

Participant Performance Contract

The Pierce County District Court Veterans Treatment Court (VTC) is a program charged with hearing gross misdemeanor and misdemeanor offenses which involve veterans of the United States Military, particularly those who may have service-related conditions. A defendant seeking admission into the Pierce County VTC must meet the criteria established by the Pierce County VTC Team. The VTC Team includes representatives from Pierce County's District Court, Prosecuting Attorney's Office, Department of Assigned Counsel, Sheriff's Office, Veterans Assistance Services, and the U.S. Department of Veterans Affairs, Veterans Justice Outreach Program.

DEFENDANT'S NAME: _____ **CASE NO.:** _____

Defendant Initials In exchange for the opportunity to participate in the Pierce County District Court Veterans Treatment Court (VTC), I, the undersigned defendant, agree and promise to comply with the following program orders:

_____ 1. **I WILL BE HONEST**

- 1.1 I will promptly and truthfully answer all questions directed to me by the judge, probation officer and medical/treatment providers. I will not make any misrepresentation nor give any false impression to the VTC Team.
- 1.2 I will not withhold information from the VTC Team that would likely influence my treatment plan.
- 1.3 I understand that dishonesty may result in sanctions up to and including termination from the program.

_____ 2. **I WILL OBEY THE LAW**

- 2.1 I will commit no new offense against the laws of this State, any other State, or of the United States. I will conduct myself in all aspects and at all times as a good and law-abiding citizen.
- 2.2 I will advise my probation officer within forty-eight (48) hours if I am arrested or contacted by a representative of any law enforcement agency.
- 2.3 I will comply with all lawful orders and directives issued by the Court, probation officer and treatment agency.
- 2.4 I understand that if I fail to appear for court as ordered by the judge, then a warrant may be issued for my arrest. I also understand that my unauthorized absence from the program for any amount of time may result in my termination from the program.
- 2.5 Upon my release from jail I will immediately contact my probation officer (no later than next court business day).

3. **I WILL BE RESPECTFUL**

- 3.1 I will attend all review court hearings as instructed by any member of the VTC Team.
- 3.2 I will arrive on time for all court hearings and I will remain in the courtroom until dismissed by the judge.
- 3.3 I will not attend any court hearings or program requirements while in possession of a weapon of any kind.
- 3.4 I will turn off all mobile phones and electronic devices before entering the courtroom.
- 3.5 I will treat other VTC participants with courtesy and respect.

4. **I WILL SEEK HELP**

- 4.1 I understand that my VTC treatment plan may require that I participate in a variety of programs, including but not limited to the following:
 - 4.1.1 Drug and alcohol treatment/education including detoxification programs, outpatient treatment, inpatient treatment, residential treatment, sober support groups, halfway house placement, aftercare, group counseling and individual counseling;
 - 4.1.2 Mental health treatment including but not limited to individual counseling, group counseling, outpatient counseling, inpatient counseling, trauma counseling, anger management and residential treatment
 - 4.1.3 GED classes, literacy classes, vocational training, career counseling, cognitive thinking programs, and parenting classes;
 - 4.1.4 Medical and mental health treatment;
 - 4.1.5 Domestic Violence perpetrator treatment programs;
 - 4.1.6 DUI or DV Victims Impact Panel; or
 - 4.1.7 Medication assisted treatment and medication compliance as recommended by my physician or treatment provider.
- 4.2 I will fully comply with all provisions of my VTC treatment plan, including any modifications to that plan that may be ordered by the judge during my participation in VTC. I understand I may be responsible for having an alcohol

detection system and must comply with its requirements. I may also be required to install an interlock device in any vehicle I drive. I understand I will be responsible for paying for each of these devices. I acknowledge I may be sanctioned if I receive negative reports on either of these monitors.

- 4.3 I will attend and be on time to all probation and treatment appointments. I will actively participate in and cooperate with all treatment programs and activities to which I am assigned, and I will promptly complete all homework assignments.
- 4.4 I will complete my phase requirements, comply with this Performance Contract and demonstrate my commitment to the program.
- 4.5 If I am unable to attend any scheduled appointment, I will call my probation officer, treatment provider or other program personnel before the scheduled time for the appointment; or if this is impossible, I will contact them at the first possible opportunity.
- 4.6 I will promptly sign all authorizations and waivers for the release of medical, mental health, alcohol/drug treatment, educational and employment records upon request of any member of the VTC Team, treatment providers.

5. **I WILL ABSTAIN FROM ALCOHOL AND DRUGS**

- 5.1 I will not, at any time, consume or possess any controlled substance and narcotic unless prescribed in writing by an authorized medical professional. I will provide a written copy of the prescription to my probation officer as directed.
- 5.2 I will not visit any place where illegal drugs are sold, dispensed, manufactured or used.
- 5.3 I will not consume any product containing alcohol, including but not limited to mouthwash, vitamins, or over-the-counter medications.
- 5.4 I will not consume any product consisting of marijuana, THC or cannabinoids.

6. **I WILL BE ACCOUNTABLE**

- 6.1 I will report to my probation officer as directed by the judge or probation officer.
- 6.2 Upon request of the judge or probation officer, I will promptly submit to drug/alcohol testing, including but not limited to urinalysis or a breathalyzer.
- 6.3 I understand that refusal to provide a urine sample, failure to provide a urine sample, inability to provide a urine sample within a reasonable time, or the submission of an altered or diluted sample may be considered as a positive test result by the VTC Team.

6.4 I will inform any doctor treating me of my participation in VTC and of my chemical addiction, if applicable. I will request that non-narcotic and non-alcoholic medications be substituted for narcotics or medication containing alcohol, if available.

7. **I WILL BE RESPONSIBLE**

7.1 I will cooperate with the VTC Team to secure and maintain alcohol and drug-free housing for myself and/or my family that is conducive to my sobriety.

7.2 I will reside in the State of Washington during the term of supervision except by order of the judge or written permission from my probation officer;

7.3 I will not leave the State of Washington without prior permission from the judge.

7.4 I will inform my probation officer before I change my place of residence.

7.5 I will plan to pay or set up alternatives to pay all fines and fees resulting from my participation in VTC.

7.6 I understand that I will be expected to attend frequent court review hearings, frequent supervision appointments and frequent UA's. I understand that it is my responsibility to follow through with all previous listed requirements.

7.7 I will complete petition essays and address the court after I have completed requirements for each phase. My petition essay will present why I should be moved to the next phase by providing a meaningful and detailed analysis of my progress. I understand that for my graduation project I must answer 3 questions; 1. where was I in the past, 2. where I am now and 3. where I am headed in my recovery.

7.8 I have reviewed the requests for advancement and understand that to advance in the program, I must complete each requirement that is applicable. I understand that the VTC court, probation officer and treatment provider have the discretion to promote or deny my request based on objective measures and outcomes.

8. **I WILL ABIDE BY THE FOLLOWING SPECIAL CONDITIONS:**

8.1. _____

8.2. _____

8.3. _____

9. **I WILL ACKNOWLEDGE THE CONSEQUENCES OF MY ACTIONS**

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- 9.1 If I fail to fully follow the terms of this performance contract, the judge may respond by imposing sanctions which may include but are not limited to the following
- 9.1.1 Ordering participation in extra counseling sessions, group sessions, and/or sober support meetings;
 - 9.1.2 Ordering more frequent drug and alcohol testing;
 - 9.1.3 Ordering the use of electronic monitoring devices;
 - 9.1.4 Ordering additional work crew, day reporting, Courage to Change, or community service hours;
 - 9.1.5 Ordering incarceration; or
 - 9.1.6 Taking such other action as the Court determines appropriate for the violation.
- 9.2 I understand that compliance with the requirements of the VTC program and this Performance Contract may result in the judge allowing me special privileges or other incentives.
- 9.3 At any hearing on sanctions or contempt I waive any right to a full contempt hearing under the RCW 7.21.040 and agree that contempt will be determined by reading the treatment or other report and hearing my explanation. I waive my right to object to any statement presented against me as to my failure to comply with the conditions of the VTC program.
- 9.4 I understand if the judge finds that I have violated the conditions of the plea agreement or the Performance Contract and that disciplinary sanctions have been insufficient to gain my compliance, I will be terminated from the VTC and sentenced in accordance with my plea agreement.

By signing my name below, I certify that I have read the Participant Performance Contract. I acknowledge that any questions concerning this contract have been discussed with my attorney, the judge, or probation officer. My signature also certifies my understanding of, and agreement with, this contract.

Defendant

Date

Probation Officer

Date

VTC Judge

Date