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3 **IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR JACKSON COUNTY**  
4

5 State of Oregon

6 vs.  
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8 \_\_\_\_\_  
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**CASE NUMBER: \_\_\_\_\_**  
**ORDER MODIFYING CONDITIONAL**  
**DISCHARGE TO TREATMENT COURT'S**  
**ORDER ON CONDITIONAL DISCHARGE**  
**IN ACCORDANCE WITH ORS 475.245**  
**AS TO COUNT(S) \_\_\_\_\_**

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11 The Defendant having previously entered a guilty plea and entered into a conditional  
12 discharge pursuant to ORS 475.245, it now appears the defendant, has been fully advised,  
13 and is a suitable candidate for the Treatment Court Conditional Discharge Program.

14 IT IS THE ORDER OF THIS COURT that based upon the previously submitted Petition for  
15 Treatment Court, the court being fully advised in the premises, and with the consent of the  
16 defendant, the Conditional Discharge previously entered is hereby modified as follows: that  
17 the defendant's supervised probation to the Jackson County Community Justice Department  
18 is extended for a period of 18 months from the date this order is entered in the court  
19 register subject to all general statutory conditions of probation as set forth in ORS 137.540  
20 and subject to the following special conditions of probation. As part of the Conditional  
21 Discharge, the defendant shall abide by and comply with the rules of the Jackson County  
22 Treatment Court and the following conditions apply:

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- 24 1) The defendant shall actively participate in the Jackson County Treatment Court, obey  
25 all rules of, and appear in, as directed by the court, probation officer, evaluator, or  
26 treatment providers;
  - 27 2) The defendant shall immediately report to Jackson County Community Justice, 1101  
28 West Main Street, Medford, Oregon;
  - 3) The defendant shall sign release of information with evaluators and treatment  
providers to allow the court, probation officer, and District Attorney access to  
evaluation and treatment reports;
  - 4) The defendant agrees the treatment court judge may communicate with others about  
their participation in treatment court without him/her present. The defendant agrees

1 to sign any releases or other documents necessary so that the treatment court team  
2 can discuss their progress in all programs including, but not limited to, drug/alcohol  
3 treatment and mental health counseling. Further, the defendant waives any rights of  
4 state or federal confidentiality he/she may have regarding discussions about my case  
5 and/or treatment between only those persons show are directly involved with  
6 treatment court. DEFENDANT DOES NOT WAIVE any rights of privacy or  
7 confidentiality regarding any aspect of their case or treatment concerning  
8 communications with any person or agency that is not affiliated with treatment court  
9 except as mandated by law. The waiver shall apply only while the defendant is a  
10 participant in treatment court;

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- 5) If the defendant has ANY doubt, confusion or misgiving about what the treatment court, probation officer or any treatment provider expects of the defendant, the defendant will communicate with them for clarification. The defendant understands that ignorance will not be a sufficient defense for their actions;
  - 6) The defendant understands the treatment court treatment provider will be informed of any criminal history. Defendant will be required to disclose any supervision or treatment the defendant is involved in, has successfully completed or been terminated from. Upon the request of the treatment court treatment provider or the court, the defendant will sign a release of information agreement and authorize such program to provide supervision and treatment information to the treatment court program. The court in its discretion may release information to the treatment provider;
  - 7) The defendant shall submit to polygraph examination by a qualified polygraph examiner as a condition of treatment court;
  - 8) The defendant shall pay a treatment court program fee to the Jackson County Community Justice Department or OnTrack as directed and, if applicable, pay court appointed attorney fees to the Jackson County Circuit Court pursuant to a payment schedule established by the probation officer, or within nine (9) months from the date of this order, whichever is sooner; the defendant shall pay a monthly supervision fee, fines, restitution, and all other fees ordered by the court;
  - 9) The defendant shall be subject to any sanction imposed by the court, including, but not limited to, community service, work crew, court days and jail.
  - 10) The defendant shall pay, if not previously paid on this case, a \$200.00 assessment fee within ninety (90) days of the date of this order;
  - 11) The defendant shall remain a law-abiding citizen;
  - 12) Any violation may result in termination of defendant's participation in the treatment court program;
  - 13) The defendant shall attend a minimum of (2) 12 step support groups, per week unless otherwise ordered;
  - 14) The defendant shall report any contact with law enforcement to a member of the treatment court;

1 15)The defendant will not work as a confidential informant (engage in controlled  
substance buys) without obtaining written permission from both the treatment court  
judge and Jackson County Community Justice;

2 16)The defendant will appear in court on all scheduled dates; the defendant agrees the  
3 court may require the defendant to appear at any time regardless of compliance and  
4 success in the treatment court program The defendant will provide written  
documentation verifying absences as directed;

5 17)The defendant shall keep the treatment court staff, treatment provider, probation  
6 officer, and case manager apprised of current address and phone number(s) and  
shall notify them of charges within 24 hours;

7 18)The defendant understands that staff from treatment court and its partner agencies  
8 are mandatory reporters under Oregon state law. They cannot be exempted from  
9 this law and must make a report to the Department of Human Services – Child  
Welfare Division if they have reasonable cause to suspect child abuse and neglect;

10 19)The defendant understands his/her decision to enter into treatment court is  
irrevocable;

11 20)The defendant agrees the court may extend the duration of treatment court for  
12 additional time to allow the defendant to successfully complete the requirements of  
13 the program.

14 Upon the successful fulfillment by the defendant of all terms and conditions of probation,  
15 the court shall discharge the defendant and dismiss the proceedings against the  
16 defendant without an adjudication of guilt in accordance with ORS 475.245.

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21 Date / Circuit Court Judge Signature: \_\_\_\_\_  
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