

Proposition 36

As of July 1, 2011

About Proposition 36:

- As of January 1, 2011, individuals continue to be eligible for sentencing under PC1210.1 / PC 3063.1, formally known as Proposition 36;
- All clients referred under PC1210 and PC3063 (P.36) will be referred directly from the courts, probation and parole;
- Under this sentencing, individuals must complete treatment at a Certified AOD Treatment provider-site in the county they reside in to be in compliance with the sentencing requirements.
- Individuals determined in need of Level-I and Level-II care will be charged a fee for treatment, based on the client's ability to pay; (see attached program criteria)
- Providers will assess individuals for the correct level of care and placement;
- Urinary Analysis (U.A.) testing is conducted with every Proposition 36 client;
- For referral assistance, please call the Behavioral Health and Recovery Services Call-center at **1-800-686-0101**;
- Individuals in need of Level-III care will gain access to treatment via publically funded slots. Individuals will be given Priority Admission based on meeting two (2) of the following criteria's:
 - Homeless
 - Parenting with children ages 0-5
 - Criminal Justice (re-entering from jail or prison)

For San Mateo County Residents:

- All levels of care are available, dependent on clinical necessity and appropriate level of care;
- Individuals needing treatment can contact any of the San Mateo County approved providers for assessment, correct level of care and placement. (see attached)

Fees and cost of treatment:

- Client fees shall be charged directly to the client, based on the ability to pay; (see attached fee structure)
- For individuals eligible under MCE will be paid from county general funds and federal matching dollars;
- For individuals not eligible for the above, services will be provided by: SAPT Block Grant funds for those meeting TWO of the priority populations; (Homeless, Parenting with children ages 0-5, or Criminal Justice)

- Individuals successfully completing treatment shall receive a completion certificate from the treatment provider and the “next steps’ handout;

For Non-San Mateo County Residents:

- Individuals seeking treatment in the county they reside in, please refer to the lead county agency’s located at:
http://adp.ca.gov/OTP/docs/OTP_LeadAgencies.doc
- Program requirements are individualized for each county. Individuals will need to contact the county for further assistance.

Please contact Paula Nannizzi for further assistance at 802-6468 or pnannizzi@co.sanmateo.ca.us

Reporting to Probation/Parole:

- Proof of Enrollment or Non-Compliance reports will be faxed to Probation Officer or Parole Agent
- Non-compliant monthly reviews shall be well documented with reasons of non-compliance. (non-compliance includes: excessive absences, dirty UA’s or individuals lack of motivation for successful treatment completions)
- Discharge reporting shall happen within 48 hours of treatment completion or discharge.
- Negative discharge reporting shall happen verbally and in writing immediately.
- Negative discharges should be well documented stating the level of engagement the provider offered to continue the individual’s treatment episode.
- Individuals successfully completing treatment shall receive a completion certificate from the treatment provider and the “Next Steps’ handout. (attached)

San Mateo County Courts-

- Individuals successfully completing treatment shall receive a completion certificate from the treatment provider and the “next steps’ handout.

San Mateo County Proposition 36 Services

Level One:

Asian American Recovery Services
(ODASA)
Archway, First Chance (Star-Vista)
El Centro
Free At Last

Latino Commission
Our Common Ground
Project 90
Pyramid Alternatives
Sitike Counseling Center

Level Two:

Asian American Recovery Services
(ODASA)
First Chance (Star-Vista)
Free At Last
Latino Commission
Our Common Ground

Project 90
Pyramid Alternatives
Sitike Counseling Center
Women's Enrichment Center (Star-Vista)
Women's Recovery Association

Level Three:

Free At Last
Hope House, Service League
Latino Commission

Our Common Ground
Project 90
Women's Recovery Association

Level One

A fee will be charged to clients based on ability to pay

Weekly random drug testing (3 consecutive negative tests required for successful completion)

Program Description

One, 1 hour Intake:

= 1 hour

Twelve, 1.5 hour groups per week for 12 weeks:

= 18 hours

One, 1 hour Individual every other week or

Twelve, half hour individuals weekly:

= 6 Hours

Total 25 Hours of service

Program Rules

1. 3 absences allowed (terminate on 4th)
2. Not allowed to attend session if fail to pay;
3. Must sign sign-in roster at the front desk and in group;
4. Not allowed into session if more than 5 minutes late;

5. Abstain from all mood and mind-altering drugs (unless prescribed by a physician) while enrolled for services;
6. Must provide copy of any prescription medication;
7. Must attend and provide verification of attendance at total of six 12-Step Meetings;
8. Pay \$25.00 (cash) for any check returned;
9. Failure to test when required will result in an administrative positive test and may be subject to discharge from the program;
10. Client is allowed 2 weeks (14 days) after last group to complete last individual session or must be discharged;
11. Coordination with County AOD/Probation/Parole as required;
12. In order to successfully complete the program:
 - a. attend all required group sessions,
 - b. verification of attendance at 12 step meetings,
 - c. minimum of three (3) consecutive negative drug tests,
 - d. paid all outstanding fees
 - e. Failure to comply with the above at the last individual session will result in NOT being seen. Client will be charged an absence for the appointment. If this absence exceeds the allowed number of absences client will be discharged.

Program Fees: Client must present wage documentation including pay stubs, tax returns, and bank deposit verification. Must have proof of General Assistance to be eligible for GA fee.

<u>Gross Income \$1,501 + monthly</u>	<u>Program Fee:</u>	\$920.00
<u>Gross Income under \$1,500 month</u>	<u>Program Fee:</u>	\$500.00
<u>Client can provide proof of General Assistance:</u>	<u>Program Fee:</u>	\$120.00

Additional Program Costs

Absences:	\$30.00
Re-Enrollment:	\$35.00
Urine Testing	\$30.00

Reasons for Discharge

- Non adherence to treatment contract
- Excessive absences 3 allowed, discharged on 4th absence
- Failure to thrive

Level One Fee Determination

Monthly Income	Program Fee	Absences	Re-Enrollment	Late Fee
Proof of GA	120.00	5.00	5.00	10.00
\$0 to \$1,500	\$500.00	5.00	5.00	10.00
\$1,501 +	\$920.00	\$30.00	\$35.00	\$10.00

All fees for the Prop 36 Program are based on your income. Your fee will be set at the highest level unless you provide proof of being on General Assistance or earning less than \$1,501 per month.

In order to receive a reduction of the fee you must provide proof of your income and sign a release of confidentiality so that your family may be asked to provide evidence of your income. You are responsible for the full fee until your request is approved. Reductions in fee are not retroactive.

You will be allowed up to 3 absences and discharged from treatment upon your 4th absence. However, you will need to make up the session(s) you have missed. In addition, you will be charged \$30.00, or the approved amount indicated above, over and above the total fee agreed upon below for each absence and a \$10.00 late fee for late payments.

If you are discharged from treatment and the Court mandates you back to treatment at our agency you will be required to pay any unpaid balance to date and a \$35.00 non-refundable re-enrollment fee.

Level Two

A single fee will be charged to clients. Weekly random drug testing (3 consecutive negative tests required for successful completion)

Program Description

Between 9 to 20 hours of direct service per week; 60 days of service.

Program Rules

1. 6 absences allowed (terminate on 7th)
2. Not allowed to attend session if fail to pay
3. Must sign sign-in roster at the front desk and in group
4. Not allowed into session if more than 5 minutes late
5. Abstain from all mood and mind-altering drugs (unless prescribed by a physician) while enrolled for services
6. Must provide copy of any prescription medication
7. Must attend and provide verification of attendance at total of six 12-Step meetings
8. Pay \$25.00 (cash) for any check returned
9. Failure to test when required will result in an administrative positive test and may be subject to discharge from the program
10. Coordination with County AOD/Probation/Parole as required
11. In order to successfully complete the program:
 - a. attend all required group sessions,
 - b. provide verification of attendance at 12 step meetings,
 - c. provide a minimum of three (3) consecutive negative drug tests,
 - d. paid all outstanding fees
 - e. Failure to comply with all of the above at the last individual session will result in NOT being seen. Client will be charged an absence for the appointment. If this absence exceeds the allowed number of absences client will be discharged

Program Cost: \$85.00 per day

Additional Program Costs

Absences:	\$30.00
Re-Enrollment:	\$35.00
Urine Testing	\$30.00

Reasons for Discharge

Non adherence to treatment contract

Excessive absences 3 allowed, discharged on 4th absence

Failure to thrive

Level Three

Contractor will give priority admission to San Mateo County residents and who meet two of the Alcohol and Drug Services (AOD) treatment and recovery services criteria's in the following priority populations: Parent with Child, Homeless or Criminal Justice. In meeting the 2- priority populations' individuals can be placed into a county funded slot.

Program Description

90 bed days

Weekly random drug testing (3 consecutive negative tests required for successful completion)

Program Rules

1. Abstain from all mood and mind-altering drugs (unless prescribed by a physician) while enrolled for services
2. Must provide copy of any prescription medication
3. Must attend and provide verification of attendance at total of six 12-Step meetings
4. Pay \$25.00 (cash) for any check returned
5. Failure to test when required will result in an administrative positive test and may be subject to discharge from the program
6. Coordination with County AOD/Probation/Parole as required
7. In order to successfully complete the program:
 - a. attend all required group and individual sessions
 - b. provide verification of attendance at 12 step meetings,
 - c. provide a minimum of three (3) consecutive negative drug tests,
 - d. paid all outstanding fees
 - e. Failure to comply with all of the above at the last individual session will result in NOT being seen.

Program Cost: \$85.00 per day for individuals not eligible under priority populations

Additional Program Costs

Re-Enrollment: \$35.00

Reasons for Discharge

Non adherence to treatment contract;
Failure to thrive.

Next Steps for Prop 36 Treatment Graduates

Congratulations on successfully completing your drug treatment program as required by Proposition 36!

You must comply with the instructions below to complete the terms of your Prop 36 Probation.

- 1. For Felony Prop 36 graduates on supervised probation - Bring your drug treatment graduation certificate to the Probation Department within 1 week after completion of your Treatment Program.**

For Misdemeanor Prop 36 graduates on court probation– Submit a copy of your drug treatment graduation certificate to the San Mateo County Superior Court’s Criminal Clerk’s Office within 1 week after completion of your Treatment Program for placement in your court file.

- 2. You must remain compliant with all the terms of Prop 36 probation while on probation.*
- 3. You must pay all probation and/or court fines/fees*

Prop 36 Misdemeanants:

Your probation **may** be terminated within 6 months once you have completed your treatment program providing you have paid all your court fines/fees and are compliant with all probation requirements.

Prop 36 Felons:

Your probation **may** be terminated within 1 year once you have completed your treatment program providing you have paid all your court and probation fines/fees and are compliant with all probation requirements.

Upon successful completion of drug treatment, you may also petition the court for a dismissal of your charges pursuant to Penal Code section 1210.1 (e)(1).