

**IN THE COURT OF COMMON PLEAS  
GEAUGA COUNTY, OHIO**

|               |   |                                            |
|---------------|---|--------------------------------------------|
| STATE OF OHIO | : | CASE NO.:                                  |
|               | : |                                            |
| Plaintiff     | : |                                            |
|               | : |                                            |
| -vs-          | : | JUDGE:                                     |
|               | : |                                            |
|               | : | <b>PARTICIPATION AGREEMENT FOR</b>         |
|               | : | <b>DRUG COURT DOCKET</b>                   |
| Defendant     | : |                                            |
|               | : | _____ Post-Conviction      _____ Diversion |
| DOB:          | : |                                            |
| SSN: XXX-XX-  | : |                                            |

I agree to enter the Geauga County Court of Common Pleas Drug Court Program (New Leaf Program). I have reviewed the Participation Handbook and had the opportunity to ask my attorney any questions related to participation in the program. I understand and agree that I have certain obligations and responsibilities and will have to follow orders from the Judge, my supervising officer and any others involved in the Drug Court Program. I understand that my participation in this program is voluntary.

**MY RESPONSIBILITES ARE:**

1. I understand that participation in this program requires that I commit to completing court ordered treatment by compliance with the treatment plan, supervision plan, and rules of the New Leaf Program.
2. I understand that the program is designed to last a minimum of sixteen (16) months, but my progress through the program is determined by my choices to conform my conduct to the rules of the Court. Progress through the program is not based solely on predetermined timelines, but rather on your progression through the six phases of the Court outlined in the Participation Handbook.
3. I understand that I must plead guilty to my charges or violations in order to participate in this docket. The Orientation Phase of the program starts the date of plea or probation transfer.
4. I will pay fees, costs, fines and/or restitution as ordered by the Court. I will work with the team and my probation officer to pay these obligations in a structured way.
5. I will attend and fully participate in all treatment and programming assessments to which I am referred. I will take all prescribed medications as ordered. I will follow any psychiatric, medical, case management (housing, transportation, individualized life skills programs), education, vocational, or substance abuse treatment program assigned by the Court. I have the right and responsibility to be involved in the creation of my treatment plan.

6. I will complete all release of information forms in order to provide for communication about confidential information, participation/progress in treatment, and compliance with the provisions of relevant law, including the “Health Insurance Portability and Accountability Act of 1996”. This includes signing releases for the Drug Court Treatment Team, Geauga County Probation Department, Ravenwood, Lake-Geauga Recovery Center, Signature Health, Catholic Charities, United Way, Veterans Administration, other treatment providers, and other agency designated by the program.
7. I shall keep all information about other participants confidential that is shared at status review hearings or group sessions.
8. I understand that as soon as possible I will be placed in appropriate treatment services and I shall attend as required.
9. I shall be placed under Geauga County Probation supervision to monitor my compliance with court requirements. I may not possess a firearm or deadly weapon while on community supervision.
10. I understand the treatment team shall provide ongoing communication, including frequent exchanges of timely and accurate information, about my overall performance.
11. I shall be required to appear regularly before the Drug Court Judge weekly during the first and second phase of the program. Thereafter, I shall meet with the Judge at a status review hearing as often as determined by the Judge and treatment team, but not less than one time per month. The program incorporates ongoing judicial interaction with each participant as an essential component of the Drug Court.
12. I will not use any illegal drugs. I will submit to drug testing when instructed and I will be honest with the treatment team about any and all relapse or use. Immediate notification to the court will occur when a participant tests positive, fails to submit to testing, submits an adulterated sample or the sample of another individual, or dilutes the sample.
13. The Drug Court monitors participant substance abuse use by unscheduled, random, frequent and observed alcohol and drug testing protocols. The Probation Department or treatment provider will utilize a random automated system to determine the participants to be tested. The participant is required to be available for contact by the Probation Department, after which the participant is required to submit a urine sample by the end of the day either at the Probation office or the participant’s treatment agency no later than 4:00pm.
14. A positive urine screen shall be immediately sanctioned which may include increased outpatient treatment, residential treatment, probation violation, jail time, and/or reinforced by the Judge.
15. The following acts are to be treated as positive tests and immediately sanctioned:
  - A. Failing to submit to testing;
  - B. Submitting an adulterated sample;
  - C. Submitting the sample of another individual;
  - D. Diluting the sample.
16. I will allow and cooperate with home visits from my probation officer, case manager, any other designated team member or court representative and law enforcement.

17. I will obey all city, state, and federal laws. If I take part in any criminal act, I may be terminated from the New Leaf Program. I will tell my probation officer if I have any law enforcement contact within 24 hours.
18. I will obtain permission from the treatment team before changing my residency/address. I will inform my probation officer immediately of any changes of phone number or talk to my officer immediately if I make any changes to my employment.
19. I understand that immediate action may be taken if I:
  - A. Do not keep an appointment ordered by the Court (unexcused absences);
  - B. Do not comply with instructions from treatment providers or Drug Court treatment team members;
  - C. Test positive for any non-prescribed drugs;
  - D. Violate court orders or engage in any further criminal behavior;
  - E. Violate any of the rules of Geauga County Probation Department and New Leaf Program.
20. I understand that by entering the New Leaf Program I agree to the following:
  - A. Participants waive the right to contest the imposition of certain sanctions as determined by the Drug Court Judge. This includes the imposition of community service, an increase in court appearances, increased drug screens, increased treatment activities, and any other sanctions up to the imposition of jail time or electronic monitoring. An imposition of jail time or electronic monitoring will require a formal probation violation if requested by the participant and the ability to contest the basis of the violation.
  - B. Participants have the right to remain silent and not to incriminate himself/herself at the review hearings regarding violations of the rules of Drug Court if they request a formal violation hearing. However, Participants agree that honesty and self-reporting of violations of the program rules is integral to treatment.
21. The Participant shall be subject to immediate and graduated sanctions which may be imposed by the Court in furtherance of treatment. Sanctions shall be imposed by the Court as a result of non-compliance or rule violation by the participant. The participant is aware that the Court will be alerted to all such infractions. Sanctions may range in severity depending on the seriousness of the non-compliance or rule violation and/or the participant's history of compliance in the program. Sanctions may include, but are not limited to:
  - a. More frequent appearances before the Judge or probation officer;
  - b. Increased testing of breath, blood or urine for drugs or alcohol;
  - c. Verbal admonishment from the Judge;
  - d. Written reports;
  - e. Community service work;
  - f. One or multiple days seated in the courtroom;
  - g. Electronic monitoring;
  - h. Jail time;
  - i. Formal probation violation hearing;
  - j. Loss of intervention in Lieu of Conviction and finding of guilty by the Judge;
  - k. Termination from the Drug Court.

