit Pointe

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Battle Creek City Police Department

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Emmett Township Department of Public Safety

Mental Health Treatment Court Judge

Marshall City Police Department

Calhoun County Sheriff's Department

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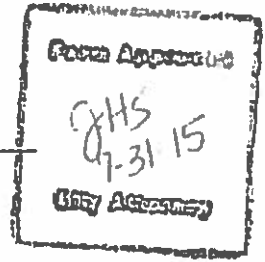
Summit Pointe

Bronson Battle Creek Access Center

Oaklawn Psychiatric Unit



Battle Creek City Police Department



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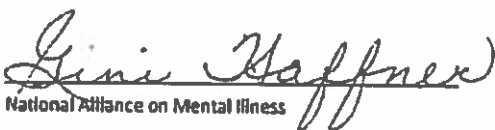
10th District Court and Probation

Michigan State Police, Coldwater Post

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Defense Counsel Representative

Michigan State Police, Coldwater Post

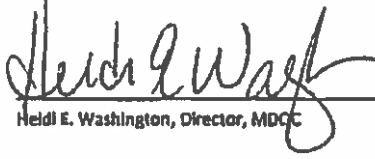
Hon. Michael L. Jaconette, Chief Judicial Council Judge

Mental Health Treatment Court Coordinator/Case Manager

Calhoun County Sheriff's Department

National Alliance on Mental Illness

Summit Pointe



Heidi E. Washington, Director, MDCC

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