

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS

RHODE ISLAND FAMILY COURT

Administrative Order 99-7

RE: Family and Juvenile Drug Court Program for Providence and Bristol Counties

Pursuant to Rhode Island General Laws sections 8-10-3, 8-10-14 and chapter 1 of title 14 as well as other applicable law, there is hereby established a pilot Family and Juvenile Drug Court calendar in and for Providence and Bristol Counties.

Purpose

The treatment-based Family and Juvenile Drug Court program combines the coercive powers of the court with a therapeutic regimen to foster rehabilitation of and accountability in substance abusing juveniles and their families. The program goals are to reduce delinquency and alcohol or substance dependence among juvenile offenders, as well as to integrate the juvenile justice system with the therapeutic community in order to maximize a juvenile's opportunities and likelihood for success.

Organization

The Chief Judge as the administrative judge of the Family Court has overall responsibility for the program.

The Drug Court Magistrate will hear Drug Court cases, provide judicial supervision for the program and serve as leader of the Drug Court team. The Drug Court team shall consist of the prosecutor, defense attorney, Drug Court Coordinator, an Assistant Intake Supervisor/Case Manager and a Case Coordination Provider (CCP).

Two Assistant Intake Supervisors/Case Managers will serve as primary liaisons between the Drug Court and a juvenile and his/her family. A Case Coordination Provider, certified by the Department of Human Services, will conduct an independent comprehensive assessment of individual and family needs, develop an individualized treatment plan (ITP), make referrals to direct service providers and community organizations, monitor and re-evaluate ITPs as needed, provide weekly progress reports to the court and participate in Drug Court sessions.

Juvenile Eligibility Guidelines and Referral Process

The Rhode Island Family Court Juvenile Intake Department will screen all Providence and Bristol County cases for an alcohol or other drug charge (AOD) or a juvenile charged with another non-violent offense with a history of AOD use/abuse.

If an AOD case would ordinarily be diverted, it shall continue to diversion. If a formal petition is authorized by the Intake Department for an AOD involved juvenile, Intake will flag the case for Drug Court eligibility. To be eligible for Drug Court, a juvenile must meet the following criteria:

1. Juveniles aged 13-17 residing in Providence or Bristol Counties.
2. Charged with an AOD offense or charged with another non-violent offense but with a history of AOD use or abuse.
3. Exhibits a history of AOD use, dependency or abuse.
4. No prior violent delinquent adjudication or finding and no currently pending violent delinquent charge.
5. Not presently committed to the Department of Children, Youth and Families on a wayward/delinquent petition, not on probation or under current jurisdiction of the Family Court.
6. Adjudicated of the AOD or other offense or willing to admit to sufficient facts to substantiate the offense (admission).
7. Willing to abide by the terms and conditions of the Drug Court.
8. Adult support for the juvenile who is disposed to participate in family programming.
9. No serious mental health issues as these are more appropriately addressed through other systems and programs.

If a case appears to fit the above eligibility guidelines, the Intake Department will place a pre-qualified notice in the juvenile file and will inform the Drug Court Coordinator. Once the case is flagged, the Drug Court Coordinator will notify the juvenile and his or her parents or guardian of Drug Court eligibility. The Drug Court Coordinator will assign a Drug Court Assistant Intake Supervisor/Case Manager to the file. The Case Manager will obtain all relevant information including police report, petition and juvenile offense history. The Clerk's office will issue a summons to the juvenile and his/her parents or guardian for an arraignment before the Drug Court Magistrate. At the arraignment, the juvenile, parents or guardian and the juvenile's attorney will be advised of the availability and requirements of the Drug Court program.

The Drug Court Assistant Intake Supervisors/Case Managers will be available at arraignment to explain the program and schedule a preliminary substance abuse assessment. If a juvenile after consultation with his or her guardian and attorney is amenable, the Assistant Intake Supervisor will conduct an interview and substance abuse screening of the juvenile and parent/guardian. All information obtained will remain confidential and will be used for Drug Court purposes only.

If a juvenile is indicated for substance abuse, the Case Manager will so advise the juvenile, his/her family and defense attorney. The Case Manager will next schedule an initial Drug Court team conference to consider the juvenile's acceptance into the Drug Court program.

Team conferences will be held prior to a Drug Court session. All team members should be present at a conference. Attorneys should possess authority to negotiate or agree to pleas or petition amendments at the team conference. The Drug Court Magistrate makes the final determination whether a juvenile is admitted into the program. In the event that a juvenile is not accepted into the program and/or does not agree to participate, he or she will be given a pretrial date to appear before a juvenile calendar judge.

If a juvenile is accepted into the program, an orientation session with the juvenile and his/her parent or guardian will be held at the next regularly scheduled Drug Court session. A juvenile and his or her guardian must agree to an Admission of Sufficient Facts prior to acceptance into the program. The juvenile will be referred to the CCP for clinical assessment and the development of an individualized treatment plan (ITP). The CCP will complete the assessment and ITP within fourteen (14) days of referral. Once the ITP is completed, a Drug Court session will be conducted for a juvenile's formal acceptance into the Drug Court program.

All juveniles and their guardians will execute and be bound by a Drug Court contract. The Drug Court contract sets forth the court's expectations, the role and responsibilities of the parent(s) or guardian, the conditions imposed upon and responsibilities of the juvenile, and the treatment plan goals and strategies.

Thereafter, the Drug Court team will convene weekly, or as needed, to review the juvenile's progress. The juvenile and his or her parent/guardian will attend regularly scheduled Drug Court sessions as ordered by the Drug Court Magistrate. The Drug Court Magistrate may offer incentives to a juvenile and/or may sanction a juvenile for noncompliance with Drug Court conditions and orders. Such sanctions could include detention in the Rhode Island Training School for Youth. Repeated failure to conform to Drug Court conditions and orders may result in termination from the Drug court program by the Magistrate and referral to the juvenile calendar for disposition.

For AOD involved juveniles on the Providence juvenile calendar, the juvenile calendar judge, the prosecutor and/or the defense attorney may suggest referral to the Drug Court. Referrals to the Drug Court may be made at any stage (pretrial, trial, disposition); however, prior to a finding of waywardness or delinquency, a juvenile must be prepared to admit to sufficient

orders deemed necessary. If at pre-trial the case is resolved, all findings shall immediately be placed on the record.

9. Trial shall commence on the date and time set by the court in the pre-trial order (except in extenuating circumstances approved by the court). Within 14 days after a decision is rendered by the court, counsel for the prevailing party shall prepare and file with the court a conforming decree. In addition, a permanency hearing shall be held within 30 days of the trial's conclusion.

EFFECTIVE DATE

This Administrative Order shall become effective on November 8, 1999. All Providence and Bristol County Dependency/Neglect/Abuse petitions filed on or after this date shall be processed in accordance with this order.

11/8/99
Date

Jeremiah S. Jeremian, Jr.
Chief Judge

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS

RHODE ISLAND FAMILY COURT

Amended Administrative Order 99-7

RE: Family and Juvenile Drug Court Program for Providence, Bristol, Kent, Washington and Newport Counties

Pursuant to Rhode Island General Laws sections 8-10-3, 8-10-14 and chapter 1 of title 14 as well as other applicable law, there is hereby established a Family and Juvenile Drug Court calendar in and for Providence, Bristol, Kent, Washington and Newport Counties.

Purpose

The treatment-based Family and Juvenile Drug Court program combines the coercive powers of the court with a therapeutic regimen to foster rehabilitation of and accountability in substance abusing juveniles and their families. The program goals are to reduce delinquency and alcohol or substance dependence among juvenile offenders, as well as to integrate the juvenile justice system with the therapeutic community in order to maximize a juvenile's opportunities and likelihood for success.

Organization

The Chief Judge as the administrative judge of the Family Court has overall responsibility for the program.

The Drug Court Magistrate will hear Drug Court cases, provide judicial supervision for the program and serve as leader of the Drug Court team. The Drug Court team shall consist of the prosecutor, defense attorney, Drug Court Coordinator, an Assistant Intake Supervisor/Case Manager and a Case Coordination Provider (CCP).

The Assistant Intake Supervisors/Case Managers will serve as primary liaisons between the Drug Court and a juvenile and his/her family. A Case Coordination Provider, certified by the Department of Social Services, will conduct an independent comprehensive assessment of individual and family needs, develop an individualized treatment plan (ITP), make referrals to direct service providers and community organizations, monitor and re-evaluate ITPs as needed, provide weekly progress reports to the court and participate in Drug Court sessions.

Juvenile Eligibility Guidelines and Referral Process

The Rhode Island Family Court Juvenile Intake Department will screen all wayward or delinquent cases for an alcohol or other drug charge (AOD) or a juvenile charged with another non-violent offense with a history of AOD use/abuse.

If an AOD case would ordinarily be diverted, it shall continue to diversion. If a formal petition is authorized by the Intake Department for an AOD involved juvenile, Intake will flag the case for Drug Court eligibility. To be eligible for Drug Court, a juvenile must meet the following criteria:

1. Juveniles aged 13-17 residing in Rhode Island.
2. Charged with an AOD offense or charged with another non-violent offense but with a history of AOD use or abuse.
3. Exhibits a history of AOD use, dependency or abuse.
4. No prior violent delinquent adjudication or finding and no currently pending violent delinquent charge.
5. Adjudicated of the AOD or other offense or willing to admit to sufficient facts to substantiate the offense (admission).
6. Willing to abide by the terms and conditions of the Drug Court.
7. Adult support for the juvenile who is disposed to participate in family programming.
8. No serious mental health issues as these are more appropriately addressed through other systems and programs.

If a case appears to fit the above eligibility guidelines, the Intake Department will place a pre-qualified notice in the juvenile file and will inform the Drug Court Coordinator. Once the case is flagged, the Drug Court Coordinator will notify the juvenile and his or her parents or guardian of Drug Court eligibility. The Drug Court Coordinator will assign a Drug Court Assistant Intake Supervisor/Case Manager to the file. The Case Manager will obtain all relevant information including police report, petition and juvenile offense history. The Clerk's office will issue a summons to the juvenile and his/her parents or guardian for an arraignment before the Drug Court Magistrate. At the arraignment, the juvenile, parents or guardian and the juvenile's attorney will be advised of the availability and requirements of the Drug Court program.

The Drug Court Assistant Intake Supervisors/Case Managers will be available at arraignment to explain the program and schedule a preliminary substance abuse assessment. If a juvenile after consultation with his or her guardian and attorney is amenable, the Assistant Intake Supervisor will conduct an interview and substance abuse screening of the juvenile and parent/guardian. All information obtained will remain confidential and will be used for Drug Court purposes only.

If a juvenile is indicated for substance abuse, the Case Manager will so advise the juvenile, his/her family and defense attorney. The Case Manager will next schedule an initial Drug Court team conference to consider the juvenile's acceptance into the Drug Court program.

Team conferences will be held prior to a Drug Court session. All team members should be present at a conference. Attorneys should possess authority to negotiate or agree to pleas or petition amendments at the team conference. The Drug Court Magistrate makes the final determination whether a juvenile is admitted into the program. In the event that a juvenile is not accepted into the program and/or does not agree to participate, he or she will be given a pretrial date to appear before a juvenile calendar judge.

If a juvenile is accepted into the program, an orientation session with the juvenile and his/her parent or guardian will be held at the next regularly scheduled Drug Court session. A juvenile and his or her guardian must agree to an Admission of Sufficient Facts prior to acceptance into the program. The juvenile will be referred to the CCP for clinical assessment and the development of an individualized treatment plan (ITP). The CCP will complete the assessment and ITP within fourteen (14) days of referral.

All juveniles and their guardians will execute and be bound by a Drug Court contract. The Drug Court contract sets forth the court's expectations, the role and responsibilities of the parent(s) or guardian, the conditions imposed upon and responsibilities of the juvenile, and the treatment plan goals and strategies.

Thereafter, the Drug Court team will convene weekly, or as needed, to review the juvenile's progress. The juvenile and his or her parent/guardian will attend regularly scheduled Drug Court sessions as ordered by the Drug Court Magistrate. The Drug Court Magistrate may offer incentives to a juvenile and/or may sanction a juvenile for noncompliance with Drug Court conditions and orders. Such sanctions could include detention in the Rhode Island Training School for Youth. Repeated failure to conform to Drug Court conditions and orders may result in termination from the Drug court program by the Magistrate and referral to the juvenile calendar for disposition.

For AOD involved juveniles on the juvenile calendar, the juvenile calendar judge, the prosecutor and/or the defense attorney may suggest referral to the Drug Court. Referrals to the Drug Court may be made at any stage (pretrial, trial, disposition); however, prior to a finding of waywardness or delinquency, a juvenile must be prepared to admit to sufficient facts (plea) in order to be considered for Drug Court. The juvenile calendar judge will determine whether to make such a referral.

The Drug Court program will last between 6-12 months. Successful completion of the program can result in vacation of the admission (plea) and dismissal of the underlying petition. If a juvenile fails to abide by Drug Court conditions and orders, he or she may be terminated from the program by the Drug Court Magistrate. If so, the case will be returned to the juvenile calendar for disposition. The Juvenile Clerk's Office will ensure that the case is reassigned to the juvenile judge who originally handled the matter.

This amended order shall be effective March 30, 2001.

~~Jeremiah~~ S. Jeremiah, Jr
Chief Judge

(Revised 3/22/01)

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS

RHODE ISLAND FAMILY COURT

Amended Administrative Order 99-7

RE: Family and Juvenile Drug Court Program for Providence, Bristol, Kent and Washington Counties

Pursuant to Rhode Island General Laws sections 8-10-3, 8-10-14 and chapter 1 of title 14 as well as other applicable law, there is hereby established a pilot Family and Juvenile Drug Court calendar in and for Providence, Bristol, Kent and Washington Counties.

Purpose

The treatment-based Family and Juvenile Drug Court program combines the coercive powers of the court with a therapeutic regimen to foster rehabilitation of and accountability in substance abusing juveniles and their families. The program goals are to reduce delinquency and alcohol or substance dependence among juvenile offenders, as well as to integrate the juvenile justice system with the therapeutic community in order to maximize a juvenile's opportunities and likelihood for success.

Organization

The Chief Judge as the administrative judge of the Family Court has overall responsibility for the program.

The Drug Court Magistrate will hear Drug Court cases, provide judicial supervision for the program and serve as leader of the Drug Court team. The Drug Court team shall consist of the prosecutor, defense attorney, Drug Court Coordinator, an Assistant Intake Supervisor/Case Manager and a Case Coordination Provider (CCP).

Two Assistant Intake Supervisors/Case Managers will serve as primary liaisons between the Drug Court and a juvenile and his/her family. A Case Coordination Provider, certified by the Department of Human Services, will conduct an independent comprehensive assessment of individual and family needs, develop an individualized treatment plan (ITP), make referrals to direct service providers and community organizations, monitor and re-evaluate ITPs as needed, provide weekly progress reports to the court and participate in Drug Court sessions.

Juvenile Eligibility Guidelines and Referral Process

The Rhode Island Family Court Juvenile Intake Department will screen all Providence, Bristol, Kent and Washington County cases for an alcohol or other drug charge (AOD) or a juvenile charged with another non-violent offense with a history of AOD use/abuse.

If an AOD case would ordinarily be diverted, it shall continue to diversion. If a formal petition is authorized by the Intake Department for an AOD involved juvenile, Intake will flag the case for Drug Court eligibility. To be eligible for Drug Court, a juvenile must meet the following criteria:

1. Juveniles aged 13-17 residing in Providence, Bristol, Kent or Washington Counties.
2. Charged with an AOD offense or charged with another non-violent offense but with a history of AOD use or abuse.
3. Exhibits a history of AOD use, dependency or abuse.
4. No prior violent delinquent adjudication or finding and no currently pending violent delinquent charge.
5. Adjudicated of the AOD or other offense or willing to admit to sufficient facts to substantiate the offense (admission).
6. Willing to abide by the terms and conditions of the Drug Court.
7. Adult support for the juvenile who is disposed to participate in family programming.
8. No serious mental health issues as these are more appropriately addressed through other systems and programs.

If a case appears to fit the above eligibility guidelines, the Intake Department will place a pre-qualified notice in the juvenile file and will inform the Drug Court Coordinator. Once the case is flagged, the Drug Court Coordinator will notify the juvenile and his or her parents or guardian of Drug Court eligibility. The Drug Court Coordinator will assign a Drug Court Assistant Intake Supervisor/Case Manager to the file. The Case Manager will obtain all relevant information including police report, petition and juvenile offense history. The Clerk's office will issue a summons to the juvenile and his/her parents or guardian for an arraignment before the Drug Court Magistrate. At the arraignment, the juvenile, parents or guardian and the juvenile's attorney will be advised of the availability and requirements of the Drug Court program.

The Drug Court Assistant Intake Supervisors/Case Managers will be available at arraignment to explain the program and schedule a preliminary substance abuse assessment. If a juvenile after consultation with his or her guardian and attorney is amenable, the Assistant Intake Supervisor will conduct an interview and substance abuse screening of the juvenile and parent/guardian. All information obtained will remain confidential and will be used for Drug Court purposes only.

If a juvenile is indicated for substance abuse, the Case Manager will so advise the juvenile, his/her family and defense attorney. The Case Manager will next schedule an initial Drug Court team conference to consider the juvenile's acceptance into the Drug Court program.

Team conferences will be held prior to a Drug Court session. All team members should be present at a conference. Attorneys should possess authority to negotiate or agree to pleas or petition amendments at the team conference. The Drug Court Magistrate makes the final determination whether a juvenile is

admitted into the program. In the event that a juvenile is not accepted into the program and/or does not agree to participate, he or she will be given a pretrial date to appear before a juvenile calendar judge.

If a juvenile is accepted into the program, an orientation session with the juvenile and his/her parent or guardian will be held at the next regularly scheduled Drug Court session. A juvenile and his or her guardian must agree to an Admission of Sufficient Facts prior to acceptance into the program. The juvenile will be referred to the CCP for clinical assessment and the development of an individualized treatment plan (ITP). The CCP will complete the assessment and ITP within fourteen (14) days of referral. Once the ITP is completed, a Drug Court session will be conducted for a juvenile's formal acceptance into the Drug Court program.

All juveniles and their guardians will execute and be bound by a Drug Court contract. The Drug Court contract sets forth the court's expectations, the role and responsibilities of the parent(s) or guardian, the conditions imposed upon and responsibilities of the juvenile, and the treatment plan goals and strategies.

Thereafter, the Drug Court team will convene weekly, or as needed, to review the juvenile's progress. The juvenile and his or her parent/guardian will attend regularly scheduled Drug Court sessions as ordered by the Drug Court Magistrate. The Drug Court Magistrate may offer incentives to a juvenile and/or may sanction a juvenile for noncompliance with Drug Court conditions and orders. Such sanctions could include detention in the Rhode Island Training School for Youth. Repeated failure to conform to Drug Court conditions and orders may result in termination from the Drug court program by the Magistrate and referral to the juvenile calendar for disposition.

For AOD involved juveniles on the juvenile calendar, the juvenile calendar judge, the prosecutor and/or the defense attorney may suggest referral to the Drug Court. Referrals to the Drug Court may be made at any stage (pretrial, trial, disposition); however, prior to a finding of waywardness or delinquency, a juvenile must be prepared to admit to sufficient facts (plea) in order to be considered for Drug Court. The juvenile calendar judge will determine whether to make such a referral.

The Drug Court program will last between 6-12 months. Successful completion of the program can result in vacation of the admission (plea) and dismissal of the underlying petition. If a juvenile fails to abide by Drug Court conditions and orders, he or she may be terminated from the program by the Drug Court Magistrate. If so, the case will be returned to the juvenile calendar for disposition. The Juvenile Clerk's Office will ensure that the case is reassigned to the juvenile judge who originally handled the matter.

This amended order shall be effective 10/23/00, 2000.

Jeremiah S. Jeremiah, Jr.
Chief Judge

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS

RHODE ISLAND FAMILY COURT

Amended Administrative Order 99-7

RE: Family and Juvenile Drug Court Program for Providence, Bristol and Kent Counties

Pursuant to Rhode Island General Laws sections 8-10-3, 8-10-14 and chapter 1 of title 14 as well as other applicable law, there is hereby established a pilot Family and Juvenile Drug Court calendar in and for Providence, Bristol and Kent Counties.

Purpose

The treatment-based Family and Juvenile Drug Court program combines the coercive powers of the court with a therapeutic regimen to foster rehabilitation of and accountability in substance abusing juveniles and their families. The program goals are to reduce delinquency and alcohol or substance dependence among juvenile offenders, as well as to integrate the juvenile justice system with the therapeutic community in order to maximize a juvenile's opportunities and likelihood for success.

Organization

The Chief Judge as the administrative judge of the Family Court has overall responsibility for the program.

The Drug Court Magistrate will hear Drug Court cases, provide judicial supervision for the program and serve as leader of the Drug Court team. The Drug Court team shall consist of the prosecutor, defense attorney, Drug Court Coordinator, an Assistant Intake Supervisor/Case Manager and a Case Coordination Provider (CCP).

Two Assistant Intake Supervisors/Case Managers will serve as primary liaisons between the Drug Court and a juvenile and his/her family. A Case Coordination Provider, certified by the Department of Human Services, will conduct an independent comprehensive assessment of individual and family needs, develop an individualized treatment plan (ITP), make referrals to direct service providers and community organizations, monitor and re-evaluate ITPs as needed, provide weekly progress reports to the court and participate in Drug Court sessions.

Juvenile Eligibility Guidelines and Referral Process

The Rhode Island Family Court Juvenile Intake Department will screen all Providence, Bristol and Kent County cases for an alcohol or other drug charge (AOD) or a juvenile charged with another non-violent offense with a history of AOD use/abuse.

If an AOD case would ordinarily be diverted, it shall continue to diversion. If a formal petition is authorized by the Intake Department for an AOD involved juvenile, Intake will flag the case for Drug Court eligibility. To be eligible for Drug Court, a juvenile must meet the following criteria:

1. Juveniles aged 13-17 residing in Providence, Bristol or Kent Counties.
2. Charged with an AOD offense or charged with another non-violent offense but with a history of AOD use or abuse.
3. Exhibits a history of AOD use, dependency or abuse.
4. No prior violent delinquent adjudication or finding and no currently pending violent delinquent charge.
5. Adjudicated of the AOD or other offense or willing to admit to sufficient facts to substantiate the offense (admission).
6. Willing to abide by the terms and conditions of the Drug Court.
7. Adult support for the juvenile who is disposed to participate in family programming.
8. No serious mental health issues as these are more appropriately addressed through other systems and programs.

If a case appears to fit the above eligibility guidelines, the Intake Department will place a pre-qualified notice in the juvenile file and will inform the Drug Court Coordinator. Once the case is flagged, the Drug Court Coordinator will notify the juvenile and his or her parents or guardian of Drug Court eligibility. The Drug Court Coordinator will assign a Drug Court Assistant Intake Supervisor/Case Manager to the file. The Case Manager will obtain all relevant information including police report, petition and juvenile offense history. The Clerk's office will issue a summons to the juvenile and his/her parents or guardian for an arraignment before the Drug Court Magistrate. At the arraignment, the juvenile, parents or guardian and the juvenile's attorney will be advised of the availability and requirements of the Drug Court program.

The Drug Court Assistant Intake Supervisors/Case Managers will be available at arraignment to explain the program and schedule a preliminary substance abuse assessment. If a juvenile after consultation with his or her guardian and attorney is amenable, the Assistant Intake

Supervisor will conduct an interview and substance abuse screening of the juvenile and parent/guardian. All information obtained will remain confidential and will be used for Drug Court purposes only.

If a juvenile is indicated for substance abuse, the Case Manager will so advise the juvenile, his/her family and defense attorney. The Case Manager will next schedule an initial Drug Court team conference to consider the juvenile's acceptance into the Drug Court program.

Team conferences will be held prior to a Drug Court session. All team members should be present at a conference. Attorneys should possess authority to negotiate or agree to pleas or petition amendments at the team conference. The Drug Court Magistrate makes the final determination whether a juvenile is admitted into the program. In the event that a juvenile is not accepted into the program and/or does not agree to participate, he or she will be given a pretrial date to appear before a juvenile calendar judge.

If a juvenile is accepted into the program, an orientation session with the juvenile and his/her parent or guardian will be held at the next regularly scheduled Drug Court session. A juvenile and his or her guardian must agree to an Admission of Sufficient Facts prior to acceptance into the program. The juvenile will be referred to the CCP for clinical assessment and the development of an individualized treatment plan (ITP). The CCP will complete the assessment and ITP within fourteen (14) days of referral. Once the ITP is completed, a Drug Court session will be conducted for a juvenile's formal acceptance into the Drug Court program.

All juveniles and their guardians will execute and be bound by a Drug Court contract. The Drug Court contract sets forth the court's expectations, the role and responsibilities of the parent(s) or guardian, the conditions imposed upon and responsibilities of the juvenile, and the treatment plan goals and strategies.

Thereafter, the Drug Court team will convene weekly, or as needed, to review the juvenile's progress. The juvenile and his or her parent/guardian will attend regularly scheduled Drug Court sessions as ordered by the Drug Court Magistrate. The Drug Court Magistrate may offer incentives to a juvenile and/or may sanction a juvenile for noncompliance with Drug Court conditions and orders. Such sanctions could include detention in the Rhode Island Training School for Youth. Repeated failure to conform to Drug Court conditions and orders may result in termination from the Drug court program by the Magistrate and referral to the juvenile calendar for disposition.

For AOD involved juveniles on the juvenile calendar, the juvenile calendar judge, the prosecutor and/or the defense attorney may suggest referral to the Drug Court. Referrals to the Drug Court may be made at any stage (pretrial, trial, disposition); however, prior to a finding of waywardness or delinquency, a juvenile must be prepared to admit to sufficient facts (plea) in order to be considered for Drug Court. The juvenile calendar judge will determine whether to make such a referral.

The Drug Court program will last between 6-12 months. Successful completion of the program can result in vacation of the admission (plea) and dismissal of the underlying petition. If a juvenile fails to abide by Drug Court conditions and orders, he or she may be terminated from the program by the Drug Court Magistrate. If so, the case will be returned to the juvenile calendar for disposition. The Juvenile Clerk's Office will ensure that the case is reassigned to the juvenile judge who originally handled the matter.

This amended order shall be effective APRIL 15, 2000.

Jeremiah S. Jeremiah, Jr.)
Chief Judge

Revised (4/10/00)