



Plumas County District Attorneys Prop 47 Diversion Program

The goal of the Plumas County District Attorneys Prop 47 Diversion Program is for participants who were unsuccessful in the Deferred Entry of Judgement Program (PC1000) or other diversion programs to learn to live their lives without alcohol and/or drugs and for them to address all the related problems associated with alcohol/drug use, especially the criminal behavior that hurt them, their family and loved ones, and the community.

While in the Plumas County District Attorneys Prop 47 Diversion Program, the treatment provider/Therapist (Rethink Industries), Alternative Sentencing Program and Case Manager, Plumas Crisis Intervention and Resource Center and/or any other agency working with the participant via referral (the Multidisciplinary Team) will maintain contact with participants and each other. The Plumas County District Attorneys Prop 47 Diversion Program will assist participants in addressing an array of legal, housing, vocational, and treatment needs as individually identified for each participant.

The program will take approximately 6-9 months to complete successfully depending on the participants' progress and engagement. Upon completing the Plumas County District Attorneys Prop 47 Diversion Program participants will be eligible to graduate and may have their case dismissed and probation terminated.

Criminal Eligibility: Decisions will be made on a case-by-case basis with an emphasis on addiction-driven crimes.

Legal criteria for entry into the Plumas County District Attorneys Prop 47 Diversion Program will be approved by the Plumas County District Attorney's Office. Prosecutors will examine the offender's criminal history and the instant offense report, and may solicit additional information as needed from local law enforcement agencies and community supervision officers regarding the offender's proclivity toward criminal/drug related activity, such as violent offenses and prior offenses.

Legal Criteria

Legal or offense criteria that qualify offenders for Plumas County District Attorneys Prop 47 Diversion Program are as follows:

- Must be at least 18 years of age;
- Must reside in Plumas County.
- Should not have holds or warrants from other jurisdictions or have other pending cases, although these offenders may be considered for placement in the program on a case by case basis;

- Must be physically and mentally capable of participating in the program and meeting its requirements. This requirement will not preclude participation by most dually-diagnosed offenders; rather, those conditions will be accommodated as long as the participant can participate in program requirements; and,
- Been arrested and/or convicted of the following:
 - **“Diversion” and PC1210 failures (e.g. deferred entry of judgment failures): allowable**
 - **Have been arrested for violations of Health and Safety (H & S) Code §11350, §11364, §11365, §11377 or §11550**
 - **Have been arrested for violations of §647(f) of the Penal Code (PC)**
 - **Have been arrested for violations of theft-related offenses as follows:**
 - ◆ **§ 484/666 PC, provided that the priors are misdemeanors and do not exceed two prior offenses**
 - ◆ **Other drug-related theft/fraud cases, including but not limited to violation of PC §496, §470 or §484, where the criminal history is insignificant and/or non-violent.**
 - **Have qualified for a Court-ordered diversion program under Penal Code §1000 but have failed to comply, will be considered on a case by case basis with the approval of the sentencing judge.**

Legal or offense criteria that disqualify offenders from placement in Plumas County District Attorneys Prop 47 Diversion Program:

- Violent offenders. Violent offenders are defined as individuals who are (1) charged with or convicted of an offense during the course of which the person carried, possessed, or used a firearm or another dangerous weapon, there occurred the use of force against the person of another, or there occurred the death of, or serious bodily injury to, any person, without regard to whether any of the circumstances described above is an element of the offense or conduct of which or for which the person is charged or convicted; and/or (2) has one or more prior convictions of a felony crime of violence involving the use or attempted use of force against a person with the intent to cause death or serious bodily harm. In addition, offenders committing sexually-based offenses, whether overtly violent or not will not be considered for entry.
- Offenders with a prior history of stalking or violation of a protective order charge, although exceptions may be made on a case-by-case basis;
- Offenders with a significant history of drug dealing, as determined by prosecutors;
- Offenders whose offenses involved the possession of large amounts of drugs that appear to have been possessed with the intent to deliver;
- Offenders with a history of committing multiple burglaries of a habitation offenses which potentially could have led to the harm of residents;
- Offenders who are considered to have poor potential to complete the program due to contributing factors that make them a high risk to re-offend or relapse, such as proximity to ongoing criminal behavior by family members, or suspected drug trafficking;

Exclusions include

- **Crimes of violence**
- **Sales and manufacturing especially in the area of a school**
- **Sex offenses**

Program Overview

Phase 1 (30 days)

** Entry into the Plumas County District Attorneys Prop 47 Diversion Program requires participants to sign a Release of Information allowing the sharing of information between all parties including the Plumas Superior Court, Plumas County District Attorney, Attorney of Record, Alternative Sentencing, Rethink Industries and any other program or agency identified as needing a referral and the ability to share information.*

Group Counseling Sessions: 1.5 hours per session, 1 session per week until completion.

Groups are facilitated by Rethink Industries substance abuse counselors or a licensed therapist utilizing Dialectical Behavior Therapy (DBT). Dialectical Behavior Therapy (DBT) is a cognitive behavioral treatment that emphasizes individual psychotherapy and group skills training classes to help people learn and use new skills and strategies to develop a life that they experience as worth living. DBT skills include skills for mindfulness, emotion regulation, distress tolerance, and interpersonal effectiveness.

Individual Therapy or Counseling: 50 minutes per session, a minimum of 3 sessions in Phase 1 of the program.

Individual counseling sessions are facilitated by a licensed therapist or Registered Intern and focus on the client's underlying and contributing psychodynamic and psychosocial factors.

Case Management Sessions: One hour per session, on a weekly basis throughout the program.

Case Management sessions are conducted by the Community Care Case Manager and focus on the participant's life management skills assessment and case management plan which include educational, vocational, housing, and other factors related to long-term success. Case management sessions will assist in completing required activities indicated in the case management plan including learning about available ancillary support services that may be utilized after completing the Plumas County District Attorneys Prop 47 Diversion Program.

Treatment Team/Multidisciplinary Team Meeting: Meeting held between days 30-45 to create comprehensive case plan and engage the participant in next phase of the program.

Optional services available to participants:

Medication Assisted Treatment (MAT) - Opioid addicted participants: Monthly appointment with doctor supervising MAT program and taking medication at the prescribed dose and frequency.

Medication-assisted treatment (MAT), including opioid treatment programs (OTPs), combines behavioral therapy and medications to treat substance use disorders.

Phase 2 (5 months)

Group Counseling Sessions: 1.5 hours per session, 1 session per week until completion.

Groups are facilitated by Rethink Industries substance abuse counselors or a licensed therapist utilizing Dialectical Behavior Therapy (DBT). Dialectical Behavior Therapy (DBT) is a cognitive behavioral treatment that emphasizes individual psychotherapy and group skills training classes to help people learn and use new skills and strategies to develop a life that they experience as worth living. DBT skills include skills for mindfulness, emotion regulation, distress tolerance, and interpersonal effectiveness.

OR

Equine Therapy:

Equine Therapy is a form of experiential therapy that involves interactions between patients and horses. Equine Therapy involves activities (such as grooming, feeding, haltering and leading a horse) that are supervised by a mental health professional, often with the support of a horse professional.

The goal of equine therapy is help the participant develop needed skills and attributes, such as accountability, responsibility, self-confidence, problem-solving skills and self-control. Equine therapy also provides an innovative milieu in which the therapy and the participant can identify and address a range of emotional and behavioral challenges.

Individual Therapy or Counseling: 50 minutes per session, minimum of once per month maximum of one session per week. The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Individual counseling sessions are facilitated by a licensed therapist or registered intern and focus on the client's underlying and contributing psychodynamic and psychosocial factors.

Case Management Sessions: One hour per session, on a weekly basis throughout the program.

Case Management sessions are conducted by the Community Care Case Manager and focus on the participant's life management skills assessment and case management plan which include educational, vocational, housing, and other factors related to long-term success. Case management sessions will assist in completing required activities indicated in the case management plan including learning about available ancillary support services that may be utilized after completing the Plumas County District Attorneys Prop 47 Diversion Program. . The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Treatment Team/Multidisciplinary Team Meeting: Meeting held during month 5 to review and modify case plan and create a transition plan for the participant to graduate and/or continue with 3 months of aftercare and services if the participant chooses to engage.

Skills Group: one hour per session, facilitated by a team member weekly. Skills group will work with

participants through interactive journaling on practical life skills that will assist them in making healthy choices. Through guided, self-reflective journaling and facilitated discussions, participants develop a personalized tool kit for positive living.

Community Prosocial Activity: Participation in at least one community prosocial activity per week is required during this phase of the program. The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Prosocial activities help develop personal support systems within the community and will also support recovery following graduation.

Optional services available to participants:

Family, Couples or children Therapy or Counseling: 50 minutes per session.

Family counseling sessions are facilitated by a licensed therapist and focus on the family units underlying and contributing psychodynamic and psychosocial factors.

Medication Assisted Treatment (MAT) - Opioid addicted participants: Monthly appointment with doctor supervising MAT program and taking medication at the prescribed dose and frequency.

Medication-assisted treatment (MAT), including opioid treatment programs (OTPs), combines behavioral therapy and medications to treat substance use disorders.

Individual, Couple or Family Equine Therapy:

Equine Therapy is a form of experiential therapy that involves interactions between patients and horses. Equine Therapy involves activities (such as grooming, feeding, haltering and leading a horse) that are supervised by a mental health professional, often with the support of a horse professional.

The goal of equine therapy is help the participant develop needed skills and attributes, such as accountability, responsibility, self-confidence, problem-solving skills and self-control. Equine therapy also provides an innovative milieu in which the therapy and the participant can identify and address a range of emotional and behavioral challenges.

Optional Aftercare Phase 3 (3 months)

Group Counseling Sessions: 1.5 hours per session, 1 session per week until completion.

Groups are facilitated by Rethink Industries substance abuse counselors or a licensed therapist or registered intern utilizing Dialectical Behavior Therapy (DBT). Dialectical Behavior Therapy (DBT) is a cognitive behavioral treatment that emphasizes individual psychotherapy and group skills training classes to help people learn and use new skills and strategies to develop a life that they experience as worth living. DBT skills include skills for mindfulness, emotion regulation, distress tolerance, and interpersonal effectiveness.

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Equine Therapy:

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The goal of equine therapy is help the participant develop needed skills and attributes, such as accountability, responsibility, self-confidence, problem-solving skills and self-control. Equine therapy also provides an innovative milieu in which the therapy and the participant can identify and address a range of emotional and behavioral challenges.

Individual Therapy or Counseling: 50 minutes per session, minimum of once per month maximum of one session per week. . The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Individual counseling sessions are facilitated by a licensed therapist or registered intern and focus on the client's underlying and contributing psychodynamic and psychosocial factors.

Case Management Sessions: One hour per session, on a weekly basis throughout the program.

Case Management sessions are conducted by the Community Care Case Manager and focus on the participant's life management skills assessment and case management plan which include educational, vocational, housing, and other factors related to long-term success. Case management sessions will assist in completing required activities indicated in the case management plan including learning about available ancillary support services that may be utilized after completing the Plumas County District Attorneys Prop 47 Diversion Program. . The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Treatment Team/Multidisciplinary Team Meeting: Meeting held during month 5 to review and modify case plan and create a transition plan for participant to graduate and/or continue with 3 months of aftercare and services if participant chooses to engage.

Skills Group: one hour per session, facilitated by a team member weekly. Skills group will work with participants through interactive journaling on practical life skills that will assist them in making healthy choices. Through guided, self-reflective journaling and facilitated discussions, participants develop a personalized tool kit for positive living.

Community Prosocial Activity: Participation in at least one community prosocial activity per week is required during this phase of the program. The frequency of these meetings may be increased or decreased at any time based on an individual participant's conduct.

Prosocial activities help develop personal support systems within the community and will also support recovery following graduation.

Optional services available to participants:

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Drug Testing

Drug testing is one of the most important components to program integrity. The tests have to be frequent, random and follow a chain of custody. Plumas County District Attorneys Prop 47 Diversion Program Team uses urine tests to measure a participant's progress in the program, and hold that person accountable to the requirements of the program. The Team utilizes the most current and accurate drug testing methods possible given budget constraints.

Random drug testing may occur at any time members of the Team think it is appropriate. It may also be initiated by law enforcement at any time there is contact.

Positive test results: If a participant admits that the urine will be positive for drugs or alcohol, a confirmation test is not necessary. However, if the participant denies using drugs or alcohol and the test results are positive, a treatment team meeting will be convened with the participant to discuss the use, modifications to treatment and case plan and/or sanctions may be imposed. Modifications to the participants' case plan and possible sanctions may also be recommended for positive tests, diluted samples, tampered samples and being absent from required random tests.

Obtaining Permission to be absent from Family/Group/Individual Counseling Sessions

Anytime a participant wishes to be absent from an appointment or appearance that is a part of his/her Prop 47 Diversion Program, permission must be gained from the appropriate authority. A call to that person must be made with at least 24 hours notice to secure permission to be absent. Such permission will be granted only in the

cases of verified emergency and s/he will be required to make up the missed session or drug testing. The professional receiving this call and granting permission to be absent is expected to log this interaction in case future verification is needed at a later date.

Participants are required to submit to drug/alcohol testing at the time of the request and upon their return. Without that test, permission to travel will not be granted. If the test is positive, no permission to be absent will be granted. Participants are encouraged to make necessary arrangements to secure the required drug test prior to travel by availing themselves of times when they are in the presence of those in a position to do the testing.

Leaving a voicemail message for the team member will NOT satisfy the requirement of obtaining the team member's approval of an absence.

Prescription Medication Requirement

All participants are required to disclose to their health care providers their status as a chemically dependent person pursuing recovery. Prior to being prescribed any controlled substance, all participants need to explore with their physician the availability of a non-narcotic and non-controlled alternative to address their medical needs.

Termination

A participant may be terminated from the Plumas County District Attorneys Prop 47 Diversion Program at any time for non-compliance with program rules including but not limited to:

- Failing to attend counseling or group sessions
- Providing positive drug tests
- Failing to provide urine sample for drug tests
- Tampers with or attempts to tamper with any required drug test

Graduation

A participant will successfully complete the Plumas County District Attorneys Prop 47 Diversion Program if they complete Phase 1 and Phase 2, a six-month program.

A participant may successfully complete the program and continue in Phase 3 without extending any Court mandated requirements.

Upon completing the Plumas County District Attorneys Prop 47 Diversion Program participants will be eligible to graduate and may have their case dismissed and probation terminated.