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Resource Center



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## MENTAL HEALTH COURT DIVERSION PROGRAM

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## PARTICIPANT HANDBOOK

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## **WELCOME**

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This handbook provides general information about the Mental Health Court Diversion program. You are encouraged to share this handbook with your family and friends. As a participant, you are expected to follow the instructions given in court by the Judge, participate in the development of your person-centered plan, and comply with program rules and regulations. The contents of this handbook will explain what is expected of you and provide general program information.

Because of your participation in Mental Health Court Diversion program (MHC) and working together with the team, we hope you will begin to see positive changes in your life. We wish you much success and happiness in your newfound recovery!

### **ELIGIBILITY CRITERIA**

Eligibility Criteria Participation in Mental Health Court is an opportunity, not a right. Potential participants in Mental Health Court must meet personal jurisdiction requirements, and local eligibility rules as adopted by the Durham County Mental Health Court and certified by the North Carolina Judicial Center, and not be deemed ineligible for any reason.

#### **Eligibility**

To be considered for entry into the Durham County Mental Health Court Diversion Program, the individual must:

- Have a qualifying Mental Health Diagnosis
- Have a pending criminal charge or pending probation violation in Durham County, NC
- Have a link between his/her mental health and the pending case
- Agree to pursue mental health treatment before they can be accepted into the Mental Health Court
- Agree to participate fully in mental health treatment, work toward treatment goals, refrain for illegal activity, meet conditions of probation (when applicable) and attend court sessions as scheduled.

#### **Non-Discrimination**

The Durham County Mental Health Court will not discriminate based on race, religion, gender, ethnicity, age, or disability.

#### **Mental Health Court Supervision**

As a Mental Health Court participant, you will be required to appear in Mental Health Court monthly as outlined in your person-centered plan. The judge will be given a progress report prepared by the Mental Health Court Coordinator regarding your drug test results, payment of fees, attendance, participation, and progress toward the goals in your person-centered plan. The Judge, or the Mental Health Court Team members, may ask you questions about your progress and discuss any specific problems you have been experiencing. If you are doing well, you will be encouraged to continue with the program and work with the Mental Health Court Team toward success. If you are not doing well, the Judge will address your non-compliance with you and the Mental Health Court team to determine further action. The goal of the Mental Health Court program is to help you achieve stability and management over your mental illness including full compliance with all terms and conditions, and abstinence from all illicit drugs or substances.

## **Mental Health Court Supervision (continued)**

The Judge may change the conditions of your person-centered plan-based progress and/or lack of progress in the program.

**Failure to appear in court on the date and time you are scheduled will result in a warrant being issued for your arrest and you will be placed in custody.** New criminal charges could result in termination from Mental Health Court and a return to the originating court for sanctioning. Other violations that could result in termination include failing drug screens, failing to cooperate with the person-centered plan or participation agreement, and directing violence or threats of violence at staff or other clients. All decisions regarding termination from the program will be made by the Mental Health Court judge.

**Mental Health Court Program Rule Highlights, Services, and Consequences**  
As a Mental Health Court participant, you will be required to abide by the following rules:

1. I will report as directed. I will keep all appointments for:
  - Court
  - Treatment
  - Case Management
  - Probation, as applicable
  - Classes/Sessions
  - Support Groups
  - All other appointments ordered by the Court and Mental Health Court Team.
2. I will be on time for all scheduled appointments or sessions.
3. I will not leave the State of North Carolina without permission from the Court.
4. I will allow and cooperate with home visits from my Probation Officer, Case Manager, or any other designated Mental Health Court representative, including a law enforcement official acting on behalf of Mental Health Court.
5. I will obey all city, state, and federal laws. If I take part in a criminal act, I may be terminated from participating in Mental Health Court. Should I have any contact with law enforcement I will report it immediately to my attorney, pre-trial staff, probation officer, case manager or mental health court coordinator.
6. I will not use alcohol, illegal drugs, or non-prescribed prescription medication. I will submit to drug testing when instructed.
7. I will submit documentation of all prescription medication. I will use one primary physician for prescribed medication and one pharmacy to fill prescriptions;

## **Mental Health Court Program Rule Highlights, Services, and Consequences (Continued)**

8. I will consult my pre-trial staff, probation officer, case manager and/or mental health court coordinator before I make any changes in address, phone number, or employment. It is my responsibility to notify the Court if my employment or contact information changes.
9. I will not own or carry weapons of any kind. I will not threaten to commit any acts of violence.
10. I will follow any rehabilitative, educational, vocational, medical, psychiatric, or substance use treatment program assigned by the Court and Mental Health Court Team.
11. I will sign all authorizations for release of information needed by the Mental Health Court.
12. I understand that immediate action may be taken before staffing if I:
  - Fail to keep an appointment ordered by the Court (unexcused absence)
  - Fail to comply with instructions from treatment providers or Mental Health Court Team members.
  - Test positive for alcohol or any non-prescribed drug
  - Violate the participation agreement, court orders, or engage in criminal activity

### **Court Fines/ Fees**

There are occasions when an individual who is referred to Mental Health Court also has court restitution as part of the agreement. It is expected that court restitution will be paid off in order to successfully complete and graduate from Mental Health Court.

### **BENEFITS OF PARTICIPATION**

What is in it for you? The Mental Health Court Diversion Program offers you mental health treatment and the chance to have charges dismissed as opposed to going through the adjudication process. It offers you the chance to move forward in life. It is an opportunity to gain knowledge of your mental illness and how to manage your symptoms. You will develop new coping skills and have access to services that will increase your ability to improve your life. Services, such as mental health treatment, substance use treatment, individual counseling, group counseling, employment assistance, training, health care, collaboration with Social Services if needed, assistance with obtaining benefits if needed, access to GED or other educational resources, life skills development, detoxification if needed, and safe secure housing.

Other benefits:

- ❖ **Improved Mental and Physical Health**
- ❖ **Prosocial Community Activities**
- ❖ **Sobriety**
- ❖ **Suitable Employment**
- ❖ **Productive Member of Society**

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## **PROGRAM OVERVIEW**

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The Mental Health Court Diversion Program, also known as Mental Health Court (MHC), is a treatment program for non-violent offenders with charges relating to symptoms of their Mental Illness and/or Co-occurring Disorders such as Substance Use. MHC is a partnership between Court Personnel, Criminal Justice Resource Center, Treatment Providers, other community resources, and YOU!

The length of the program is at minimum 6 months, as a condition of you avoiding the adjudication process and is supervised by the Court. There are several components to the program: Treatment, Case Management, Court Appearances, Random Drug Screening, and pro-social activities such as Narcotics/Alcoholics Anonymous and Individual/Group Sessions. The program also has consequences, incentives, and recovery celebrations. All will be explained in the following pages.

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## **COMPONENTS OF MENTAL HEALTH COURT DIVERSION PROGRAM**

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### **Treatment**

Treatment is an essential component of the Mental Health Court Diversion Program. The primary treatment provider for the Mental Health Court Diversion Program is the Criminal Justice Resource Center; however, based on your clinical needs, and personal circumstances the Mental Health Court Diversion Program Team may refer you to another approved community based mental health provider for services.

During your treatment, you will learn about symptoms of mental illness and the disease of addiction and recovery. You will work with your counselor to manage symptoms, develop coping skills, identify the underlying causes of your addiction and learn how to strengthen your capacity to live drug and alcohol free. The Mental Health Court Diversion Program will conduct a comprehensive clinical assessment to determine your treatment needs, establish with your input a person-centered plan, and monitor your progress in treatment via attendance, participation, and drug screen results. You will have the opportunity to meet in individual sessions and to share confidentially with the Mental Health Court Coordinator. Information is only shared with the Mental Health Court Diversion Program Team Members to support your recovery.

### **Case Management**

Case Management services are important for your success in the program. You will meet with the Mental Health Court Coordinator and Case Manager Assistant relative to your needs, concerns, progress, and to monitor your overall program compliance. The Mental Health Coordinator will also communicate with the other Team Members regarding your participation and progress. The Mental Health Court Coordinator and Case Manager Assistant will assist you with identifying your needs, finding ways to meet those needs and following up to make sure that you are receiving what you need such as food, clothing, transportation, housing, treatment and etc. The Case Manager Assistant may meet with you more frequently based on specific needs. Clinical staffing may also be scheduled periodically to address specific concerns.

## DRUG SCREENING PROTOCOL FOR CO-OCCURRING DISORDERS

You will be required to submit urine samples to verify that you have not used any drugs. ETG (Ethyl Glucuronide) test will be used to verify no alcohol use. Random drugs screens help the



Mental Health Court Diversion Program Team monitor your recovery as you move towards a drug free life. You will be tested on a regular basis. Any member of the MHC team may give the test at any time. Some will be scheduled, and some will be random. Your test results will be accessible to the Mental Health Court Diversion Program Team and will be included in your progress reports. Here is what you must understand about drug testing policy and how the Mental Health Court Diversion Program will use its results:

1. Monitored abstinence is a key expectation of the Mental Health Court Diversion Program. You must provide testable urine for analysis. This means samples must NOT be diluted, altered or not your own. Urine will also be tested to determine if it is diluted or altered. You will receive consequences for using adulterants substances or attempting to dilute samples that are designed to avoid detection by standard drug test.
2. Upon entry into the restroom, you will be asked to place all personal items including backpacks, purses, bulky jackets or any other bags on the hooks provided on the wall outside of the stall.
3. All urine drug screens will be conducted in the large handicap stall of either the women's or men's restrooms respectively.
4. All urine drug screens will be observed by a staff member of the same gender. Clients will never be allowed to submit a urine drug screen that was not physically observed.
5. **For Male Observation**, a male staff member will stand to the left of the toilet, not more than three feet from the shelf provided, with their back against the adjoining stall wall. This will allow staff to stand beside not behind the client in order to properly observe the urine leaving the body and entering the specimen cup provided.
6. **For Female Observation**, a female staff member will stand directly in front of the toilet, not more than three feet from the end of the handicap railing. This will allow staff to look directly at the client while in the seated position.
7. Once you have rendered the specimen, you should place the cup on the shelf provided until they are able to flush and return their clothing to the normal position. You should transport the specimen from the bathroom to the shelf outside the women's restroom for testing.
8. You should never be left alone in the restroom with the ~~specimen~~. Staff should never transport the specimen outside of the restroom for testing while leaving you in the restroom.

## **DRUG SCREENING PROTOCOL FOR CO-OCCURRING DISORDERS (continued)**

9. If you are unable to render a specimen when requested, staff should instruct you that you have (2) hours to render the specimen or it will be counted as a positive drug screen. The client cannot leave the building during the **2-hour period**. The client should wait in the assigned area during this **2-hour period**.
10. If staff feels that a specimen has been tampered with or is not an original specimen, staff should notify you immediately. Staff should also notify the primary staff person if it is not their participant. The options are (1) allow the participant to render another specimen, (2) contact security to search the participant to see if there is evidence of tampering; or (3) inform the participant that the tampering or falsifying results is an automatic positive and end the testing process.
11. You have the right to contest the results of a Urine Drug Screen (UDS). You must contest the urine drug screen results at the time of the test. You will be required to sign a statement indicating that you are contesting the urine drug screen results and staff will follow the proper chain of custody to have specimen sent to the lab for confirmation testing. You will be charged the cost of the confirmation test if a positive result is confirmed. **You will be required to pay the cost of the confirmed test before graduating from the Mental Health Court Diversion Program.**

## **COMMUNITY SUPPORT MEETINGS**

Support during this process of recovery is important. The first 90 days tend to be the most challenging time for staying sober. You are expected to attend 3 community support meetings or other pro-social activities as assigned per week. You will need to have the chairperson or group leader of the meeting sign your meeting sheet form at each meeting you attend. **These forms and all others are due to your Mental Health Court Coordinator/Case Manager Assistant by 5:00pm on the Wednesday each week. Failure to submit signed meeting sheets and/or forging meeting sheets will be considered non-compliance and will result in consequences. If you have not completed all the requirements still submit what you have completed by the indicated time.**

## **CONFIDENTIALITY**

Participants will need to sign releases of information for their treatment providers to be able to share information with the Mental Health Court Team to monitor participation and receive participant updates.

## **COURT ATTENDANCE**

While in the Mental Health Court Diversion Program, you are required to be present in court at the call of the calendar. The Mental Health Court Diversion Program Judge will encourage you if you are doing well and will discuss consequences with you if you are not. Typically, you will appear before the same Judge and in the same courtroom each time. Occasionally another Judge may preside over the court when the assigned Judge is absent. Mental Health Court sessions are like any other court session in that you must conduct yourself in a respectful and professional manner, however it is unlike other court sessions because you are given an opportunity to freely



Speak with the Judge and other members of the team in a less formal manner. Only team members are allowed in the court room while your case is being discussed. Children are NOT allowed to attend Mental Health Court.

### **Court Reminder**

**Durham County offers a Court Reminder service. Court Reminder provides courtesy notifications only and not legal notices.** Subscribers are responsible for appearing in court on the scheduled date if they are required to do so, regardless of whether they have received any email or text notifications. Durham County and the email, phone and mobile carriers are not liable for delayed, misdirected or undelivered messages. Text messages rates may apply.

To enroll you can visit [courtreminders.dconc.gov](http://courtreminders.dconc.gov) from a computer or smartphone and search by name, DOB, and case number. After locating the case, reminders can be signed up through an automated phone call, text message, and Email. Three days before the scheduled court appearance and the day before, a reminder is sent by the selected method(s).

### **Individual and Group Therapy Sessions**

Individual and/or Group therapy sessions will be provided as outlined in Mental Health Court Diversion Program Participant Agreement.

**Individual Therapy** offers one-on-one attention that is given by the therapist that allows thorough understanding of the specific problems of the participant while developing an individualized approach to helping the participant. The pace of the sessions can be tailored to the specific participant. Individual therapy allows for the development of self-awareness and communication skills by discussing issues and getting feedback from the therapist. The participant can arrange a time for therapy sessions that is most conducive to their schedule.

**Group Therapy** offers the opportunity to both receive support from others and to give support to others. It allows individuals to develop self-awareness by listening to others with similar issues. Group therapy assures participants that they are not alone and that other individuals share similar problems and struggles. It helps to develop communication skills, socialization skills, allows participants to learn how to express their issues and accept criticism from others. Evidenced Based programs are used such as Illness Management and Recovery and Seeking Safety.



### **CONSEQUENCES**

Consequences are imposed for all non-compliant behaviors and are applied based on the Consequence Guidelines. **Please see Consequence Guide at the end of this Handbook.** You are subject to consequences and incentives while in the Mental Health Court Diversion Program, including aftercare and pending recovery celebration. The Judge and/or the Mental Health Court Team does have the right to deviate from the grid.

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## **PROGRAM RULES**

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Program rules are in place to help ensure that your experience in Mental Health Court Diversion Program is successful. It is our hope that we will be able to work together in your recovery. The following are the main rules:

### **1. Remain Drug and Alcohol Free**

You are not to use, possess, or control any illegal drugs or paraphernalia. Information regarding prescription medications must be provided to the Mental Health Court Coordinator and/or Case Manager Assistant. Consultation with your medical professional may occur based on the type or quantity of medication prescribed. Drug Screens will be conducted to show your progress and to help you stay clean and sober.

### **2. Attend all meetings and court sessions**

Appointments are scheduled for you that are relevant to your needs. Therefore, it is important that you are on time and keep all appointments. This includes any appointments requested by your Case Manager Assistant, Treatment Provider, or Mental Health Court Coordinator. It also includes Community Support meetings. If you cannot keep an appointment, you must call to reschedule 24hrs in advance. Failure to do so may be considered unexcused and may result in consequences. Court sessions are required for all Mental Health Court Diversion Program participants. You must arrive on time and remain until dismissed. If you miss a court session, consequences will be provided by the Judge.

### **3. Dress in appropriate attire**

Always dress appropriately. This applies to court sessions, office visits, and treatment groups. At all times, feel free to discuss what is appropriate with the Mental Health Court Coordinator and/or the Case Manager Assistant. You can receive consequences if you fail to dress in the proper attire. CJRC may be able to provide some assistance with clothing through our clothing closet.

#### **It is important that you dress appropriately for court and office visits.**

- ❖ No tank tops, halter-tops, crop tops, muscle shirts, and/or pajamas. Do not wear clothing with obscene words or pictures (including drugs, alcohol or drug paraphernalia).
- ❖ No hats, caps nor bandanas
- ❖ No gang attire
- ❖ No shorts or skirts above the knee
- ❖ No tight fitting clothing

### **4. Obey all Laws**

You are not to commit any new crimes while in MHC. Committing new crimes is a direct violation of your Mental Health Court Diversion Program Participant Deferral Agreement and could result in your termination from MHC. You are required to report all new criminal charges including traffic offenses as soon as possible.

### **5. Be Honest**

Honesty is an important part of recovery. The Mental Health Court Diversion Program Team rewards you for your honesty even in your most trying times. It is important that you report any use of alcohol or drugs to the Case Manager Assistant, Mental Health Court Coordinator and Treatment Provider right away. This includes new prescription medications. Reporting a relapse after you have given a positive drug screen is not considered honest and does not count as a self-report. If you are found being dishonest, your consequences are more severe than if you would have you told the truth.

## MHC TEAM MEMBERS



Every month the Mental Health Court Diversion Program team members meet to discuss your case. These individuals meet prior to the court session to learn about and report on your progress since the previous court session. Team discussions center around what steps should be taken to support you in recovery. Healthy behavior such as maintaining sobriety and reaching goals is celebrated and rewarded. Harmful behavior such as positive drug screens, not following through on treatment and appointments prompts consequences designed to encourage healthy behavior. The Public Defender/Private Attorney represents you, both in .team meetings and in the court proceeding. He/She can answer any questions you have about the court process and will advise you of the legal effects of any part of the process in Mental Health Court.



## TERMINATION

Remember your choices and actions determine your destiny. If you do not follow the rules, the Judge can end your participation based on feedback from the Mental Health Court Diversion Program team. Reasons for termination include, but are not limited to, the following:

- New convictions of any type
- Continued new charges may result in termination before conviction
- Failure to Attend Court (FTA)
- Continued violation of program rules
- Failure/ Refusal to take drug tests
- Failure/ Refusal to cooperate with treatment
- Failure to meet with the Mental Health Court Coordinator or Case Manager Assistant
- Violence or Threats against Mental Health Court Diversion Program staff, other Mental Health Court Participants or individuals involved with your person-centered plan
- Admission by participant or suspicion of drug dealing or unlawful drug or medication exchanges with other



## **RECOVERY CELEBRATION PROVISION**

If a participant has met all requirements of Mental Health Court Diversion Program and he/she is in full compliance with court participation, and the participant does not have any pending charges, then the participant may graduate. Alternatively, the participant may opt to remain in Mental Health Court Diversion Program until the next group graduation if they desire.

### **In order to Graduate you must meet all of the Graduation Criteria listed below:**

- Compliant with Treatment and Completed Terms of the Treatment Plan from Mental Health Diversion Program and Current Mental Health Provider
- 90+ days Drug & Alcohol Free or abstinence from drugs and alcohol.
- Compliant with Community Support Meeting Attendance (when applicable)
- No Pending Charges
- Payment of all financial obligations due and owed during program participation
- A stable and approved living environment
- No Refused Drug Screens
- 60 or more Days Consequence Free

At completion of Mental Health Court Diversion Program, there will be a recovery celebration ceremony. It is during this time that family and friends are invited to attend the court session. Each graduate will be recognized for their achievements and will be given a gift of their choice within a specific price range.



### **Aftercare**

Aftercare will be provided for up to 3 (three months) post discharge. You and the Mental Health Court Coordinator will develop a plan that will address obstacles that you may face. Assistance will include help with:

- Staying Connected with Community Mental Health Provider
- Meeting Locations and Times
- Counseling Schedule
- School or Work Schedule, and Learning how to fit either or both into your life
- Medication Schedule and Administering Medication
- Pro-Social Community Activities

STATE OF NORTH CAROLINA  
COUNTY OF DURHAM

IN THE GENERAL COURT OF JUSTICE  
DISTRICT COURT DIVISION  
FILE NO.:

STATE OF NORTH CAROLINA

V.

\_\_\_\_\_

CHARGE: \_\_\_\_\_

### **DEFERRAL AGREEMENT**

The prosecution of this matter shall be deferred pursuant to this written agreement until \_\_\_\_\_ for the purpose of allowing the defendant to demonstrate his/her good conduct and willingness to seek appropriate treatment. An initial status hearing shall be held on \_\_\_\_ to monitor his/her progress and determine the next status hearing date.

The prosecutor and your lawyer have informed the Court that these are all the terms and conditions of your Deferral Agreement.

Defendant agrees to cooperate fully with everyone involved in the program and to abide by the following conditions:

1. Defendant shall comply with all recommended treatment.
2. Defendant shall sign a Consent to Release Personal and Medical Information.
3. Defendant shall participate in Deferral Agreement for a minimum time period of \_\_\_\_\_.
4. Defendant shall take any medications prescribed by a treating physician.
5. Defendant shall appear in Durham County District Court on any review/compliance date scheduled for this agreement.
6. Defendant shall stay away and not go on or about \_\_\_\_\_.
7. Defendant also agrees to the following: \_\_\_\_\_.
8. Defendant shall pay the costs of court.
9. Defendant understands the time period for participation in this Deferral Agreement may be extended by the court for the following reasons:
  - If there are periods of non-compliance with treatment;
  - If there are periods of in-patient treatment;
  - If the treatment provider recommends that, in the best interest of the participant, continued court monitoring will increase compliance with treatment and enhance the participants stability;
  - If the defendant obtains new charges.

## Legal Resource



Your charge **MAY** be eligible for expungement through the DEAR Program. The DEAR Program, located inside the Durham County Courthouse at 510 S. Dillard St., Suite 6400, will now have walk-in hours Monday through Friday from 9:30 a.m. to 3 p.m. to provide free expunction and driver's license restoration legal services to Durham residents who cannot afford private attorneys. *The DEAR program is free.*

Visit the DEAR office to complete an intake process during our office hours: **Monday - Friday, 9:30am to 3:00pm.**

### Located at:

The Durham County Courthouse  
510 S Dillard St., Suite 6400, 6th Floor  
Durham, NC 27701  
(follow signs for Drug Court Admin.)

### FOR EXPUNGEMENT

In general, you may be eligible if any of the following are true:

- You have dismissed or not guilty charges AND no felony convictions
- You have one nonviolent felony conviction and at least 10 years have passed without other convictions and you have no previous expunctions.
- You have one nonviolent misdemeanor conviction and at least 5 years have passed without other convictions and you have no previous expunctions.
- You have a nonviolent felony conviction that occurred before you turned 18 and at least 4 years have passed without other convictions, and you have no prior expunction.
- You have a misdemeanor drug conviction that occurred before you turned 22 and at least 12 months have passed, you have no other conviction and no prior expunction.
- You had one gang-related felony conviction or a misdemeanor conviction before the age of 18, two years have passed, and you have had no additional convictions other than traffic offenses.

### FOR DRIVER LICENSE RESTORATION

In general, you may be eligible if all of the following are true:

- Your charges must be OLDER than 12 months.
- Your charges must be in DURHAM County OR you must be a Durham resident
- Your charges CANNOT involve DWIs or be DWI-related.

### FOR CERTIFICATES OF RELIEF

- You have three or fewer Class H or I felony convictions or any misdemeanor convictions.
- You have no other convictions for a felony or misdemeanor other than for traffic violations.
- You are not in violation of any criminal sentence, or violation is justified, excused, involuntary, or insubstantial.
- You have no pending criminal charges.
- It has been at least 12 months since the completion of your sentence

### Mental Health Court Diversion Program Consequences

Requirements	1 <sup>st</sup> Non-Compliance	2 <sup>nd</sup> Non-Compliance	3 <sup>rd</sup> Non-Compliance	4 <sup>th</sup> Non-Compliance	5 <sup>th</sup> Non-Compliance
<b>Missed Court Session</b>	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge
<b>Missed MH Appointments</b>	Meet with MHCC to discuss and develop a written schedule	Meet with MHCCM to review schedule develop with MHCC.	Meet with Treatment Team to discuss missed appointment, develop a plan to address and written assignment.	Meet with MHCC 2 times per week	Meet with MHCC 2 times per week and MHCCM 1 time per week
<b>Failure to Complete Essay</b>	Meet with MHCC to discuss failure to complete and re-review MHCDP rules.	Meet with MHCC to discuss failure to complete Essay and complete Essay in office.	Meet with MHCC to discuss failure to complete Essay, complete Essay in office and re-review MHCDP rules.	Meet with MHCCM 1 time per week	Meet with MHCC 1 time per week and meet with MHCCM 1 time per week.
<b>Missed Meeting with Case Manager</b>	Meet with MHCC to discuss missed meeting and re- review MHCDP rules.	Meet with MHCCM to discuss and develop a written schedule as a reminder and/or to post.	Meet with Treatment Team to discuss missed meeting, develop a plan, written assignment and letter of apology.	Meet with MHCCM same time and day one time per week.	Meet with MHCCM 1 time per week same time and day and MHCC 1 time per week same time and day.
<b>Forged Documentation</b>	Meet with MHCC to discuss forged documentation and re-review MHCDP rules.	Meet with Treatment Team to discuss forged documents, develop a plan and a letter of apology.	Meet with Treatment Team to discuss what worked, what did not work, develop a plan, written assignment and letter of apology.	Meet with MHCCM 2 times a week, complete written assignments.	Meet with MHCCM 2 times a week and Meet with MHCCM 1 time per week.
<b>Inappropriate Behavior Towards all Associated with MHC</b>	Meet with MHCC to discuss inappropriate behavior, re-review MHCDP rules and letter of apology.	Meet with Treatment Team to discuss behavior, develop a plan, written assignment and letter of apology.	Meet with Treatment Team to discuss behaviors towards all associated with MHC, develop a plan, written assignment and letter of apology.	Review for Termination	Review for Termination
<b>Inappropriate Court Attire</b>	Meet with MHCC to discuss failure to complete, re- review MHCDP rules and letter of apology.	Meet with MHCC to review written material of what to wear to court and letter of apology.	Meet with MHC the day prior to court to access CJRC Clothing closing at 1:00 pm on the day of court and letter of apology.	Meet with MHCCM to access CJRC Clothing closing at 1:00 pm on the day of court.	Meet with MHCCM to access CJRC Clothing closing at 1:00 pm on the day of court.
<b>Un-Successfully Discharged from Supportive Housing</b>	Meet with MHCC and supportive housing staff to discuss and re- review MHCDP rules and Supportive Housing Rules.	Meet with Treatment Team and Supportive Housing provider to discuss and develop a plan.	Treatment Team Meeting scheduled and meet with MHCC 2x per week.	Discretion of Supportive Housing Provider	Discretion of Supportive Housing Provider
<b>Late for Court or Leaving without Prior Permission</b>	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge

**\*\* The Mental Health Court Team Reserves the Right to Deviate from this Grid when Deemed Appropriate\*\***

## Mental Health Court Diversion Program Consequences for Co-Occurring Substance Use Disorder

<b>Requirements</b>	<b>1<sup>st</sup> Non-Compliance</b>	<b>2<sup>nd</sup> Non-Compliance</b>	<b>3<sup>rd</sup> Non-Compliance</b>	<b>4<sup>th</sup> Non-Compliance</b>	<b>5<sup>th</sup> Non-Compliance</b>
<b>Missed Court Session</b>	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge	Discretion of the Judge
<b>Missed Urine Drug Screen (UDS)</b>	Meet with MHCC to discuss missed UDS and re- review MHCDP rules.	Meet with MHCC and complete letter of apology in office.	Meet MHCC to discuss missed UDS, develop a plan, written assignment and letter of apology	Meet with Treatment Team to discuss missed UDS, develop a plan, written assignment and letter of apology	Meet with Treatment Team to discuss what worked and did not work, develop a plan, written assignment and letter of apology
<b>Positive and/or Refused Urine Drug Screen (UDS)</b>	Meet with MHCC to discuss missed Positive and/or refused UDS and re- review MHCDP rules.	Meet with Treatment Team to develop a plan to address positive and/or refused UDS. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCCM 1 time per week and Meet with MHCC 2 times per week.	Meet with Treatment Team to discuss what worked and did not work, develop a plan, written assignment and letter of apology. Meet with MHCCM 2 times per week and Meet with MHCC 2 times per week.
<b>Tampering Urine Drug Screen (UDS)</b>	Meet with MHCC to discuss tampering UDS and re- review MHCDP rules.	Meet with Treatment Team to develop a plan to address tampering with UDS. Meet with MHCCM 1 time per week.	Meet with Treatment Team to discuss tampering with UDS, develop a plan, written assignment and letter of apology. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCCM 1 time per week and Meet with MHCC 2 times per week.	Meet with Treatment Team to what worked and did not work, develop a plan, written assignment and letter of apology. Meet with MHCCM 2 times per week and Meet with MHCC 2 times per week.
<b>Self-Report 24 Hours Prior Urine Drug Screen (UDS)</b>	Meet with MHCC to discuss self-report and re- review MHCDP rules.	Meet with Treatment Team to develop a plan to address self-report. Meet with MHCC 1 time per week	Meet with Treatment Team to discuss self-report, develop a plan, written assignment and letter of apology. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCCM 1 time per week and Meet with MHCC 2 times per week.	Meet with Treatment Team to discuss what worked and did not work, develop a plan, written assignment and letter of apology. Meet with MHCCM 2 times per week and Meet with MHCC 2 times per week.
<b>Unexcused or Missed Treatment Session</b>	Meet with MHCC to discuss unexcused or missed treatment session and re- review MHCDP rules.	Meet with Treatment Team to develop a plan to address unexcused or missed treatment session Meet with MHCCM 1 time per week.	Meet with Treatment Team to discuss unexcused or missed meeting, develop a plan, written assignment and letter of apology. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCCM 1 time per week and Meet with MHCC 2 times per week.	Meet with Treatment Team to discuss what worked and did not work, develop a plan, written assignment and letter of apology. Meet with MHCCM 2 times per week and Meet with MHCC 2 times per week.
<b>Missed Community Support Meetings</b>	Meet with MHCC to discuss missed Community Support Meetings and re- review MHCDP rules.	Meet with Treatment Team to develop a plan to address missed Community Support Meetings and re- review MHCDP rules. Meet with MHCCM 1 time per week.	Meet with Treatment Team to discuss missed Community Support Meeting, develop a plan, written assignment and letter of apology. Meet with MHCC 1 time per week.	Meet with Treatment Team to discuss positive/refused UDS, develop a plan, written assignment and letter of apology. Meet with MHCCM 1 time per week and Meet with MHCC 2 times per week.	Meet with Treatment Team to discuss what worked and did not work, develop a plan, written assignment and letter of apology. Meet with MHCCM 2 times per week and Meet with MHCC 2 times per week.

**\*\* The Mental Health Court Team Reserves the Right to Deviate from this Grid when Deemed Appropriate\*\***

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# CRISIS CONTACT INFORMATION

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## Alternatives to the Emergency Department

If you are experiencing a behavioral health issue, there are alternatives to seeking treatment in a Duke or Duke Regional Hospital Emergency Department:

Call your Behavioral Healthcare Provider \_\_\_\_\_.

### **Alliance Health Crisis Response 24-Hour Crisis Hotline:(800) 510-9132**

Alliance Health Crisis Response 24-hour, confidential crisis line for mental health and substance crisis, victims of domestic and sexual violence. Short-term emergency shelter, hospital and court accompaniment, legal clinics with local attorneys, support groups, counseling, and referrals for job training, housing, childcare and other community services.

### **Mobile Crisis Services: Can be accessed by calling (800)510-9137; Relay 711 or (800)735-2962**

Mobile Crisis provides integrated, short-term crisis response, stabilization and intervention for adults and children experiencing a mental health or chemical dependency crisis. The Team goes where the person is at, and the services are confidential and non-judgmental.

### **Crisis and Assessment Centers:**

**RI International-Durham Address:** 309 Crutchfield Street, Durham, NC 27704 **Telephone:** 919-560-7305 Recovery Innovation focus is on recovery orientation, trauma-informed care, significant use of peer staff, a commitment to Zero Suicide/Suicide Safer Care, strong commitments for consumers and staff, and collaboration with law enforcement and first responders. Peer-operated “Living Room” programs ensure that participants are paired with a team of Peer Support Specialists in recovery.

### **Carolina Outreach Behavioral Health Urgent Care**

**Address:** 2670 Durham-Chapel Hill Blvd, Durham, NC 27707 **Telephone:** (919) 251-9009

Provide services such as safety assessments, emergency medication refills, and crisis counseling to those ages 4 and up in Durham, Wake, Cumberland, or Johnston counties who have Alliance Medicaid or who are uninsured and meet certain income criteria. Those with private insurance can pay an out-of-pocket fee to access our services. Services are provided on a walk-in basis – no referral or appointment needed.

### **HopeLine Suicide Prevention Hotline: (919)231-4525**

**Durham Crisis and Response Address:** 206 N Dillard St, Durham, NC 27701 **Telephone:** (919) 403-6562 Durham Crisis Response provides shelter and support services for those in need of help in the aftermath of domestic, sexual and family violence and human trafficking.

**Veterans or family members can call 1(800) 273-8255 and press 1.** To receive confidential support 24 hours a day, a text can be sent to message to 838255.

## MENTAL HEALTH COURT TEAM

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Contact Information

**HONORABLE DORETTA WALKER**

*Presiding Mental Health Court Diversion Program Judge*

Michael Wilcox	Assistant District Attorney	919-808-3010
Delaney Garrett	Assistant Public Defender	919-808-3023
C. Renee Shaw	Clinical Counselor	919-560-0556 919-328-0562
Nancy Lloyd	Case Manager Assistant	919-560-7591 919-314-7833
Gudrun Parmer	Director Criminal Justice Resource Center	919-560-0500



“Your Illness Does Not Define You. Your Strength and Courage Does”  
Unknown

Client Name:		DOB:
Record Number:		



Criminal Justice  
Resource Center

326 Main Street  
Durham, NC 27701  
Office (919) 560-0556  
Fax (919)-560-0504

***Mental Health Diversion Program and CJRC Handbook***

I, \_\_\_\_\_, have signed my Signature below to confirm:  
Please Print Name

I have received of The Notice of Privacy Practices as required under the Health Insurance Portability and Accountability Act (HIPPA).

I have received the **Criminal Justice Resource Center Handbook** and that the contents have been explained to me. My signature also confirms that I agree to comply with the policies outlined in this handbook.

I have received the **Mental Health Diversion Program Handbook** and that the contents have been explained to me. My signature also confirms that I agree to comply with the policies outlined in this handbook.

I acknowledge and understand the PREA educational materials and was afforded an opportunity to ask questions.

Client Signature/ Date: \_\_\_\_\_

Staff Signature/ Date: \_\_\_\_\_