

Community Substance
Use Disorder Treatment
Program
(Treatment Transfer)

ORC 5120.035

Statutory Eligibility Criteria

“Qualified prisoner” means a person who satisfies all of the following:

- The person is confined in a state correctional institution under a prison term imposed for a felony of the fourth or fifth degree that is not an offense of violence.
- The person has not previously been convicted of or pleaded guilty to an offense of violence.
- The department of rehabilitation and correction determines, using a standardized assessment tool, that the person has a substance use disorder.
- The person has not more than twelve months remaining to be served under the prison term imposed for a felony of the fourth or fifth degree that is not an offense of violence.

Statutory Eligibility Criteria (continued)

- The person is not serving any prison term other than the term imposed for a felony of the fourth or fifth degree that is not an offense of violence.
- The person is eighteen years of age or older.
- The person does not show signs of drug or alcohol withdrawal and does not require medical detoxification.
- As determined by the department of rehabilitation and correction, the person is physically and mentally capable of uninterrupted participation in the substance use disorder treatment program.

Exclusionary Criteria

- Offenders sentenced prior to July 1, 2015
- Parole eligible offenders to include those serving hybrid sentences (both determinate & indeterminate)
- Sex offenders, other than those convicted of Solicitation and/or Prostitution (commitments for these offenses are disproportionately female)
- Offenders with detainers or immigration violations*

*a notify detainer will not automatically make an offender ineligible to participate in the program. All detainer flags will be evaluated to further determine eligibility.

Exclusionary Criteria (continued)

- Security level designations of 2, 3, 4, or 5 and/or active & disruptive STG status (Levels 2 and 3).
- The offender shall not be currently confined in any institution control status as a result of any disciplinary action.*

*Rule infractions will be considered for suitability purposes prior to recommending transfer into the treatment transfer program.

- Offender shall not be currently confined on a prison term sanction (PST).
- The offender has not, during the current prison term, been transferred into the treatment program and been removed from the program for failing to satisfactorily participate in the program. A removal from the program during a previous prison term shall not disqualify the offender from participation in the program during the current or future prison terms.

Processing to Community Facilities

Expedited reception process of 14 days to include:

- Determination of initial eligibility by offense of conviction and time to serve.
- Administration of Texas Christian University (TCU) drug screen instrument to determine level of need.
R2 (moderate) and R3 (considerable) will be eligible
- LEADS report to determine criminal history
- Review of institutional conduct (via RIB DOTS Portal screen)
- Execution by offender of Release of Information for Substance Abuse programming progress reports
- Classification identifies appropriate Short Term Unit for transfer

Processing to Community Facilities (continued)

Short Term Unit expectations:

- Enter & successfully complete Treatment Readiness pathway.
- Treatment Readiness is a program administered by Recovery Services (now OMHAS staff).
- The pathway will take a minimum of 4 weeks to complete.
- Offender will be engaged in 8-10 hours of meaningful activity daily.
- If offender fails to successfully complete the Pathway, he/she will be removed from the Short Term Unit.

Processing to Community Facilities (continued)

- Upon successful completion of Treatment Readiness, Recovery Services will make a recommendation as to whether offender is appropriate for transfer to community facility for further substance abuse treatment.
- If offender not recommended by the Short Term Unit Treatment Team (comprised of staff from recovery services, housing unit, mental health, medical, and education) , transfer will not occur.

Offender may still be eligible for other forms of early release and/or transfer including risk reduction, 80% release and Transitional Control

Community Facility Expectations

- Offender continues to participate in substance abuse programming & release preparation.
- Offender abides by all rules of the community facility.
- Prior to the expiration of the stated prison term (EST) offender is again evaluated to determine if treatment needs have been met.
- Parole Board will consider evaluation in making a final determination as to whether the offender will be placed onto PRC supervision. If additional treatment hours are needed, PRC will be imposed to foster continued treatment.

Post EST

If offender successfully completes the community program and any period of PRC imposed, and subsequently submits an application to seal the record pursuant to ORC sec 2953.32, the Director of DRC may issue a letter to the court in support of the application.