

RECOVERY COURT

REFERRAL PROCESS

Summary: Recovery Court is an adult drug court program for the high-risk, high-need defendant who has an assessed substance use disorder. Our participants have many types of felony convictions, ranging from wobbler eligible DF4s to other non-violent felonies. Recovery Court utilizes intensive probation supervision and multiple levels of treatment. Screening occurs after plea and prior to sentencing or upon facing revocation of probation. Recovery Court is a sentencing option for the District Court.

Case that does not require PSIR – Defendant IS currently under probation supervision:

- Set case for next available Recovery Court Orientation on the 1st or 3rd Thursday/month in PSDC at 1:30 p.m. Email Vickey Solano when a case has been set.
- Set Sentencing in District Court Division in 4 weeks for receipt of Recovery Court Screen Summary and any other screens ordered by District Court.

Case that requires PSIR – Defendant is NOT under probation supervision:

- Set case for next available Recovery Court Orientation on the 1st or 3rd Thursday/month in PSDC at 1:30 p.m. Email Vickey Solano when a case has been set.
- Set Sentencing in District Court Division in 8 weeks for receipt of Recovery Court Screen Summary, PSIR, and any other screens ordered by District Court.

Data Entry for both: For in-custody defendants, the referring CJA will send C&R to CJC with Division as L-PSDC, cc: Vickey Solano, for next court date. Magistrate Duncan # 42733; For “Event” enter REVA; For “Room” enter PSDC; minute order should state: “Orientation.”

At Sentencing:

- Detailed instructions will be provided on the **Recovery Court Screen Summary**, which will be in the JPOD Division In-box prior to sentencing date.
- Sentence to at least 3 years of probation with completion of Recovery Court as a condition; discretion to probation to request early termination upon successful completion of program; at minimum 48 hours of community service; a 90-day jail sentence that can be suspended by Recovery Court (in custody) or a suspended 90-day jail sentence (on bond).

Data Entry at Sentencing: For in-custody defendants, the referring CJA will send C&R to CJC, cc: Vickey Solano, for next court date. For “Event” enter REVA; minute order should state: “Entry into Recovery Court.” The referring CJA will transfer case (change CCS) to Magistrate Duncan # 42733; enter Tracking Code: 70-Drug Court (Criminal); and enter division code PSDC. *See Recovery Court Screen Summary for further instructions and details on next court date.*

ELIGIBILITY

- **Minimum Criteria:**
 - Defendant must be assessed to have or self-report a substance use disorder.
 - Defendant attributes their criminal activity to substance use.
 - Defendant must reside in 4th Judicial District.
 - Eligible for probation or facing probation revocation.
- **Ineligible Defendants:**
 - Have a DF1, DF2, COV, or Sex Offense.
 - Convicted of a Felony crime involving death.
 - Defendant has already had the opportunity to complete a criminal problem-solving court within the last 5 years (whether successful or unsuccessful).
 - Defendant states no substance use issue and/or is not amicable to treatment.
 - DF3 with a drug net weight quantities of 14 grams or more on the case(s) being screened.

Updated 07/24/23