

**PROBATION DEPARTMENT  
ADULT MANUAL**

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<b>Issue Date:</b>	<b>09/13/2011</b>
<b>Revised:</b>	<b>12/26/19</b>

**Notes and  
References**

**COLLABORATIVE COURTS**

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Santa Barbara County has developed a Collaborative Court system to address the needs of clients who may have mental health issues, substance abuse issues, co-occurring mental health and substance abuse issues, or domestic violence issues. These Courts operate in Santa Barbara and Santa Maria and consist of Judges, District Attorneys, Defense Counsel, Probation and Santa Barbara County Mental Health. A representative from the recovery community and representatives from the treatment programs are also involved; together, the aforementioned parties comprise the Treatment Team.

The Collaborative Courts Core Committee meets quarterly to discuss issues that pertain to the success of the programs countywide. The governing body is the Collaborative Courts Policy Council and it is the decision making entity when it comes to policies, procedures and adhering to state or local requirements. The Core Committee makes recommendations for program or policy changes to the Policy Council which meets twice a year. The Treatment Courts consist of the following:

**I. Substance Abuse Treatment Court (SATC):**

Substance Abuse Treatment Court (SATC) has both a pre-plea conviction program and a post-plea conviction program which consists of individuals charged with a non-violent felony or misdemeanor who have an underlying significant drug problem to which their criminal behavior has been attributed. The Santa Barbara County District Attorney will establish eligibility for SATC prior to screening for suitability. The Treatment Team assists the Judge in determining overall suitability of clients for the program. Pregnant women and intravenous drug users receive priority consideration. Participation is voluntary and participants can opt out at any time. The Treatment Court uses lowest level sanctions, when appropriate, to address drug use and encourage sobriety. (More information about SATC is available in the Drug Court Standards Manual.)

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## Collaborative Courts (continued)

## Notes and References

Following 18 months of treatment (five phases) the participants “graduate” and in most cases the charges are dismissed.

### II. Re-entry Drug Court (RDC) Post Plea (Santa Maria only):

The RDC caseload consists of high risk clients convicted of a non-violent felony offense who have an underlying drug problem to which their criminal behavior may be attributed. The Santa Barbara County District Attorney will establish eligibility for RDC prior to screening for suitability. The Treatment Team assists the Judge in determining overall suitability of clients for the program. The targeted population is in-custody clients who will transition to drug and alcohol treatment and other services at the Probation Report and Resource Center (PRRC). A client must have at least 18 months supervision time remaining in order to successfully complete the program. RDC is a post-plea program and the clients case may be dismissed upon successful completion/ graduation.

### III. Dual Diagnosis Treatment Court (DDX):

Dual Diagnosis Treatment Court (DDX) serves individuals who have mental health issues and substance abuse issues and who have been convicted of a felony or misdemeanor. Cases are screened for acceptance by the Treatment Team who will make recommendations regarding amenability to the Judge before they are accepted into the program. DDX is a post sentence program which is 18 months in length wherein the participants are placed on probation for three to five years. The Treatment Team, meets on a weekly basis for staffing and case resolutions. Most participants go to a local treatment provider for services.

The treatment courts use an array of treatments modalities to address non-complaint behavior including case plan modifications, additional services and/or incarceration

Following 18 months of treatment, the participant “graduates” and in most cases probation is terminated and the charges are dismissed.

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**Collaborative Courts (continued)**

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**IV. Mental Health Treatment Court (MHTC):**

Mental Health Treatment Court (MHTC) consists of individuals convicted of a felony or a misdemeanor and may be dually diagnosed but do not fit in the DDX milieu because they lack significant substance abuse issues. The program is post-conviction and 18 months in duration, although the probation grant is for three to five years. The Treatment Team modality is utilized, whereby cases are staffed prior to court hearings to determine the most appropriate treatment interventions and sanctions, when needed.

Following 18 months of treatment, the participants “graduate” and in most cases probation is terminated and the charges are dismissed.

**V. Domestic Violence Review Court:**

Domestic Violence Review Court serves individuals who have been convicted of either a misdemeanor or felony domestic violence charge and received a grant of probation with terms and conditions specified in §1203.097 PC. All domestic violence clients are required to attend Batterer’s Intervention Program (BIP) based on risk level using the Ontario Domestic Assault Risk Assessment (ODARA), a DV specific risk assessment and a general risk assessment tool. An initial domestic violence review hearing, typically to confirm that the client is enrolled in the BIP, is set approximately 30 days after sentencing and future review hearings are calendared at intervals as determined by the Treatment Team. The Treatment Team reviews cases on an as needed basis to determine treatment interventions and/or sanctions. Review hearings continue to be held until such time as the client has completed the BIP, paid the BIP provider all fees owed, and completed mandatory community work service; once all three conditions have been met, the matter is taken off calendar.

For misdemeanor offenses, conversion to unsupervised probation may be considered on a case-by-case basis for clients once they have completed a minimum number of BIP sessions, and have demonstrated compliance in the following areas: all BIP and shelter fees are paid, Community Service Work is completed, and active engagement in treatment is demonstrated. Conversion to unsupervised probation may be considered for clients who are not considered to be high risk based on their scores on both assessment tools, as long as they are in compliance with the above factors. Input and concurrence from Probation will be considered prior to any reduction in supervision.

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## Collaborative Courts (continued)

## Notes and References

(More information about Domestic Violence Review Court is available in the Domestic Violence Court Standards Manual.)

### VI. **Prop 36:**

The Prop 36 Court consists of individuals convicted of a felony or misdemeanor pursuant to 1210.1 PC. The District Attorney determines program eligibility. A minimum of six months of treatment is required for successful completion of Prop 36. Additionally, a minimum of 90 days of sobriety must be accomplished. The Treatment Team modality is utilized, whereby cases are staffed prior to Court hearings to determine the most appropriate treatment interventions and sanctions, when needed. Upon completion of treatment program, the participants “graduate” and in most cases, probation is terminated and the charges dismissed.

### VII. **DUI (Driving Under the Influence)/Santa Maria Only:**

The DUI Court consists of individuals convicted of felonies or misdemeanor DUI offenses. Participants are screened for eligibility based on high ROVAR/ION score or with a Texas Christian University Drug Screen (TCUD) score of three or above. The program is post-conviction and a minimum of 12 months in duration, although the probation grant is for three to five years. The Treatment Team modality is utilized, whereby cases are staffed prior to Court hearings to determine the most appropriate treatment interventions and sanctions, when needed. Upon completion of the program, the participants’ probation grant may be converted to summary probation (misdemeanor grants only). Felonies may be removed from the review calendar after successful completion of treatment.

### VIII. **Veterans Treatment Court (VTC):**

Veterans Treatment Court (VTC) consists of individuals who are military veterans and have been convicted of a non-violent felony or misdemeanor offense who have substance dependency and/or mental health issues. VTC is a post-plea program with a 12 to 18 month duration. The Treatment Team modality is utilized, whereby cases are staffed prior to Court hearings to determine the most appropriate treatment interventions and sanctions, when needed. The offender’s case may be dismissed upon successful completion/graduation.

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**Collaborative Courts (continued)**

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**IX. Drug Court Database:**

In an effort to capture phasing information in the SATC, DDX and VTC treatment courts for evaluation purposes, a database titled “Drug Court DB” is located in Impact under the “External” tab. The database tracks phasing dates for the aforementioned treatment courts. Officers supervising SATC (post plea), DDX, VTC, and VTC Diversion caseloads are to utilize the database and enter the dates as clients enter a new phase. In addition, officers should complete case plans and enter treatment programs under the “Programs” tab.

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