

KLAMATH COUNTY TREATMENT COURTS

PARTICIPANT HANDBOOK

April 2025



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13th Judicial District
Klamath County Treatment Courts
316 Main Street
Klamath Falls, OR 97601
(541) 883-5503

On behalf of our court and community, we are grateful you are here. The Klamath County Treatment Courts offer you the opportunity to resolve your criminal case while also changing your life by engaging in treatment. We know that chemical dependency and mental health are closely tied together, so we focus on delivering a whole array of treatment options to justice involved individuals who have a high risk of reoffending, so that we can reduce that risk while improving your quality of life.

The goals of our programs are simple: utilize community resources to reduce recidivism, but what does that mean for you? In real life, that translates simply to this: we give you what you need to succeed (treatment, connection to local resources and agencies, and accountability), so that you can live a healthy life without involvement in the criminal justice system.

Is a treatment court right for you? What types of treatment courts are available? What will be expected of me? What are the requirements? These questions must be answered before you choose this program – and we attempt to answer most of them in this handbook.

The first step is discussing your criminal case with your attorney, who will explain your options and help you create reasonable expectations. If, after you've been fully advised of your rights and options by your attorney, you choose to explore a treatment court option, you will be asked to sit down with a member of our court staff, then with a clinician who will, together, determine whether you have a treatment need that our community can meet. Most times, the answer is yes.

Before you are locked into anything, you will select the local treatment provider of your choice, and fully understand your treatment plan. With the help of your treatment provider, case manager, and attorney, you should know exactly what will be required of you BEFORE you choose to participate in this program.

After all your questions are answered, you will appear in court with your attorney and formally enter the program, with your case fully negotiated, including the consequences should you succeed (which we expect) or be terminated for noncompliance (which we will work hard to avoid!).

This handbook is designed to address the information you need to fully understand the court's expectations in this program. If you have any other questions, please do not hesitate to contact one of our Treatment Court Coordinators at the numbers listed below.

Thank you for your interest in our programs, and we wish you success no matter where you are going.

Sincerely,

Honorable Alycia Edgeworth Kersey
Community Wellness Court Judge

Honorable Marci Adkisson
Behavioral Intervention & Veteran's Court Judge

Ursula Smith
Community Wellness Court Coordinator
541-883-5503 (ext. 71215)

Jenice Zupan
Behavioral Intervention Court Coordinator
541-883-5503 (ext. 71785)

Christina Hill
Veteran's Treatment Court Coordinator
541-883-5503 (ext. 71209)

WELCOME

Welcome. This *Handbook* is designed to answer your questions and provide overall information about the Klamath County Treatment Court Programs. There are three different treatment courts offered in Klamath County: Community Wellness Court (CWC), Behavioral Intervention Court (BIC), and Veteran's Treatment Court (VETS).

What is a treatment court? Treatment courts combine public health and public safety approaches to meeting the needs of justice system involved people, with an aim to reduce recidivism and effect change to build better, safer communities.

Bottom Line: Treatment Courts offer treatment to individuals who are facing criminal charges, under the supervision of the Judge and the Klamath County Community Corrections Department.

COMMUNITY WELLNESS COURT (CWC): A treatment court addressing the needs of high risk, high need justice involved people who experience substance use disorders, by connecting them with individualized, evidence-based treatment using ASAM criteria, recovery support services, and community resources.

BEHAVIORAL INTERVENTION COURT (BIC): A treatment court addressing the needs of high risk, high need justice involved people who experience severe or persistent mental illness and other disabilities, by connecting them with individualized, evidence-based treatment using the DSM IV, recovery support services, and community resources.

VETERAN'S TREATMENT COURT (VET): A treatment court addressing the needs of justice-involved Veterans of all branches of the US Military, by connecting them with individualized, evidence-based treatment, recovery support services, community resources, and resources available via the Veteran's Administration.

If you choose to participate in one of our programs, you are choosing to change your life. You are also choosing, on the advice of your attorney, to take advantage of the opportunities available in our community while also receiving some benefit in your criminal case.

The first step in determining whether a treatment is right for you is talking to your attorney. Your attorney is there to answer any and all questions about your criminal case(s) and will help you determine whether one of our courts is a good fit for your goals.

If you choose to participate, the court expects you will follow the Judge's instructions and comply with the treatment/action plan developed with the assistance of your treatment team.

This *Handbook* will detail what is expected of you as a CWC or BIC participant. There is a separate handbook for Veteran Treatment Court. These handbooks review general program information which are applicable to all treatment courts, but be sure to ask about Veteran's Treatment Court if you are a veteran. Please feel free to ask additional questions of our court coordinators, whose contact information is listed on Page 4 of this handbook.

WHAT IS A TREATMENT COURT?

Treatment Courts are a special justice system program modeled after the nationally recognized treatment court model based on the 10 Key Components. Our purposes and goals are consistent with treatment courts throughout the nation. The community-based program was developed by a broad base of community partners to address local needs, relationships, and circumstances. Treatment Courts are given the responsibility to handle cases involving people experiencing chemical dependency and mental illness through community supervision, monitoring and/or treatment programs. These programs include judicial and probation supervision, drug/alcohol counseling, mental health treatment, medication assisted treatment, frequent drug testing, educational opportunities and the effective use of sanctions and incentives.

In a treatment court, the Judge has much more involvement in supervising offenders than just placing an individual on probation with drug/ alcohol or mental health treatment conditions. The goal of the Judge and the team is to guide you towards achieving success in your treatment goals, while also resolving your criminal charges. While your success is our goal, if you are unable to comply with the rules and treatment plan, or you are charged with a new crime, the Judge can revoke your probation agreement and sentence you according to your negotiated agreement.

CWC and BIC PARTICIPANTS MAKE THE FOLLOWING AGREEMENTS:

- **I will obey all laws**
- **I will ask for help when I need it**
- **I will work with the treatment team to achieve my goals**
- **I will do my best to totally abstain from the use of alcohol and/or illegal drugs**
- **I will comply with all orders of the court and my probation officer**
- I will submit to random alcohol and drug testing
- I will attend court sessions and treatment sessions as scheduled
- I will inform all treating physicians I am in treatment
- I will provide treatment providers a copy of any current and valid prescriptions I am taking
- I will take all medications as prescribed
- I will use only prescription medications prescribed for me, not others
- I will not associate with people who use or possess illegal drugs
- I will not be present while drugs or alcohol are being used by others
- I will not possess any weapons or dangerous animals while in the CWC or BIC program
- I will keep the team informed of my current address and phone number at all times will abide by all other rules and regulations

ELIGIBILITY

To be eligible for Treatment Court, a person must have a pending criminal case AND a treatment need which can be addressed in our community, and an acceptable offer of negotiation from the Klamath County District Attorney's Office. The Judge must also consider community safety needs.

EXPECTATIONS OF THE CWC AND BIC TREATMENT COURT JUDGE

The Judge expects that you will:

1. Obey all laws.
2. Complete any and all courses of treatment (which may include treatment for mental health, substance abuse, domestic violence, and medication management, or anything else the court or your probation officer orders).
3. Attend all court appearances.
4. Comply with all orders from the court and your probation officer.
5. Change your life.

COURT APPEARANCES

Behavioral Intervention Court is held every Tuesday at 10:00am am in Judge Adkisson's Courtroom (Room #214) at the Klamath County Courthouse, 316 Main Street, Klamath Falls.

Community Wellness Court is held every Tuesday at 2:00 p.m. in Judge Kersey's Courtroom (Room #210) at the Klamath County Courthouse, 316 Main Street, Klamath Falls.

The Treatment Court Team meets immediately prior to court on Tuesdays at 9:00am to review each participant's progress.

In the early stages of your participation of this program, the Judge will ask you to appear once a week. When the team is satisfied with your commitment to your treatment program, the Judge will allow you to come less frequently. All participants are required to attend court at least once a month, unless otherwise instructed by the Judge or Probation Officer. The expectation of the Judge and team is that everyone will be sober when attending court sessions (i.e., not under the influence of any intoxicant or any controlled substances).

THE TREATMENT COURT TEAM

The Judge will make all decisions about your progress in the program with input from the team. In addition to the Judge, the team consists of the following members:

- Your Attorney
- Klamath County District Attorney's Office
- Treatment Court Coordinator
- Treatment Providers
- Case Manager
- Probation Officer
- Life Skills Counselor
- Recovery Mentor
- Self-Sufficiency Caseworker
- Peer Support
- Local Law Enforcement Representatives

STAFFING: Prior to the court session, the team members familiarize themselves with your progress so we can discuss your progress during your court session. We call this "staffing." If you have information for the team, please provide it to your attorney or providers *before* staffing so the entire team will have the opportunity to understand.

PROGRESS REPORTS: Before your hearing (during "staffing"), the Judge will be given a progress report presented by your probation officer and treatment provider. The progress report will discuss your attendance, participation and cooperation in the treatment program, drug testing results, employment or other requirements that may have been imposed. The Judge may ask questions about your progress, inquire about your medication adherence, and discuss any problems you may be having.

If you are doing well, you will be recognized for your success, and may be rewarded with incentives or with reduced program requirements.

If your progress reports reflect you are not doing well, the Judge will discuss this with you and determine future action, which could include a sanction in order to help you remember your goals in the program. Sanctions can be anything from increased program requirements to jail time. They are discussed in further detail later in this handbook.

LENGTH: Length of treatment is determined on an individual and as needed basis, consistent with NADCP Best Practices and Oregon law. As a general rule, the usual expectation of length in the program is a minimum of 12 months, but it may be longer depending on your needs. For CWC, you will be assessed using ASAM criteria and follow all recommended treatment. For BIC, you will submit to a comprehensive mental health assessment and follow all recommended treatment. The length of treatment will ultimately depend on your level of participation and progress. If it becomes necessary, you may be elevated to a higher level of care, according to your needs.

TREATMENT PROVIDERS and COSTS

You may select the treatment provider of your choice. If you already have an ongoing treatment relationship with a provider, you will be encouraged to continue receiving services with that provider. The participating treatment agencies are listed in the Appendix at the end of this handbook.

Once you've made your choice of provider, you will be held accountable by that provider, and the court will order you to stick with that provider even if you don't agree with their recommendations.

COST OF TREATMENT: All participants are required to apply for Oregon Health Plan to help determine if it will offset some of the cost of treatment. Our team has resources to help you apply.

There are many different treatment agencies in our community, and most accept OHP. If you do not qualify for OHP, or there are other non-covered costs, each agency has their own sliding scale for payment arrangements.

You will need to make payment arrangements with the agency of your choice. These costs are payable to the treatment provider.

There are several treatment providers in the community you may choose from and you may discuss your choice of agency with your evaluator. In some cases, there may be some financial help available to cover treatment costs, so please do not allow cost to prevent you from participating in a treatment court.

DRUG TESTING

You will be required to submit to random drug tests to monitor your abstinence. At times, you may also be required to submit to other recognized drug of abuse monitoring techniques such as sweat patches, mouth swabs, or blood or hair testing. Urinalysis results and/or other test results will be documented and made available to the court. Any positive drug tests can be grounds for sanctions given by the Judge. A refusal, a "no-show" or failure to appear, or providing a dilute urine sample is considered non-compliance.

We want you to show up and provide a sample regardless of expected test result. Why? Because there is a treatment response for use. There is no treatment response for failure to show up, but there will be consequences if you don't.

INCENTIVES AND SANCTIONS

Upon recommendation from the team, you may be rewarded when you succeed and accomplish your goals, no matter how small. On the other hand, you may be held accountable by the team if you stop showing up or disregard the recommendations of your treatment team. These responses are always individualized, which means the team will consider what best suits your needs to help you stay on track or get back on track with your program.

Common incentives are: Seeing your name on the Positive Peer Board, Spinning the Wheel, Recognition by the Court/Judge, Gift Cards, Promotion to the Next Phase, and be presented with Certificates when Phasing Up and at Graduation.

Sanctions will be imposed for program violations which include positive drug tests, failure to keep appointments with treatment or with the probation officer, failure to take all prescribed medications, new criminal activity, failure to comply with probation supervision conditions, and not abiding by the direction of the Judge. Sanctions may include but not limited to: increased reporting to the court and/or probation, community service work, thinking reports, delay of phase movement, electronic home monitoring, and/or jail time.

See Page 14 for information about revocation from the program.

EVALUATION PHASE: ASSESSMENT, TREATMENT PLANNING AND LEGAL ENTRY INTO THE PROGRAM

In this phase, we answer the question whether you have a treatment need which can be addressed by our community resources. It also will give you a picture of what your treatment plan will be *before* you decide to change your plea.

EVALUTION PHASE REQUIREMENTS

- Attend the RANT Screening
- Complete an evaluation with your chosen provider
- Keep in contact with your attorney to discuss your options
 - Your attorney will work with the Klamath County District Attorney's office to reach an agreement about how to resolve your criminal case
- Attend all scheduled court appearances
- Follow all release conditions
- Take accountability to resolve your criminal charges by accepting the state's offer

RANT SCREENING: You will be expected to meet with one of our court coordinators/pretrial release officers to be screened for the program and sign a release of information. This screening is designed to help you, your lawyer, the district attorney, and the Judge decide how your case should be handled, and what services you should receive.

- Your lawyer can be in the interview with you.
- You will not talk about the facts of your case. You will talk about your past and current circumstances, as well as any treatment services you may need. Your honesty is important and critical to delivering a good result in your criminal case.
- You must talk to your lawyer and sign a confidentiality agreement before your screening.

NOTICE: *Information you provide during this screening is considered a part of plea discussions, and therefore cannot be used against you in any civil or criminal proceeding pursuant to ORS 135.435.*

TREATMENT EVALUATION: You will be expected to meet with your chosen treatment provider, who will be responsible for providing and/or referring you to the appropriate level of treatment. This could include group and individual counseling sessions, drug testing, mental health treatment, and referral to self-help support groups and other community resources. After you formally enter the program, you will be expected to participate in these sessions.

You and your counselors will work together to develop a treatment plan to address your individual problems and areas of concern. You will be asked to provide a baseline urine analysis (UA). You will also meet with a case manager whose role is to help you access other health care and social services. This evaluation phase takes two to four weeks to complete during which you will report to court weekly. Your team will attend the weekly court sessions and relay any information to the court regarding your successful participation, behavior, attendance, and appearance, but will also note any missed appointments or meetings.

At the conclusion of the Evaluation Phase, you will have chosen your treatment provider and where you will receive services. You will have a clear understanding of your treatment plan. You will understand and acknowledge the fact that your treatment plan may change according to how your needs change. You will know the number of sessions you'll be required to attend each week, you will know how to provide drug screening samples, and you will be connected with peer support, case managers, and self-help groups.

Each agency has its own requirements, which are required by our court to be consistent with the DSM IV (Diagnostic and Statistical Manual of Mental Disorders Volume Five), American Society of Addiction Medicine (ASAM) placement criteria, and the Oregon Administrative Rules.

CONSULTING WITH YOUR ATTORNEY: Knowing all these things, you will discuss your legal options with your attorney. You and your attorney will appear before the court and advise the Judge whether you wish to continue in the program “plead in” or “opt out” (at which time your criminal case will be returned to your assigned Judge’s court).

PHASE ONE– SHOW UP, DO YOUR BEST, AND DEFINE YOUR GOALS

Phase One helps you define your individual SMART (Specific, Measurable, Achievable, Relevant, and Time-Bound) goals and objectives, with the goal of establishing stability by engaging in treatment and following court and probation recommendations.

PHASE ONE REQUIREMENTS

- **Define short-term personal goals and objectives**
- **Be consistent in your attendance in court and in treatment**
- **Engage in treatment plan by showing up for all groups and individual appointments**
- **Meet with your probation officer, who will help you understand the conditions of your probation**
- **Submit to testing for all controlled substances**
- **Be accountable by showing up regularly and doing your best**
- **Attend Court Hearings as directed by the Judge**

Your treatment provider will help you determine when you have achieved your goals and objectives in this Phase and are ready to advance. Work with your treatment provider and probation officer to submit your phase up application.

PHASE TWO–BUILD YOUR FOUNDATION

Phase Two helps you build a stronger foundation to achieve your long-term goals.

PHASE TWO REQUIREMENTS

- **Do your best to follow your treatment plan – keep showing up for treatment and moving through your program**
- **Build trust and relationships with your team of providers**
- **Housing stability – do you have a safe environment?**
- **Maintain consistent attendance – in court and in treatment**
- **Keep taking accountability for your own success and setbacks**

Your treatment provider will determine when you have achieved your goals and objectives in this Phase and are ready to advance. Work with your treatment provider and probation officer to submit your phase up application.

PHASE THREE – LONG TERM LIFE SKILLS

Phase Three helps you build skills and supports so you can continue your path to personal success.

PHASE THREE REQUIREMENTS

- **Build skills to avoid triggers**
- **Maintain safety in the community**
- **Engaging in safe activities that are healthy for you and your family**
- **Focus on employment or educational goals so you can fly with your own wings**
- **Continue to be accountable to yourself and your goals, including random testing for controlled substances**

Your treatment provider will determine when you have achieved your goals and objectives needed to complete Phase Three. Work with your treatment provider and probation officer to submit your phase up application.

PHASE FOUR – FLY SOLO, with PEER SUPPORT

In Phase Four, you will develop your own supports to help maintain a life of long-term safety and stability, independent of the Treatment Court program.

PHASE FOUR REQUIREMENTS

- **Obtain clinical stability**
- **Develop an aftercare plan with your provider for ongoing recovery and/or mental health support**
- **Identify personal and community-based resources to support your long term recovery**
- **Continue looking towards the future: what are your long-term goals? Are you there yet? Do you have a financial plan? What else do you want to achieve? Build a plan now!**
- **Continue to be accountable to yourself and your goals**

Your treatment provider will determine when you have achieved your goals and objectives needed to complete Phase Three. Work with your treatment provider and probation officer to submit your graduation application.

PHASE FIVE– GRADUATE!

In Phase Five, you will graduate the program and move on with your life! You may still be on probation, so check with your probation officer to be sure. You will be encouraged to participate in our local alumni events and engage in peer support. We will always be rooting for you!

GRADUATION

Upon your successful completion of the treatment program/court requirements, you will graduate and your criminal case will be concluded according to the agreement you made when you legally entered into treatment court.

Graduation from the CWC/BIC Treatment Court Program is an important event in your life. You may invite your loved ones to join you at a special ceremony as the team congratulates you for successfully completing all phases of the Program and achieving your goals.

REVOCATION FROM TREATMENT COURT

Revocation is a last resort. Our team is invested in your success and believes you will succeed if you are committed to doing the work. However, warrants, new arrests, or a violation of any aspect of your treatment plan may result in termination from the Program. Other violations which could result in termination include the following:

- Prolonged failure to appear for court or your treatment sessions
- Altered drug test
- Failure to cooperate with the Court, your treatment program, your case manager, or your Probation Officer
- Missing and/or positive drug tests, after treatment plan adjustments have been made
- Engaging in violent behavior or making threats of violence

Should any of the above occur, your team expects you to maintain contact with your attorney, probation officer, and treatment providers so they can continue to advocate for your continued participation in the program.

CONCLUSION

The goal of the Klamath County Treatment Court Programs is to help you achieve a successful and healthy life.

The Judge and the Treatment Court team are here to guide you toward success, but the final responsibility is yours. We believe in your capacity to be successful and are happy you are here.



"I entered Community Wellness an individual that only knew addiction, and incarceration. By the time I graduated I was an individual fully prepared to succeed in a pro-social life. I have no words to express how grateful I am to the whole Community Wellness Team, I will always consider Community Wellness the foundation to the second half of life"- Ryan

"Thanks to the support of Community Wellness Court and my treatment team, I have been able to maintain my sobriety, get my kids back, and reach goals I never thought possible. I am living proof that the CWC Program works!"- Jesse

"I went through Wellness court, and I want to tell you about it. Maybe my story can help someone else out there. I got out of prison in 2020, and I was determined to stay clean and sober. I was doing great, achieving all my goals, and life was good. But then I made a mistake. I had a glass of wine with dinner one night, and that led to a bottle of hard alcohol. Before I knew it, I was back in county and on my way back to prison. Sitting in that cell, I knew I couldn't keep doing this. I needed to change my life. The Wellness court treatment team gave me that chance. They believed in me and helped me get back on my feet. Now, instead of being locked up, I'm here for my daughters and enjoying my life."-Cylise

"While my addiction was trying to bury me, my treatment team, and Judge Adkisson, was working to help dig me out. The team pulled me up, they helped dust me off and I proved to the world that even from the darkest of depths, one can rise out of the darkness with a little help".- Kyla

APPENDIX

These treatment providers participate in the Treatment Court:

Lutheran Community Services (LCS), 2545 N. Eldorado Blvd., Klamath Falls, OR, 97601
541 883-3471

Klamath Basin Behavioral Health, 2210 N. Eldorado Blvd., Klamath Falls, OR 97601
541 883-1030

Best Care Treatment Services,
Residential - 2555 Main Street, Klamath Falls, OR 97601, 541 883-2795

Transformations Wellness Center,
Residential - 3647 Hwy 39, Klamath Falls, OR 97603, 541 884-5244
Outpatient – 220 Main Street, Klamath Falls, OR 97601, 541-884-5244

Klamath Tribal Health and Family Services,
6000 New Way, Klamath Falls, OR 97601, 541 884-1841

Place2Heal
422 Main Street, Klamath Falls, OR 97601, 541 851-3300



Klamath Circuit Court
Treatment Court
Participant Handbook

Receipt and Review of Participant Handbook

Name: _____

I, _____, acknowledge the receipt of the Klamath County Treatment Court Participant Handbook. By my signature below, I attest I have been provided with a copy of the Participant Handbook and I have reviewed it prior to agreeing to participate in the Treatment Court. Furthermore, if I have any questions or concerns about any of the Treatment Court program rules and my responsibilities, I will reach out to my attorney and/or a Treatment Court Coordinator.

Participant Name

Participant Signature

Date

Treatment Court Coordinator/ Pre-Trial Officer