

Circuit Court, Baltimore City Pretrial Release Services Program

Presented by Kevin G. Amado Sr.

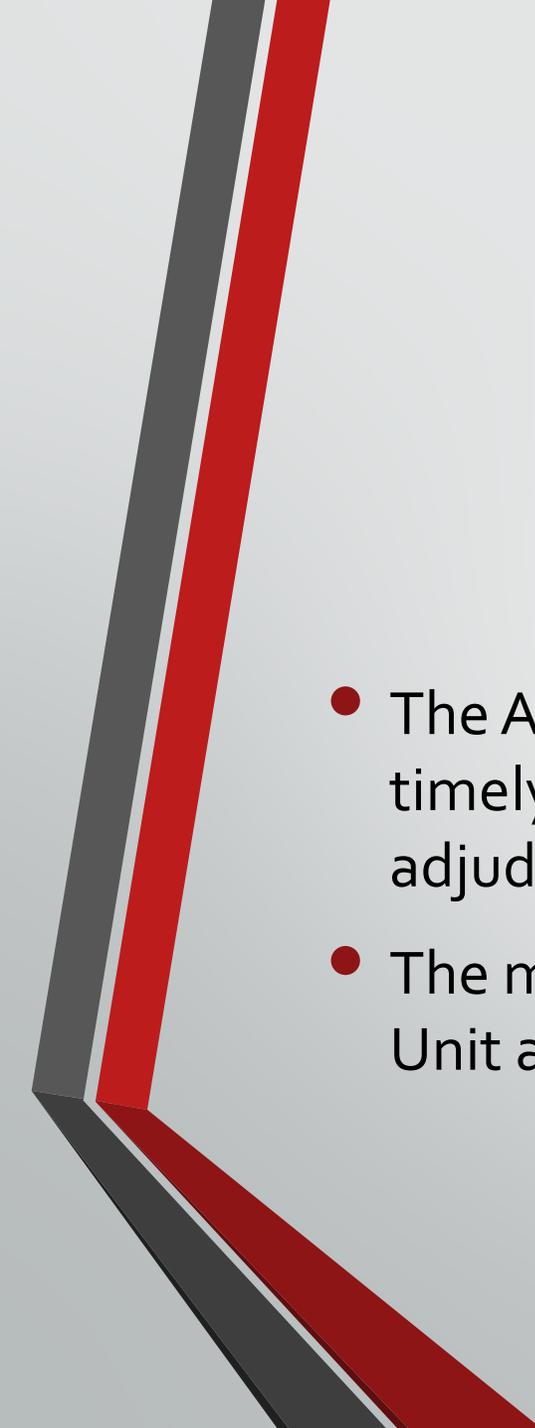
Program Director

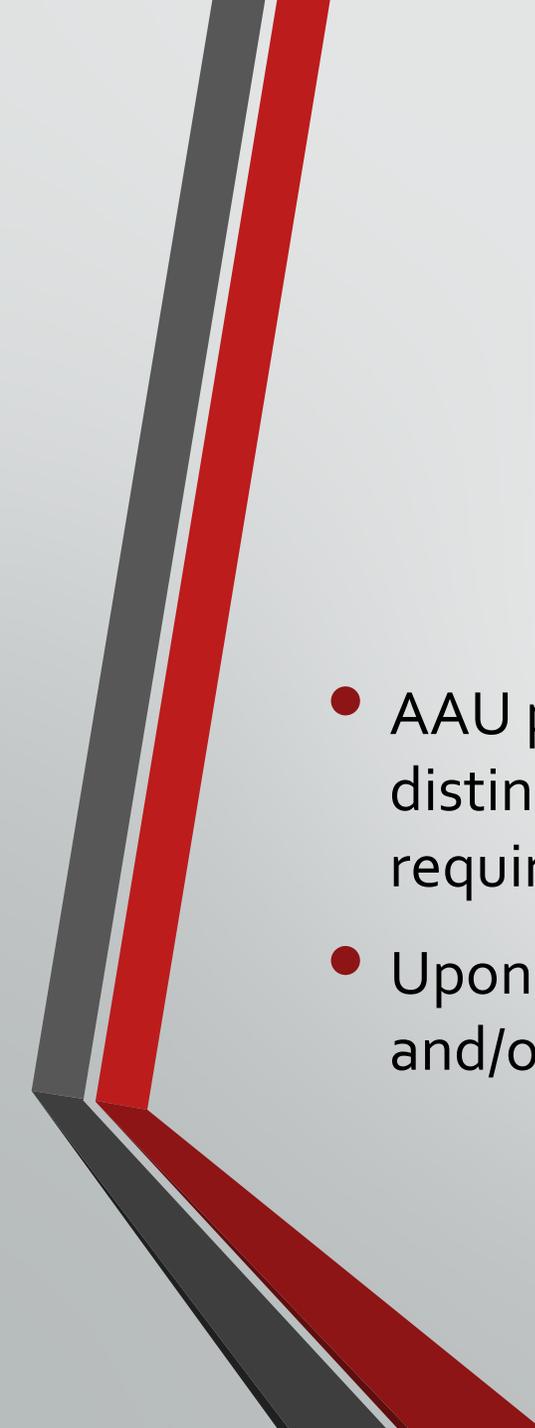
Addictions Assessment Unit

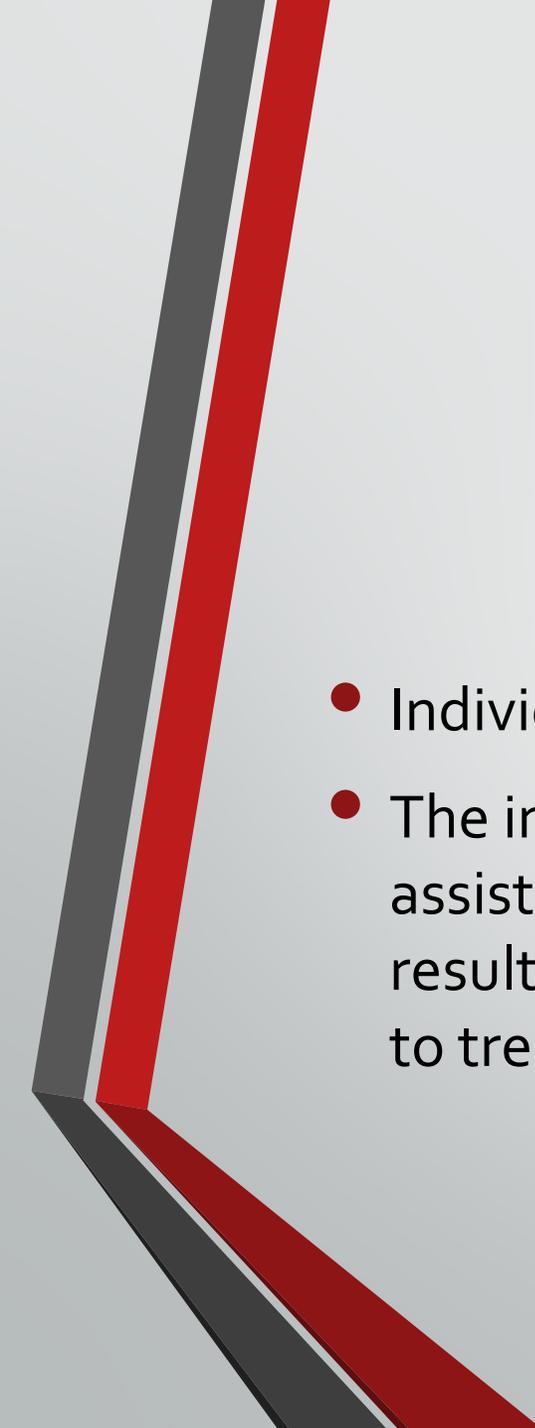
Addictions Assessment Unit (AAU)



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- The Addiction Assessment Unit is a publicly funded program of the Circuit Court for Baltimore City physically housed within the Mitchell Courthouse
 - The Addictions Assessment Unit is operationally managed by the Pretrial Release Services Program.

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- The Addictions Assessment Unit's primary goal is to provide the Court with a timely, systematic and accurate substance abuse assessment prior to adjudication.
 - The majority of clients referred by the Courts to the Addictions Assessment Unit are supervised by Pretrial's Case Management Section.

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- AAU provides all clients with a face to face addictions assessment to distinguish those clients who are experiencing substance abuse problems requiring intervention and those who do not need substance abuse referrals.
 - Upon assessing clients' treatment needs and the severity of their alcohol and/or drug use is determined.

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- Individualized treatment referrals are initiated and compliance monitored.
 - The information provided in the court report at the time of disposition assists the Courts in client's need for treatment based on the assessment results, Pretrial supervision compliance, as well as the reported compliance to treatment provisions.

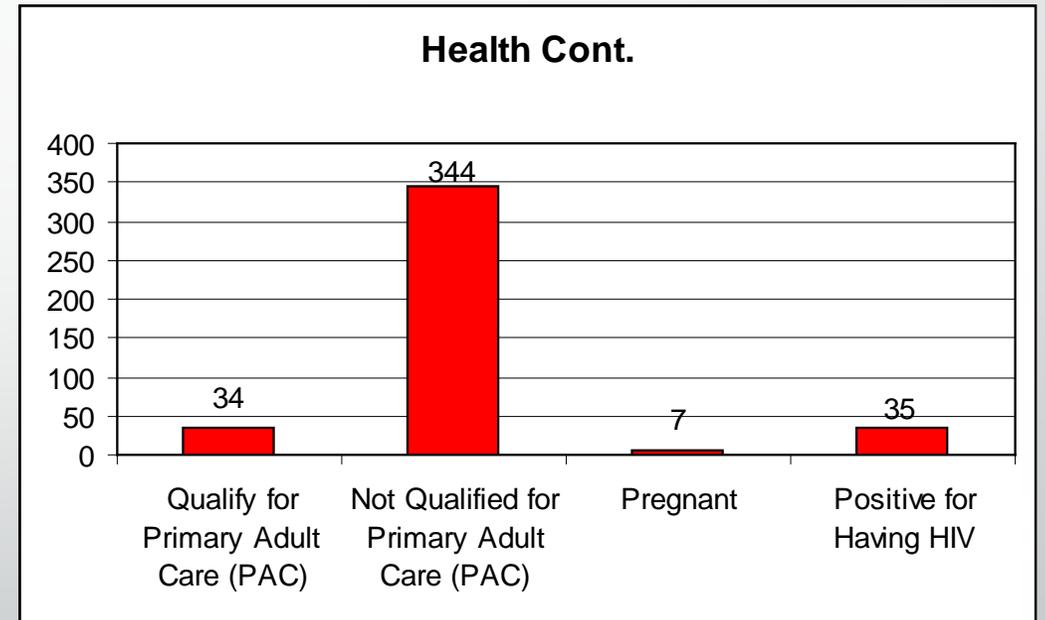
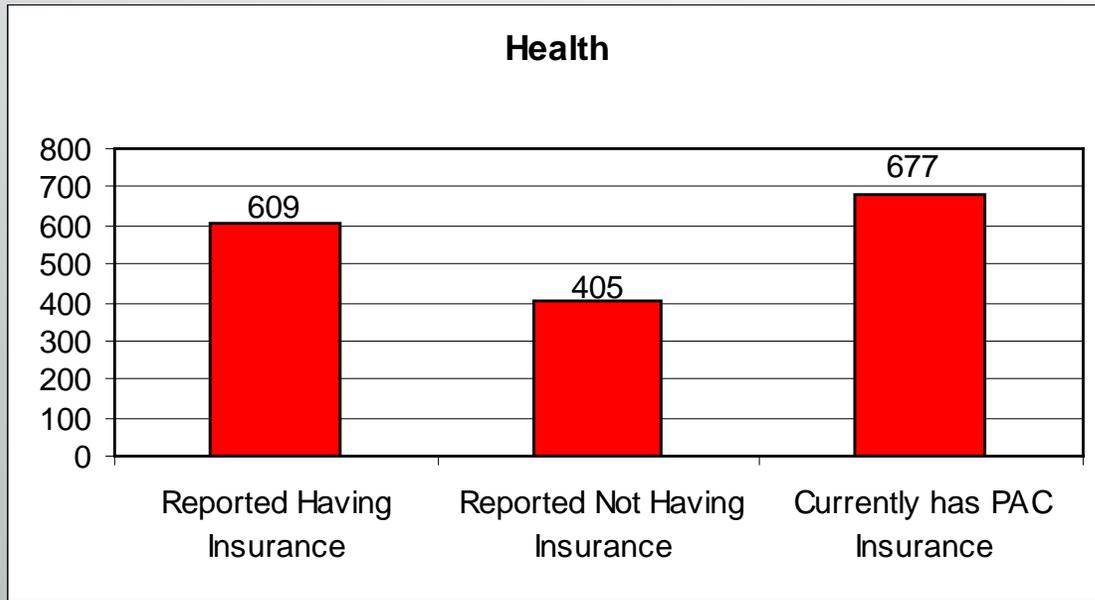
FY 2013 Client Profile for July 2012- June 2013

Pending Court Case Conducted	3466
Court Reports Written/Typed	2646
Assessments Conducted	1030

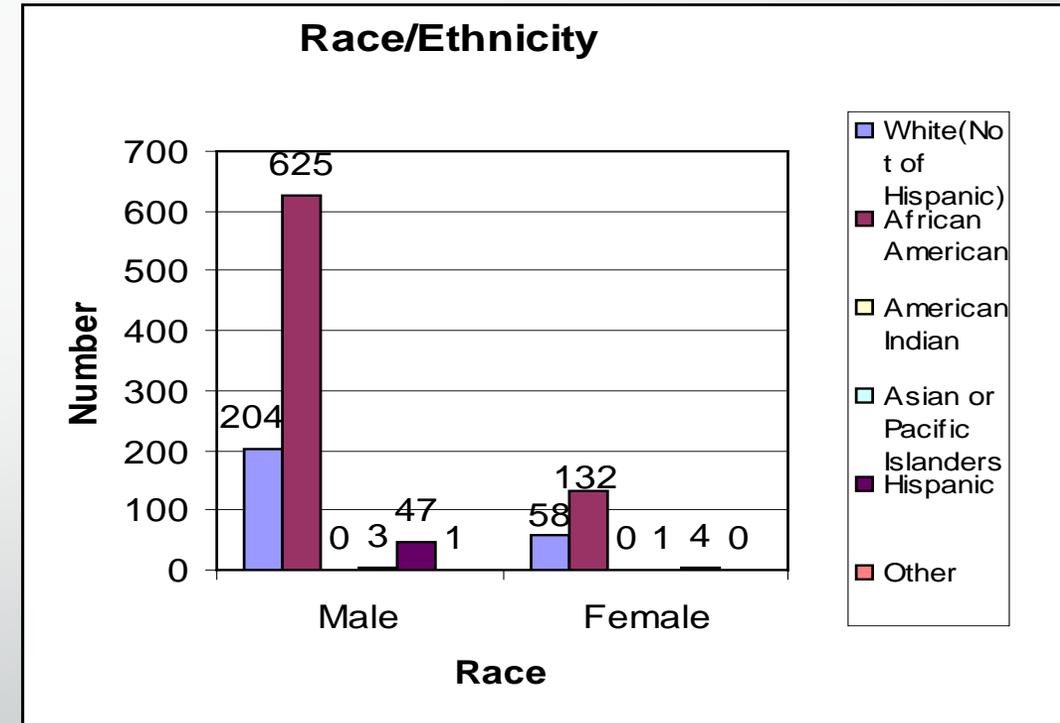
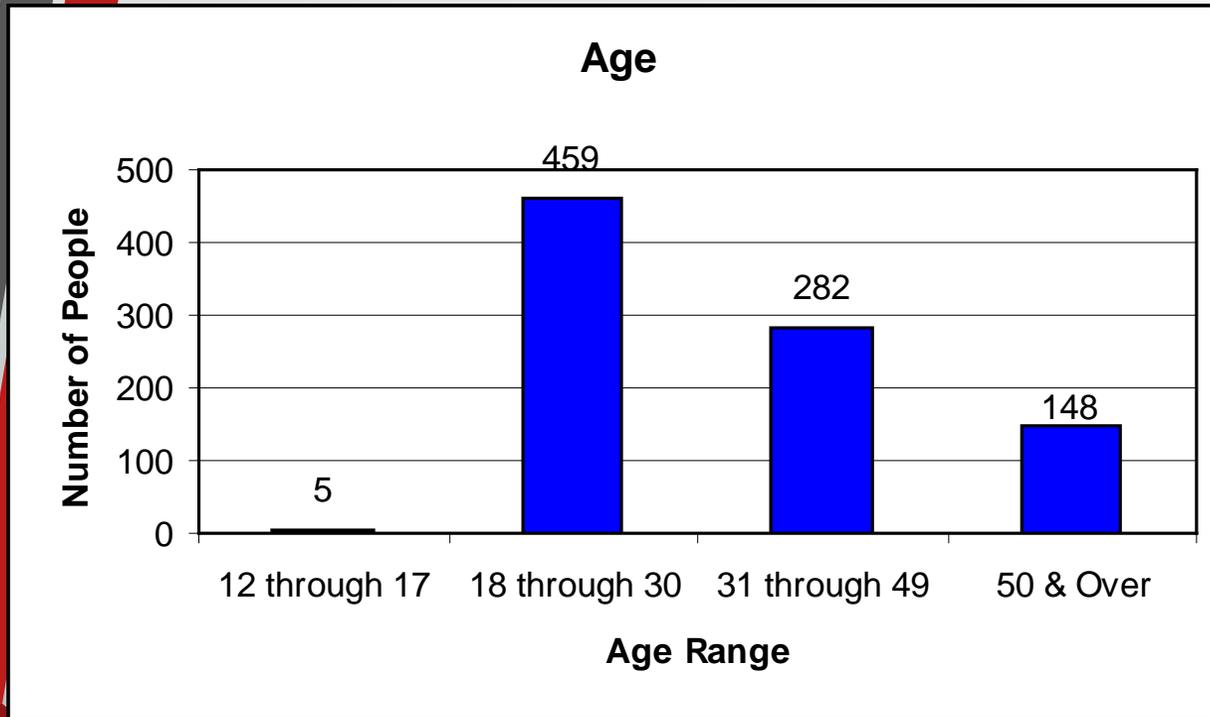
Referred During Initial Assessment	600
Not referred during initial assessment	419
Re-Referred After Initial Assessment	31
Charge with Handgun Violation	64
Reported a Dual Diagnosis Disorder	307
DWI/DUI	40
Courtesy Case(s) Assessed From the Counties	14

Male	845
Female	200
Defendants Referred by Judge	719
Appearance(s) Made in Courts by Clinical Staff	1
Defendants Referred by Commissioner	228
Family Division Unit Referral	4

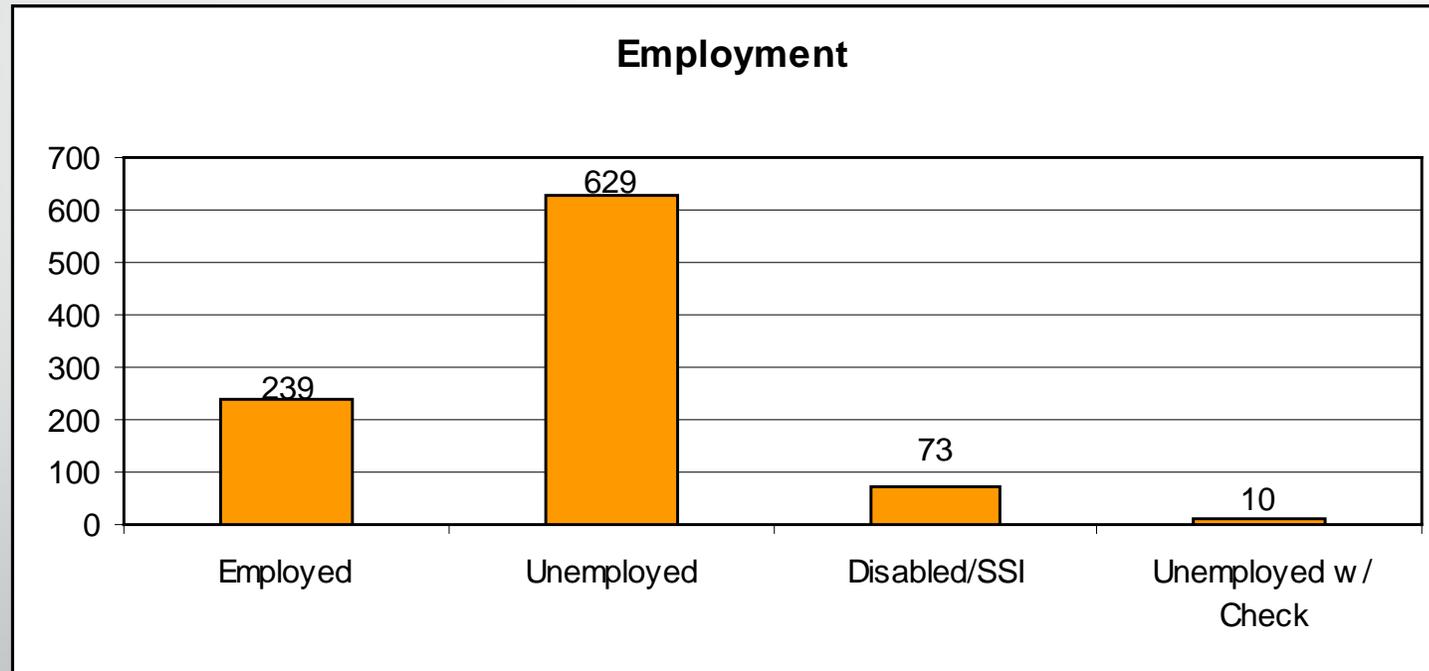
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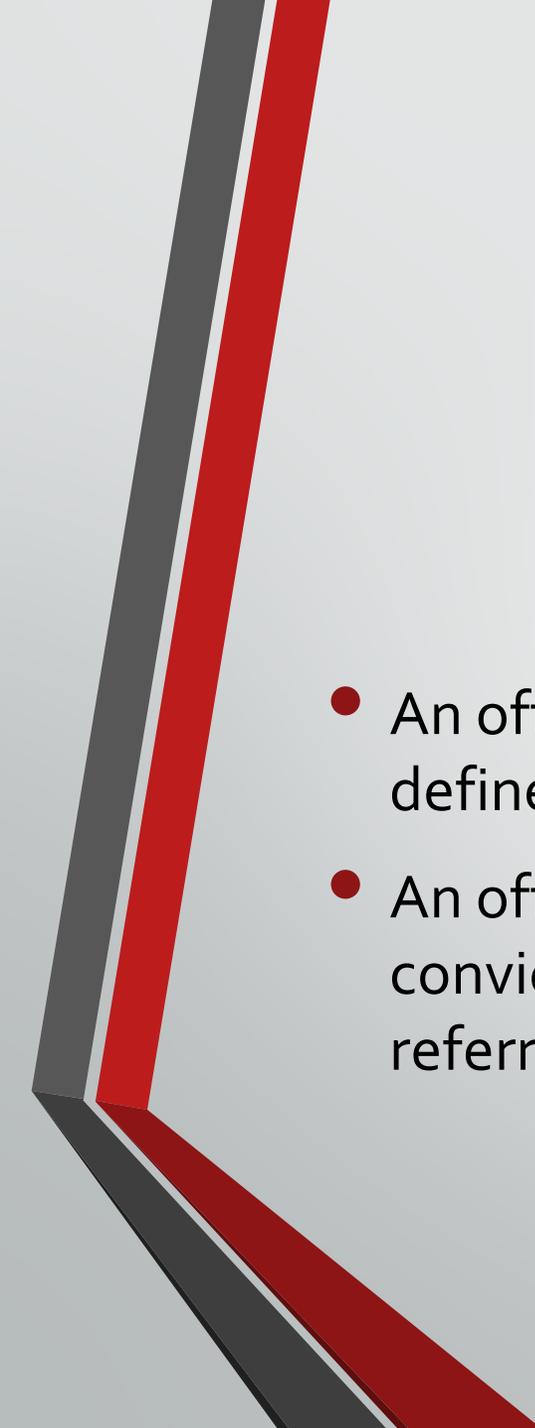


Diversion Programs



90-Day Pretrial Diversion Program

- This program is for substance abuse addicted offenders charged with misdemeanors.
- The case must be one that would otherwise be prosecuted (legally sufficient).
- An offender must not have any prior convictions or PBJ's for a crime of violence as defined in CR14-101



90-Day Pretrial Diversion Program

- An offender must not have any prior arrests for a crime of violence as defined in CR14-101 within the past five years.
- An offender may not currently be on parole or probation and must have no conviction or PBJ which sentence expired less than five years from date of referral

90-Day Pretrial Diversion Program

- An offender who has a prior Felony CDS conviction or PBJ and the sentence for that offense expired more than 5 years from the date of referral, and the factual basis in the current offense indicates that the offender is an addicted offender, may be referred

90-Day Pretrial Diversion Program

- No offender designated by SAO as a **VRO** or predetermined **War Room** offender is eligible.
- Offenders with minor juvenile records (no crimes of violence) may be referred.

90-Day Pretrial Diversion Program

- The offender must be charged with a misdemeanor:
- Theft < \$100.00 and Theft < \$1000.00
- Possession of CDS: the facts of the case must be consistent with substance abuse, not CDS distribution. The amount of CDS recovered must be consistent with personal use
- Forgery/Uttering Bad Checks
- Forged Prescriptions

90-Day Pretrial Diversion Program

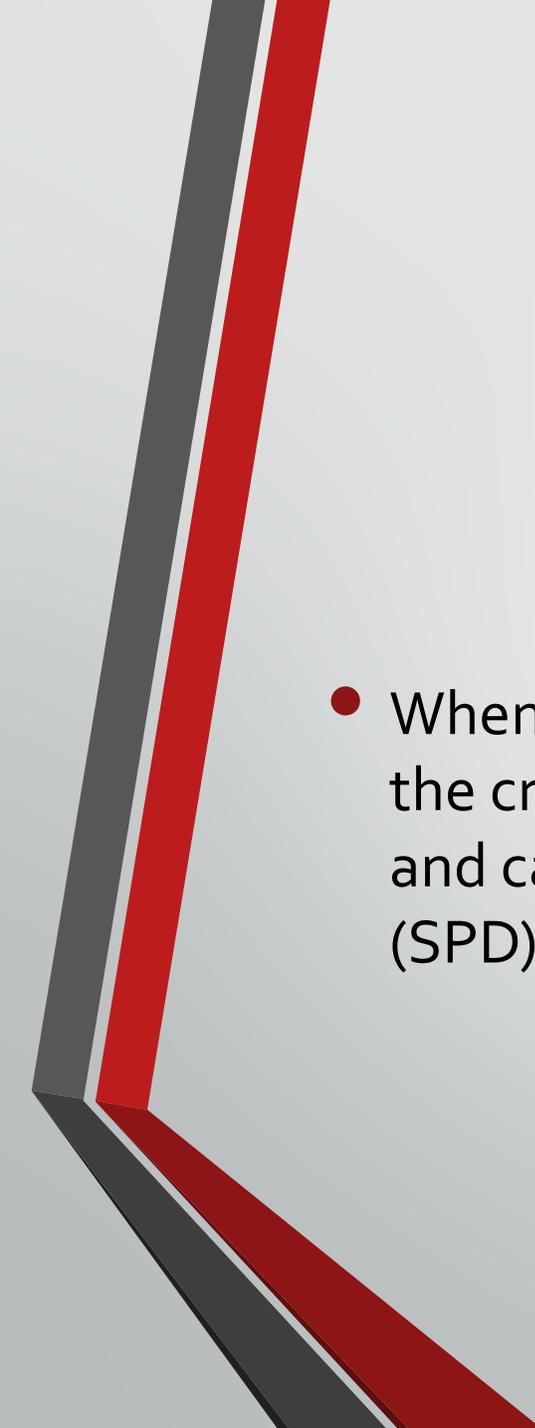
- The following offenses may not be considered for 90-day Pretrial Diversion:
 - Sex Offense (excluding prostitution and perverted practice)
 - Domestic Violence
 - Violation of Ex Parte Order
 - Stalking
 - DUI
 - Any crimes involving a victim
 - Reckless Endangerment
 - Handgun Violation
 - Any Attempted Felony

90-Day Pretrial Diversion Program

- Offenders with pending cases that qualify may have those cases consolidated and referred to the Diversion Program.
- An Offender who has been accepted into the Diversion Program, and who receives a subsequent charge may be allowed to complete the Diversion Program within the established time frame, if possible.
- In extraordinary circumstances, cases that would not be referred to Diversion may be considered with the Approval of the District Court Diversion Chief for the Office of the State's Attorney or his/her designee.

Specialized Prostitution Diversion Referral Procedures



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- When an Assistant State's Attorney (ASA) identifies an Offender that meets the criteria (not currently on parole or probation, no prior crimes of violence, and cannot have a pending case) for Specialized Prostitution Diversion (SPD), the following procedures will be followed:

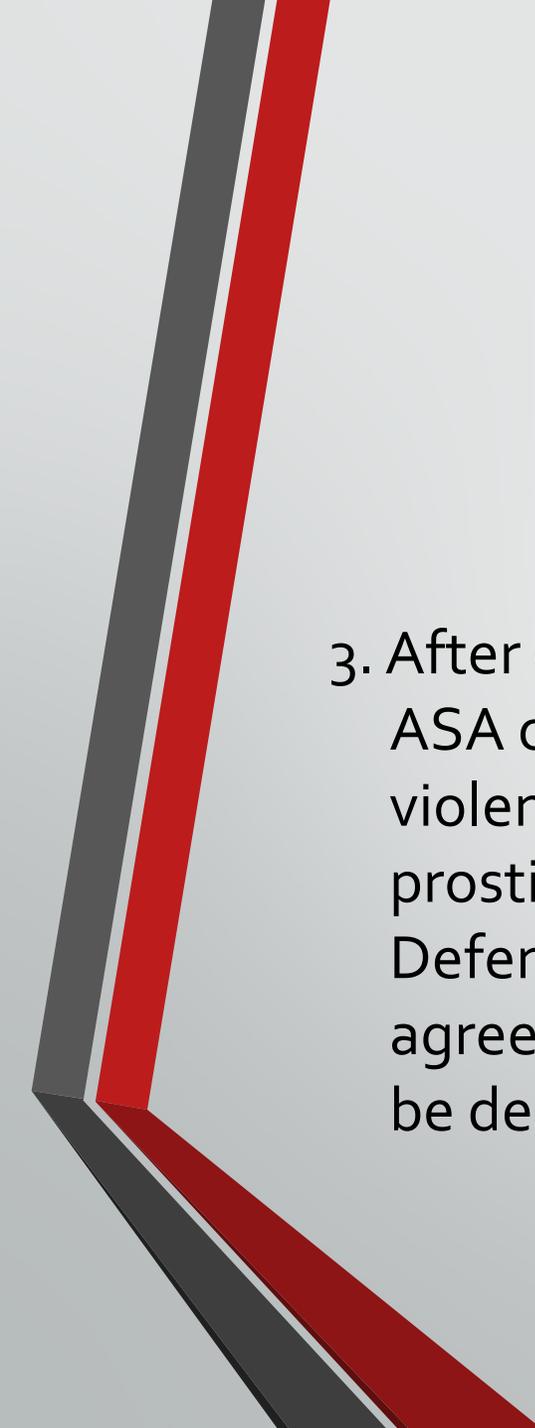


1. The ASA or designee fills out a referral form and sends it to the SPD Case Manager from the Pretrial Release Diversion Program or Supervisor to initiate the referral process by providing the following information for the Defendant:

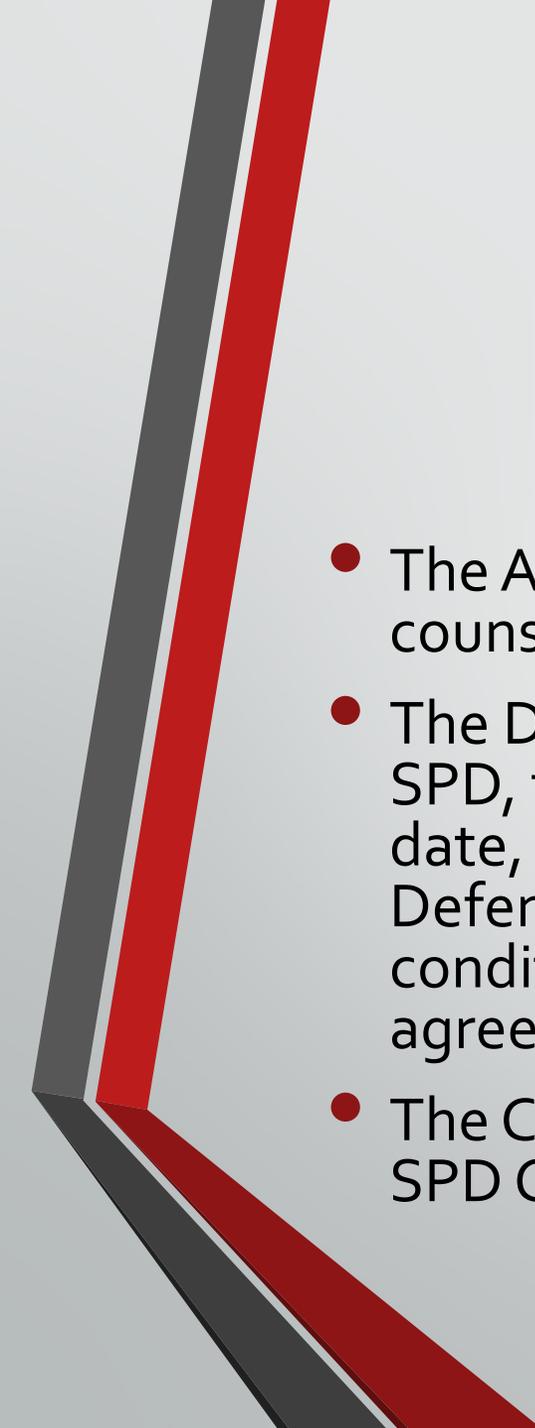
- Name
- Date of Birth
- Case Number
- Charge(s)
- Social Security Number (if available)
- SID Number (if available)

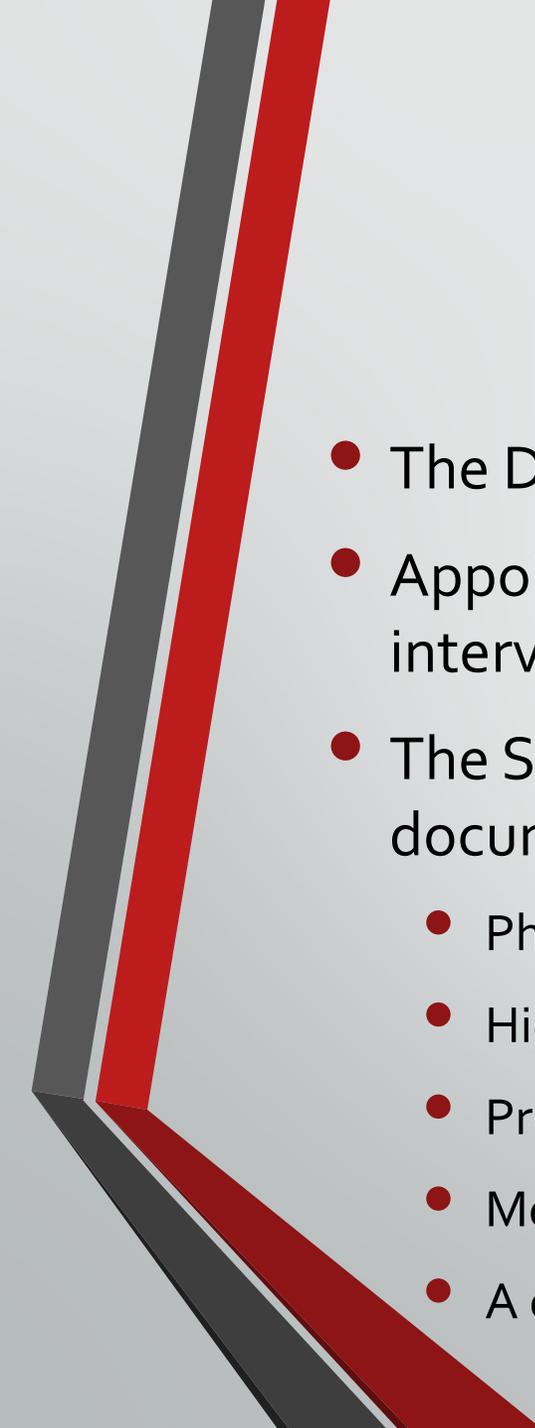


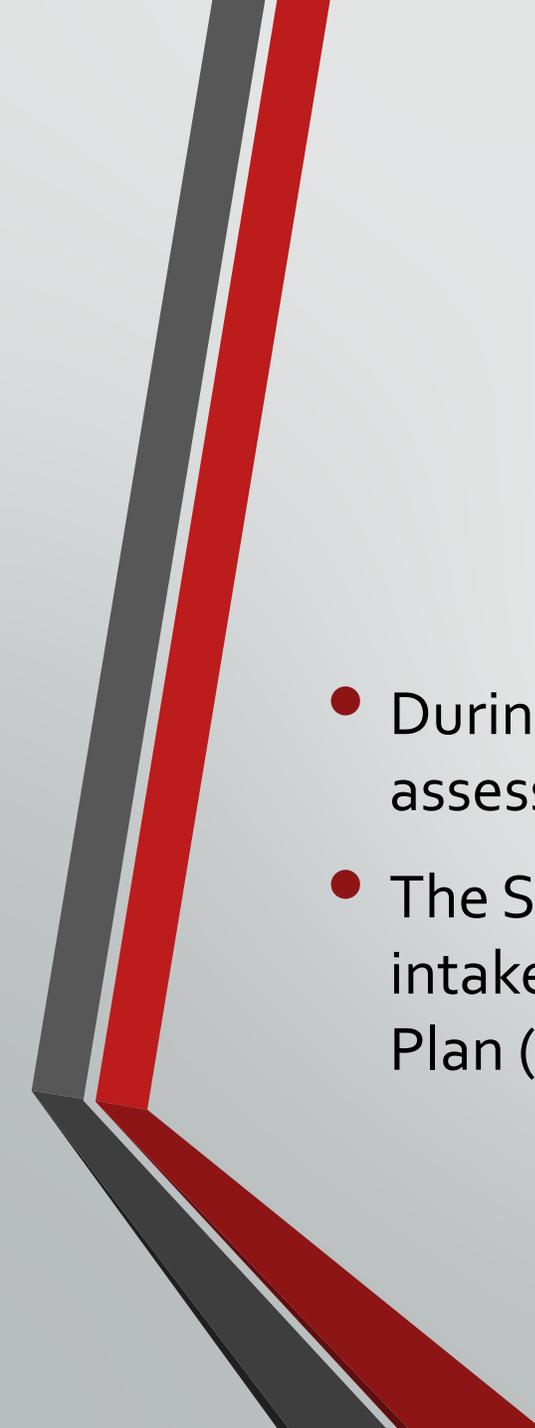
2. The SPD Case Manager then utilizes the above information to determine the Defendant's eligibility for SPD by running the Defendant's record and performing warrant checks on the Defendant



3. After examining the Defendant's record, the SPD Case Manager calls the ASA or the designee with the results. If the Defendant has a prior crime of violence in his or her background or a pending case other than that of prostitution, then the Defendant may be turned down for SPD. If the Defendant meets all of the criteria or if the ASA and the SPD Case Manager agree that despite not meeting all of the criteria that the Defendant should be deemed eligible for SPD, then the following procedures are followed:

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- The ASA extends the offer of Diversion to the Defendant via his or her counsel as Early Resolution Court (ER Court).
 - The Defendant accepts or rejects the offer of SPD. If the Defendant accepts SPD, then the Defendant is given a summons for the postponed disposition date, and an Order is given directing the time established by the ASA. Defendant will be released on his or her own recognizance or under conditional bail under the supervision of SPD/Pretrial. Defendant must agree on the record to comply with the SPD contract.
 - The Court Clerk will send the referral Order and recognizance Order to the SPD Case Manager.

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- The Defendant then meets with the SPD Case Manager and LCSW-C.
 - Appointments are scheduled by the SPD Case Manager for an intake interview at the Diversion Program Office.
 - The SPD Case Manager will instruct the Defendant to bring the following documents to the intake interview:
 - Photo Identification
 - High School/College Diploma or GED certification
 - Proof of income, most recent paystubs, DSS Budge Letter, etc
 - Medical Insurance card (if Defendant has insurance)
 - A copy of the Statement of Charges (ASA can also provide)

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- During the intake interview, the SPD Case Manager will set up an initial assessment appoint for the Defendant.
 - The SPD Case Manager, along with the LCSW-C will then proceed with the intake interview and during that time will develop an Individualized Services Plan (ISP) for the Defendant to follow during the period of Diversion.

Thank You for Your Time

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