

# Juvenile Healing to Wellness Court

2020 Online Learning Series

## Juvenile Healing to Wellness Court Phases



**Session Content Development:**  
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# Tech Reminders ☺

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- All attendees will be muted during the presentation
- Once you call into the meeting line, enter your pin #
- Use the Question/Chat box on your panel to submit questions and responses
- To minimize the control panel, use the orange arrow at the top left panel
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# Today's Facilitators

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As a training and technical assistance provider for the Office of Juvenile Justice and Delinquency Prevention, the Tribal Youth Resource Center as part of the Tribal Law and Policy Institute and its partner the National Native Children's Trauma Center bring an in-depth understanding and appreciation of American Indian and Alaska Native history, customs, and Indigenous justice systems.

**Native youth benefit from a value held by Native peoples:**

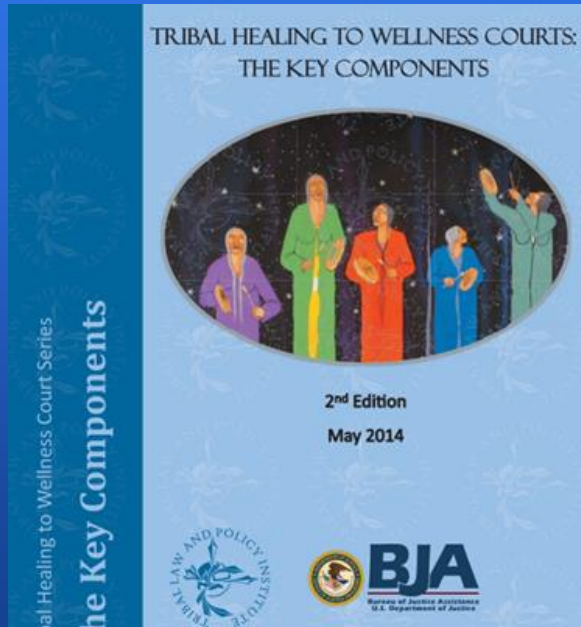
***Our Children are Sacred.***

# **Juvenile Healing to Wellness Court Online Learning Series- Session Six- Juvenile Healing to Wellness Court Phases**

## **Session Objectives-**

- **Consider the terminology “therapeutic justice” and the purpose and types of wellness courts.**
- **Survey the statutory diversion mechanisms to Tribal Juvenile Healing to Wellness Courts (JHWC) and consider the individualized approach.**
- **Discuss the integration of components within the JHWC and policies and procedures that have been developed.**

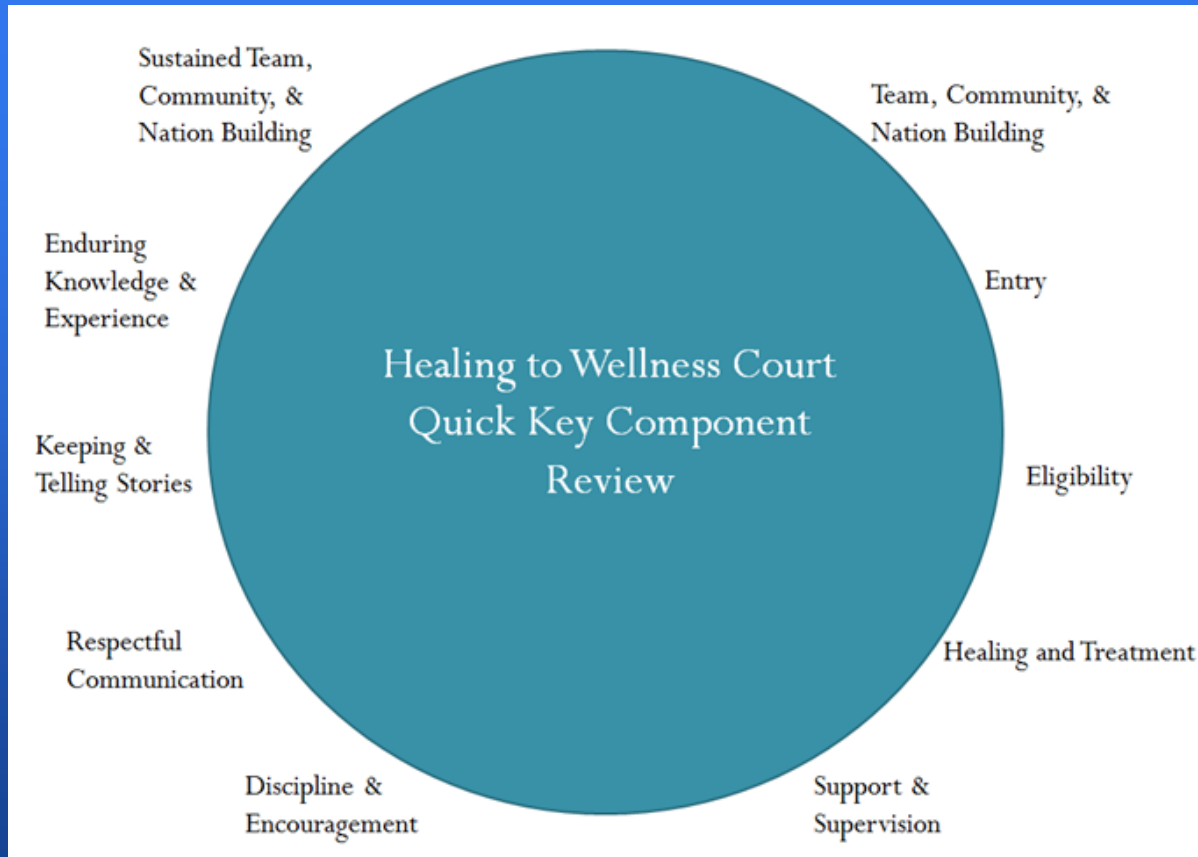
# Tribal Key Components



## Tribal Key Components Recognize:

- Community Involvement
- Family Relationships and Parent/Caregiver Involvement
- Culture and Tradition
- Exercise of Tribal Sovereignty

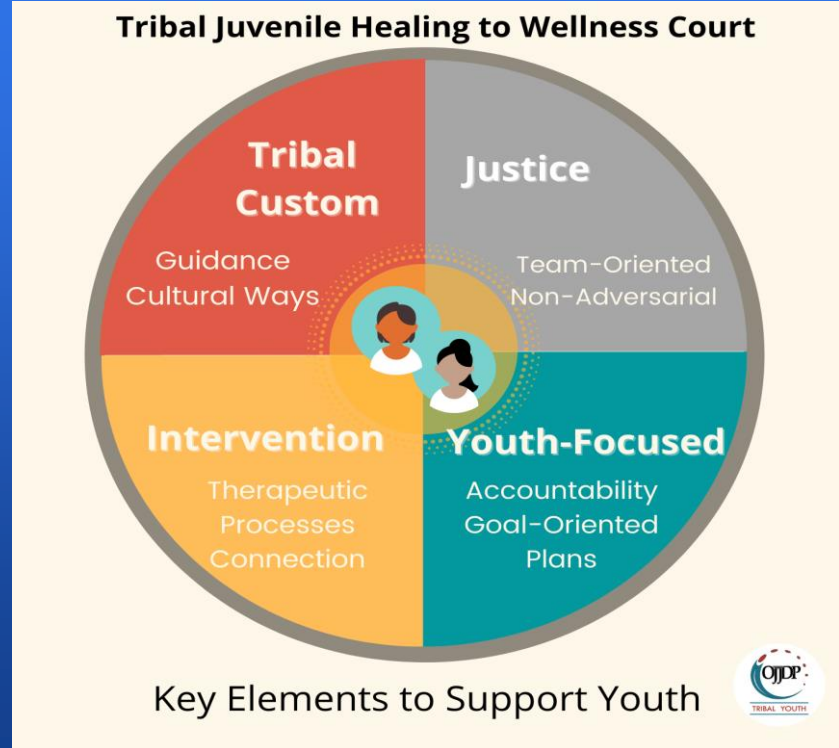
<https://www.wellnesscourts.org>



<http://wellnesscourts.org/tribal-key-components/index.cfm>

# Goals of the Healing to Wellness Court

- Enhance the capacity
- Provide services that are:
  - Comprehensive
  - Developmentally-Appropriate
  - Community-Based
  - Culturally-Appropriate





# Group Exercise

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Question 1:  
What issues do youth generally present upon arrival into the program?



Question 2:  
What are the attributes of a Treatment Court/JHWC graduate?

# Healing to Wellness Courts: Therapeutic Jurisprudence +

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- *“Wellness courts promote the wellness of individual citizens so that they can become powerful and contributing members of the communities and groups that they belong to, including their families. Within this process they protect citizen’s rights, such as requiring consent and providing due process, and they also promote rights to both a healthy lifestyle and to be a part of a family and community. Parents are provided greater skills and support to be better moms and dads to their children. Children or minors are encouraged and redirected to better paths and to make better choices, accepting the love and discipline of their parents. The process engaged by wellness courts that engages citizens to embark on healing journeys leads to empowered human capital that has the ability to stand on their own two feet and thrive, giving the participant the power to continue on his or her own and in tandem with the community in which they are a part.” (Joseph Thomas Flies-Away and Carrie Garrow, 2013 <https://digitalcommons.law.msu.edu/lr/vol2013/iss2/9/> )*

# Group Exercise



Entry

What is the **advocacy** taking place between  
← Entry and Graduation?  
→

How do we make the JHWC environment “therapeutic”



Graduation

# Phased Progression

**Key Component #4-** *Tribal Healing to Wellness Court provides access to holistic, structured, and **phased** alcohol and drug abuse treatment and rehabilitation services that incorporate culture and tradition. (See, [Tribal Healing to Wellness Courts, The Key Components, 2<sup>nd</sup> ed.](#))*

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# Phased Progression

For each individual participant, Tribal Healing to Wellness Court provides a “phased treatment plan” and an individualized treatment plan (as part of the overall phased treatment plan) in order to establish solid structure for the participant and their family to heal. (See, [Tribal Healing to Wellness Courts, The Key Components, 2<sup>nd</sup> ed.](#))

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# Individualized Case Planning

- Treatment courts are almost always structured into phases.
- Selecting criteria and developing a system to measure completion is up to the team.
- Emphasize benchmarks and progress rather than identical and/or rigid required activities that do not consider the unique needs of each youth participant.

# Common Plan Components- JHWC

- Compliance with local, State, Federal laws
- Agreement to follow orders of the local court/program
- Appearance at court proceedings
- Promotion of healthy lifestyle (Treatment, Drug Testing)
- Supervision
- Life Skills (Curriculum, Pro-Social Activities, Teaching, Elders)
- Education (Participation, Attendance, Reduce Tardies/Absences)
- Curfew and Orders Addressing Peer Influence
- Respect/Relationship building with Parents/Caregivers
- Public/Community Service
- Engagement with Wellness Court Team/Probation (Court/Check-ins)
- Cultural Connections/ Skill-Building Activities
- Peer/Relationship Building Opportunities
- Traditional Healing/Therapeutic Interventions
- Mentoring/Other Opportunities

**Components should be administered in consideration of individual youth strengths/needs.**

# Individualized Case Planning

- **Teams should avoid a “one-size-fits-all” approach.**
- ***NDCI, THE DRUG COURT JUDICIAL BENCHBOOK, at 82 (“Substance abuse clients present a wide range of needs for various types of treatments and other services. A one size fits all approach does not work and is inconsistent with [evidence-based practices and best practices].”)***





# Phase Development Considerations

- **How long should our program be?**
    - Consult treatment provider; how much treatment is needed to impact JHWC target population, types of substances used, and level of use?
    - Jurisdictional limitations.
-



# Phase Development Considerations

- **Setting realistic expectations**
    - CRITICAL to take into account what can be realistically expected of any youth at any point within this process.
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# Development Considerations

- **Moving from one phase to the next**
  - As participants progress through the program, youth and families need to know what is expected of them.

# Case Scenario

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Jacob was recently promoted to phase three of the program and it is disclosed to you by another participant that they know Jacob purchased drugs within the last few days. You ask Jacob to stay after the docket to speak privately. During the discussion Jacob admits that he purchased drugs and that he was also at a party the weekend before with his cousin. At the party he drank heavily and passed out. In response to the information that was shared you.

- A) Act as if nothing happened, praise Jacob for being honest with you.
- B) Speak with the treatment provider and decide what additional supports are needed for Jacob, and let him know that he will need to speak with the Judge about the incident.
- C) Revert Jacob back to phase two and administer a sanction.
- D) Call Jacob's foster parents and discuss the supervision aspects of the project.



## Phase Considerations

- **Movement should be forward.**
- If a youth is struggling-
  - Add Supports, consider additional restrictions, and hold youth at the current phase status. As they show progress, return to the program expectations and move forward with phased progression when ready.
- Moving a youth backward may symbolically demonstrate that all the skills, improvement in behaviors and achievements have been undone.

# Phase 1- Juvenile Healing to Wellness Court

How youth progress through the JHWC	What can you realistically expect	Recommended Phase Characteristics ( <i>Frequent drug testing throughout</i> )
Getting Ready (Readiness, Stabilization, Orientation)	Behavior to expect, promote, and encourage: Compliance with rules, showing up at school, treatment and participation in hearings, compliance with frequent drug tests, curfew, stay at home orders.	<ul style="list-style-type: none"><li>• HIGH level of structure, supervision</li><li>• Focus on Compliance</li><li>• Frequent Drug Testing</li><li>• Support readiness to engage/participate</li><li>• Learning more about their needs/needs of family</li><li>• Building trust with youth and family through frequent contact</li><li>• Establishing a service plan</li></ul>

# Phase 2- Juvenile Healing to Wellness Court

<b>How youth progress through the JHWC</b>	<b>What can you realistically expect</b>	<b>Recommended Phase Characteristics (<i>Frequent drug testing throughout</i>)</b>
Getting Involved (Engagement/Performing)	Expect participation in treatment & treatment will get more intense. Introduce opportunities for skill development (*cultural activities). In school, look for youth to complete assignments & improve (somewhat) in performance.	<ul style="list-style-type: none"><li>• Implement behavior contracts</li><li>• Focus on youth &amp; family participation/engagement (*cultural or community activities)</li><li>• Begin skill development</li><li>• Introduce limited number of prosocial activities</li><li>• Treatment becomes more intensive</li><li>• School/Education- expect completed assignments &amp; improved grades</li><li>• Begin community service or restitution</li><li>• Introduce journaling</li></ul>

# Phase 3- Juvenile Healing to Wellness Court

How youth progress through the JHWC	What can you realistically expect	Recommended Phase Characteristics ( <i>Random drug testing throughout</i> )
<p><b>Making Changes</b> (Reflection, Enrichment, Development, Sustaining Change)</p>	<p>Youth will be able to take advantage of expanded development activities (employment, job training), enriched community connections through (participation in clubs, sports, youth groups, *cultural activities), volunteerism.</p> <p>By this time, youth may have completed their treatment services. Work with treatment provider to determine if there are other services that the youth may need. Remember, youth do not need to remain in “treatment” for the entire length of JHWC.</p>	<ul style="list-style-type: none"> <li>• Expand development activities</li> <li>• Engage in curriculum or other program skill-building opportunities</li> <li>• Enrich community connections</li> <li>• Decrease court appearances</li> <li>• Shift accountability to the family</li> <li>• Expect completion of community service hours or restitution</li> <li>• Give specific journaling assignments</li> </ul>



# Phase 4- Juvenile Healing to Wellness Court

<b>How youth progress through the JHWC</b>	<b>What can you realistically expect</b>	<b>Recommended Phase Characteristics (<i>Random drug testing throughout</i>)</b>
<b>Transitioning</b> (Return to the community, continuing care)	Youth transitions back to the natural supports established during program. Family takes over & the young person has sustained engagement in school and/or work. Limited contact with the court.	<ul style="list-style-type: none"><li>• Limited contact with the court</li><li>• Participation in a support group</li><li>• Engagement in school and or work full-time</li><li>• Giving back</li><li>• Youth taking on new roles</li><li>• Parents taking on new roles</li></ul>

**Sobriety**

**Community Service**

**Participation in Specialized Programs**

**Treatment Progress**

**Court Requirements**

**Family Relationships**

**Aftercare Planning**

**Special Assignments**

Each phase should set progressively higher standards of performance for each area listed.

# JUVENILE HEALING TO WELLNESS COURT

## PHASED PROGRESSION



### Orientation

Youth participates in intake and assessment. Team supports youth stabilization and orientation.



### Engagement

Youth engages in goal-oriented plans and treatment. Team engages in intensive supervision and support.



### Enrichment

Youth participates in expanded development opportunities. Team supports community connection.



### Transition

Youth builds upon the natural supports developed as part of the program. Team supports program graduation.



### Continuity

Youth remains engaged in youth-serving programs. Team supports identification of after-care resources.

Developed by Anna Clough Tribal Youth Resource Center October 2020  
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Office of Justice Programs, U.S. Department of Justice.

Sample: See  
Individualizing  
Responses to  
Motivate  
Behavior  
Change,  
 NCJFCJ, 2019

	Sun.	Mon.	Tues.	Wed.	Thurs.	Fri.	Sat.	Actual	Needed	Overall	
<b>Week One</b>											
Treatment		1		1	1			3	3	100%	Josh was randomly selected to submit a drug test screen on Sunday, Tuesday, and Wednesday.
School		1	1		1	1		4	5	80%	
Call-to-Test		1	1		1		1	4	7	57%	
DT Shows			1					1	3	33%	
DT Results	*M		**P	M				0	3	0%	
<b>Week Two</b>											
Treatment		1		1	1			3	3	100%	Josh was randomly selected to submit a drug test screen on Monday and Friday.
School		1	1	1	1	1		5	5	100%	
Call-to-Test	1		1	1	1		1	5	7	71%	
DT Shows								0	2	0%	
DT Results		M					M	0	2	0%	
<b>Week Three</b>											
Treatment		1						1	3	33%	Josh was randomly selected to submit drug test screens on Wednesday, Thursday, and Friday
School		1	1	1		1		4	5	80%	
Call-to-Test	1	1	1		1	1	1	7	7	100%	
DT Shows				1	1	1		3	3	100%	
DT Results				***N	N	P		2	3	67%	
<b>Overall</b>											
Treatment								7	9	78%	Using these aggregated results together allow teams to specifically target problems areas. In this case, Josh is struggling with Call-to-Test, so he is missing drug tests. In this example, by the third week Josh had figured out how important Call-to-Test was.
School								13	15	87%	
Call-to-Test								16	21	76%	
DT Shows								4	8	50%	
DT Results								2	8	25%	
*M = Missed											
**P = Positive											
***N = Negative											

# Sample: See Appendix, Tribal Healing to Wellness Court Case Management

Phase 1: [Date]	# of days sober; Date	Case No.	Probation Dates
<b>Drug testing (3× week):</b>			
<ul style="list-style-type: none"> <li>• [Date]—[Result]</li> <li>•</li> </ul>			
<b>Community Service:</b>			
<ul style="list-style-type: none"> <li>• [Date]—[Notes]</li> </ul>			
<b>Treatment at Center for Mental Health:</b>			
<ul style="list-style-type: none"> <li>• Type of Treatment:</li> <li>• Dates Attended:</li> <li>• Cancellations:</li> <li>• No-shows:</li> <li>• Progress/Changes in Treatment Goals:</li> <li>• Additional Comments:</li> </ul>			
<b>Moral Reconciliation Therapy (MRT):</b>			
<ul style="list-style-type: none"> <li>• [Notes]</li> </ul>			
<b>Employment:</b>			
<ul style="list-style-type: none"> <li>• None</li> </ul>			
<b>Risk/Needs</b>			
<ul style="list-style-type: none"> <li>• [E.g., leisure/recreation; financial; companions]</li> </ul>			
<b>Strengths</b>			
<ul style="list-style-type: none"> <li>• [E.g., attitude/orientation; family/marital; education/employment]</li> </ul>			
<b>Incentive History:</b>			
<ul style="list-style-type: none"> <li>• [Incentive description]—[Date]</li> </ul>			
<b>Sanction History:</b>			
<ul style="list-style-type: none"> <li>• [Sanction description]—[Date]</li> </ul>			
<b>Notes:</b>			
<ul style="list-style-type: none"> <li>•</li> <li>•</li> </ul>			
<b>Phase 1:</b> [Start Date]—[End Date]			
<b>Phase 2:</b> [Start Date]			

Sample: See Appendix,  
Tribal Healing to Wellness  
Court Case Management

**Appendix D: Sample Participant Progress Reports**

Participant picture	Name:	Phase:	
	Start Date:	Scheduled End Date:	
<b>CASE INFORMATION</b>			
Cause Number			
Convictions			
Judge			
Employer		Shift	[e.g., weekdays]
Driver's License	[Yes/No]	Diploma or GED	
Moved Phases	[Phase/Date]	Scheduled Phase Move	[Date]
<b>TREATMENT</b>			
[Treatment requirements and notes here]			
<b>DRUG TESTING</b>			
<b>POSITIVE TESTS</b>			
Date			
Substance			
<b>MISSED TESTS</b>			
Date			
<b>SANCTIONS</b>			
Date	Sanction(s)	Completed	
	[Description of sanction and notes]	[yes/no; notes]	
<b>FEEES</b>			
Drug Court:			Other:

Court Review Information: [Notes]

Sample: See Appendix,  
Tribal Healing to  
 Wellness Court Case  
 Management

<b>John Doe:</b> CR16-000 Wellness Court 1. Convictions	<b>DOB:</b> 00/00/00 Sex/Race	<b>Entrance:</b> 00/00/00	<b>Employer:</b>	<b>Payments:</b> \$ <b>Owes:</b> \$ <b>Jail Fees:</b> \$
<b>Spouse/Partner:</b> Jane Doe <b>Children:</b> Names, Ages  <b>Medications:</b>	<b>Sanctions and Reasons:</b>  [Date] [Description of Sanction] [Reason] [Date] [Description of Sanction] [Reason]			
<b>Phases:</b> Phase #1: [[Start Date]]	<b>Assessment:</b> <b>RANT:</b>			
<b>Initial Assessment:</b> Alcohol use disorder F10.20 303.90 Severe Amphetamine-type substance use disorder F15.20 304.40 Severe Opioid use disorder F11.20 304.00 Moderate Other problem related to employment Z56.  <b>Current Treatment:</b> [Description of Treatment Plan]	<b>LSCMI:</b>	<b>Additional Notes/Requirements:</b> <b>DOC:</b>		
<b>Community Support Focus:</b>	<b>Judge's Instructions:</b>			
<b>Officer Notes:</b>  <b>Sobriety:</b> [Length of Time]				
<b>Staffing Notes:</b>				

Sample: See Appendix,  
Tribal Healing to  
 Wellness Court Case  
 Management

Wellness Court Progress/Compliance Report <sup>59</sup>		
Today's Date:		Case Number:
Participant Name:		DOB:
Current Phase:	Phase:	Week:
Date Moved to Current Phase:		
Proximal Goal(s):		
Coordinator Comments:		
Treatment Provider #1 Comments [Insert Name of Treatment Agency]		
Treatment Provider #2 Comments [Insert Name of Treatment Agency]		
VRNA Comments		
Social Worker Comments		
Attendance: <input type="checkbox"/> Excellent <input type="checkbox"/> Good <input type="checkbox"/> Fair <input type="checkbox"/> Poor		
Effort in Change/Recovery: <input type="checkbox"/> Excellent <input type="checkbox"/> Good <input type="checkbox"/> Fair <input type="checkbox"/> Poor		
Days of Sobriety:		Recovery Sponsor(s): <input type="checkbox"/> Yes <input type="checkbox"/> No
Number of Relapses Since Intake: ____		Family Involvement: <input type="checkbox"/> Yes <input type="checkbox"/> No Supportive Family: <input type="checkbox"/> Yes <input type="checkbox"/> No
Supportive Group Attendance:	Number of Meetings Since Last Update:	Drug/Alcohol Screen Results:
Employment: <input type="checkbox"/> Yes <input type="checkbox"/> No	Employer:	Weeks Employed:
Sanction:		Sanction Received:



# Questions?

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# Additional Resources

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- Tribal Youth Resource Center, <https://www.TribalYouth.org>
- TYRC Youtube Channel, [https://www.youtube.com/channel/UCnNec1JCnhp7iCnGhXPsvEw/videos?disable\\_polymer=1](https://www.youtube.com/channel/UCnNec1JCnhp7iCnGhXPsvEw/videos?disable_polymer=1)
- Tribal Healing to Wellness Courts, [www.wellnesscourts.org](http://www.wellnesscourts.org)
- Center for Court Innovation, <https://treatmentcourts.org/>
- National Council of Juvenile and Family Court Judges, Four-Pronged Approach <https://ncjfcj-old.ncjfcj.org/JDTC-Four-Pronged-Approach>

Join our Google Classroom! This session and other materials will be archived on Google classroom. <https://classroom.google.com/> Class Code: **mzdldfm**

*\* Note you may need to set up a free google email account to log in.*

# We appreciate your feedback!

- The link to the survey will be shared in the chat box. We are grateful for your participation!

# Thank You!



The [Tribal Youth Resource Center](#) is led by the [Tribal Law and Policy Institute](#) in partnership with the [National Native Children's Trauma Center](#)

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