



The Role of Probation on the Healing to Wellness Court Team

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1:00pm PST**

Sponsored by:
The Tribal Law and Policy Institute
American Probation and Parole Association
Bureau of Justice Assistance





Healing to Wellness Court Webinar Series

- Orientation to Tribal Healing to Wellness Courts
- Unique Role of Judges on Healing to Wellness Courts
- BJA and SAMHSA Drug Court Specific Funding Options
- Current Funding Opportunities for THWCs – CTAS
- The Roles of Prosecutor and Defense Counsel on the Healing to Wellness Court Team

www.wellnesscourts.org/webinars.cfm





Sustained
Team, Community &
Nation Building

Team, Community &
Nation Building

Enduring Knowledge &
Experience

Entry

Keeping &
Telling Stories

THE TRIBAL 10 KEY COMPONENTS

Eligibility

Respectful
Communication

Healing &
Treatment

Discipline &
Encouragement

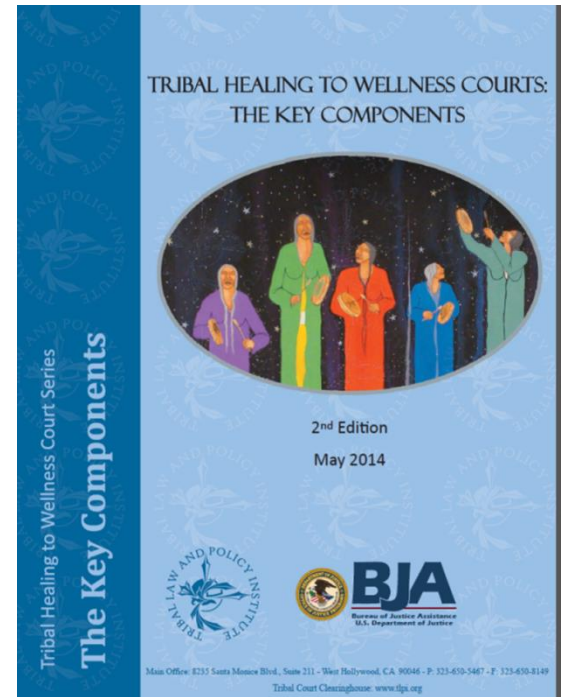
Support &
Supervision





Mission of Healing to Wellness Courts:

- To stop the abuse of alcohol and other drugs and related criminal activity.
- Promote recovery through a coordinated response to offenders dependent on alcohol and other drugs.
- Requires a team approach, including cooperation and collaboration of:
 - Judges
 - Prosecutors
 - defense counsel
 - probation authorities
 - other corrections personnel
 - law enforcement
 - pretrial services agencies
 - TASC programs
 - evaluators,
 - local service providers





Our Presenters

- **Kimberly Cobb**, Research Associate, American Probation and Parole Association
- **Sara Moffett**, Probation Officer II, Nez Perce Adult Healing to Wellness Court





The term “**Healing to Wellness Courts**” was adopted to:

- Incorporate two important Native concepts—both **healing** and **wellness** and
- Emphasize the program’s efforts to promote wellness as an **ongoing journey** for program participants





PROBATION AS THE SUPERVISING AGENT

WHAT CAN THEY BRING
TO THE TABLE?



*David Flores, Chief Probation Officer
Pascua Yaqui*



**Law
Enforcement**

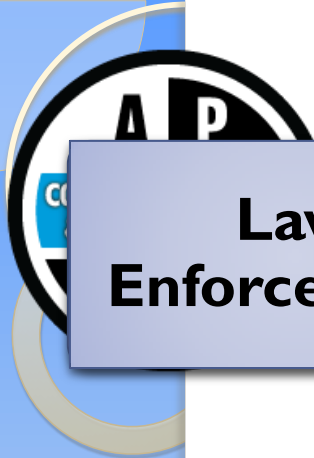


Courts



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Law Enforcement

Courts

Probation

Pre-Sentence

Post-Sentence

Screening and Assessment

Treatment

Technology Supervision

Housing

Education

Employment

Restitution & Reparation

Community Services

Counseling

Re-Entry





Probation as Partners

- Probation often not thought of as a valuable partner, but they have much to offer
 - Involved with an individual for the longest period of time
 - First hand experience working with those with multiple needs and know how to best meet them
 - Motivations behind behavior(s) (triggers)
 - Knowledge of community resources





Key Component #1: Individual and Community Healing Focus

- Conduct assessment to identify needs
- Develop individual supervision/treatment plans based upon assessment
- Stay abreast of most current drug/alcohol testing resources
- Leverage community resources
 - Treatment
 - Community healing resources
 - Cultural practices/healing services
- Participate in prevention/community education & outreach
- Conduct Drug Testing & Reporting
- Implementation of Sanctions/Incentives



Key Component #2: Sovereignty and Due (fair) Process Rights



- While probation is not an advocate for drug court participants, they are charged with working in their best interests.
- Be involved in establishing eligibility criteria to promote sovereignty and due process rights of potential participants.
- Work with public defenders and prosecutors to ensure that all eligibility individuals are referred to the program.



Key Component #3: Early Identification and Screening

- Ensure screening/assessment is conducted as early as possible.
- Conduct Pre-Sentence Investigations to present recommendations for participation into Healing-to-Wellness Court.
- Keep screenings/assessments updated throughout involvement in the Healing-to-Wellness program.





Key Component #4: Treatment and Rehabilitation Incorporates Culture and Tradition

- Identify & leverage existing community resources
 - Treatment
 - Community healing resources
 - Cultural practices/healing services
- Identify where gaps in services may exist
- Use screening/assessment information to develop individual case plans
- Communicate with treatment providers on individual progress
- Incorporate culturally-appropriate graduated responses to respond to compliance/non-compliance



Key Component #5: Intensive Supervision



- Oversight of the supervision/treatment goals
- Ensure program compliance through drug testing, office/field visits, contacts with collaterals, contact with treatment, etc.
- Understand and be prepared for set-backs
- Probation is involved with justice-involved individuals for the longest period of time—they get to know the individual, their families, their issues, their responsivity factors, their triggers, etc.
- Probation can be the point-person for the Healing-to-Wellness team



Key Component #6: Incentives and Sanctions

- Develop a plan of meaningful incentives and sanctions for each individual.
- Ensure the incentives and sanctions match the behavior (proportional).
- Identify an array of non-monetary incentives
- Identify and leverage community partners to provide an array of incentives



Key Component #7: Judicial Interaction



- Develop detailed reports to help inform the judge and the team of progress and setbacks so that judicial interaction with the participant is meaningful and based on current information.
- Provide judges with programmatic data so they are informed of the impact of the Tribal Healing to Wellness Court program on the community.





Key Component #8: Monitoring and Evaluation

- Identify data points from participants information that will inform the Healing-to-Wellness Court process
- Collect, analyze, and disseminate data points to the Healing-to-Wellness Court team and other key stakeholders and the community to promote the program and encourage sustainability strategies
- Utilize data to identify where there are gaps in services for Healing-to-Wellness Court participant needs
- Utilize data to inform where enhancements can be proposed for future grant/budgetary funding requests
- Utilize data to demonstrate success to program participants (reinforcement and acknowledgement of progress; incentives)



Key Component #9: Continuing Interdisciplinary and Community Education

- Utilize data to promote program effectiveness to the community
- Participate in prevention/intervention programs to promote sobriety and the Healing-to-Wellness court program
- Promote the program to community-based programs to encourage support of Healing-to-Wellness Court program (educators, employers, vocational trainers, local colleges, housing providers, community businesses, Elders, religious organizations, service providers, etc.)



Key Component #10: Team Interaction

- Coordinate the staffing of Healing-to-Wellness Court cases
- Provide the Healing-to-Wellness Court teams with honest and timely updates on the individual's progress, set-backs, and recommendations for action based on behavior
- Encourage honest and respectful communication among the Healing-to-Wellness Court team members
- Identify and gain commitment from community partners to meet the unique, individual needs of Healing-to-Wellness Courts participants





The Nez Perce Adult Healing to Wellness Court

The benefits of Probation to the Drug Court Program





Team Roles and Responsibilities

The team meets before every review hearing:

- Sanctions
- Rewards
- Graduated Phases

All decisions regarding the Client is by majority.





Referral Process

- Transfer Hearing in the criminal court.
- Application is brought to the team from Coordinator where we vote to accept/deny.

Most clients in the Nez Perce HTWC are referred by the Prosecutor, Defense Attorney or Pro Se.





Screening and Eligibility

- Legal Screening
 - This process is done by the Coordinator with assistance from the Prosecutor and Defense Attorney's.
- Clinical Screening
 - Potential Clients complete an evaluation with the treatment providers. They will determine the level of treatment and available resources.





Treatment and Rehabilitation

- Integrate activities tailored to clients needs:
 - Language Classes
 - Parenting Classes
 - Consumer Credit Counseling
 - Basket weaving
 - Cultural events





Intensive Supervision

- The Phases are a graduated supervision.
 - For example with UA's, Phase I the client can expect 3 random UA's, Phase II 2 random UA's, etc.
- Office visits with Probation is geared towards the recovery process.
 - Phase I is getting the client stable and on a tight schedule. Phase II less recovery meetings and appointments, etc. And so on.
- Probation incorporates cultural and traditional activities.





Sanction and Incentives

- Sanctions are set out in the Policies and Procedures of the HTWC. Sanctions are voted on by the present Team members.
- Incentives are similar but, small rewards are offered. For example, gift cards are given to the participant who does not have a sanction for 2 weeks. If there is more than 1 client without a sanction their name is drawn from a pool.





Judicial Interaction

- The Judge is very active within our HTWC. She is quick to offer congratulations but, is firm with sanctions. The clients have often stated the judge “down to earth.” She often will go over the handbook with each client ensuring clarity of the policies and procedures.





Monitoring and Evaluation

- Part of our internal operations for client progress is weekly reports given to the coordinator from Treatment and Probation. Reports include AA meetings attended, group meetings, one-to-one consultations, and UA's obtained.
- The team will then the performance of the client and evaluate the process.





Continuing Interdisciplinary and Community Education

- During Team meetings and through other forms of communication our team has open discussions of each other's role on the team and the HTWC. This action ensures effective communication between our team members and a sense of trust.
- Our HTWC has set up information booths during our Tribe's General Council and we are working on a pamphlet to distribute to our tribal membership.





Team Interaction

- NPT/HTWC Team members are:
 - HTWC Judge
 - HTWC Coordinator
 - HTWC Probation Officer
 - HTWC Defense Counsel
 - HTWC Prosecutor
 - Nez Perce Tribe's NiiMiPuu Health, Behavioral Health





Now Available! Tribal Resource Repository

Download forms related to pretrial, probation, and reentry including:

- Supervision Forms ~ Policies and Procedures ~ Publications

American Probation and Parole Association

A Force for Positive CHANGE.

HOME SITEMAP SEARCH

ABOUT APPA MEMBERSHIP TRAINING PROJECTS RESOURCES APPA SHOP


LINKS:
Welcome
APPA's Work in Indian Country
Policies & Procedures
Supervision Forms
Publications
Training
Technical Assistance
APPA's Tribal Issues Committee

Repository for Tribal Community Corrections Personnel

Many tribes are seeking to implement a more community-based response to crime. One community-based response that is being embraced by tribal justice systems is community corrections (pretrial, probation, reentry).

Community supervision programs are growing and flourishing in American Indian/Alaska Native communities. This web page is designed to serve as a continuing resource for professionals working within pretrial, probation, and reentry roles as they continue to develop and grow their programs. Using the navigational links to the left, you will find:

- Access to Tribal Probation Policies and Procedures that have been developed by other tribal probation programs to use as a foundation to build your own policies & procedures;
- Access to commonly used supervision forms to use as templates for developing your own forms;
- Access to publications, fact sheets, bulletins and other guidance documents specific to the unique needs and responsibilities of community corrections personnel working in Indian Country;
- Access to information about training opportunities specific to the unique needs and responsibilities of community corrections personnel working in Indian Country;
- Access to technical assistance opportunities related to pretrial, probation, reentry, alternatives to incarceration, and implementation of enhanced sentencing authority as provided under the Tribal Law & Order Act of 2010; and
- Information about the Tribal Issues Committee, a special issue committee of the American Probation & Parole Association designed to discuss issues specific to community corrections programs in Indian Country.

 **BJA**
Bureau of Justice Assistance
U.S. Department of Justice

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Visit www.appa-net.org
Click on “Resources”
Click on “Tribal Resource Repository”



Are you looking for Training or Technical Assistance?

APPA has a variety of training and technical assistance opportunities available to assist tribal communities develop or enhance their practices related to:

- Community Supervision (pretrial, probation, reentry)
- Enhanced Sentencing Authority
- Indigent Defense
- Alternatives to Incarceration
- Collaborative Supervision between tribal/non-tribal agencies



And much more!

Contact:

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Email: kcobb@csg.org



TRAINING



Case Management Practices for Tribal Probation Personnel: Skill-Based Training

- *Motivational Interviewing*
- *Engaging Families*
- *Case Planning*

April 14-16, 2015

Dallas, TX

Interviewing & Report Writing: Skill Based Training

May 12-14, 2015

Location TBD

**Scholarships to cover travel and lodging provided for both trainings*



Professional Development Opportunity for Tribal Community Corrections Personnel

APPA Annual and Winter Training Institutes

50-75 workshops specific to community corrections

Special Issue Committees

Resource Expo

Opportunities for Networking

And much more!

APPA Winter Training Institute

January 11-14, 2015

Tampa, FL

APPA Annual Training Institute

July 12-15, 2015

Los Angeles, CA



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Upcoming Webinar: The Role of Probation and Supervision on the Healing to Wellness Court Team

Join TLPI for our newest webinar exploring the roles and responsibilities of Wellness Court team members: probation. [More](#)



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Questions?