



COMMUNITY INSTRUCTION	Supervision of Offenders Subject to a Drug and Alcohol Treatment Order
COMMUNITY INSTRUCTION NO.	C10.1
SCOPE	Community Corrections and Release Planning

PURPOSE

To provide instructions to staff on supervising an offender subject to a Drug and Alcohol Treatment Order (DATO).

The treatment and supervision component of a DATO is comprised of the core conditions as noted in s.80Y *Sentencing (Drug and Alcohol Treatment Orders) Legislation Amendment Act 2019* (the Act) and the treatment program conditions (s.80Z). This Community Instruction outlines the responsibility of the Community Corrections Officer (CCO), who forms part of the Treatment and Supervision Team, and their responsibility as the ACTCS supervising officer.

PROCEDURES

1. Supervision

- 1.1. Supervision of an offender subject to a DATO, is to align with their level of risk and agreed Sentence Management Plan.
- 1.2. The allocated CCO will maintain open communication and share information, as per the Act, with ACT Health, to ensure a consolidated approach to offender management in order to achieve the goals of the DATO.
- 1.3. A DATO is made up of three phases, as noted below:

Phase One - Stabilisation
<p>The stabilisation phase will focus on health, mental health and AOD interventions required. Responsibility for this will rest with the ACT Health team. ACTCS responsibilities in this phase of the DATO are as follows:</p> <ul style="list-style-type: none">• Attend Case Conferences as directed by the Court.• The allocated CCO will develop a <u>Sentence Management Plan</u> (within a 6-week period from date of sentence).• Upon development, the CCO will supervise the offender as per level of risk and in accordance with the agreed <u>Sentence Management Plan</u> in line with the Court obligations.• The allocated CCO will ensure that face to face interactions with the offender (home visit/site visit/office visit) are to occur at a minimum weekly in the first 6 weeks, unless the offender is in a residential rehabilitation program.• For offenders who are participating in a residential rehabilitation program, the allocated CCO will undertake weekly compliance checks with the service provider, and engage with the offender once per month until the last month of the program, at which time the CCO, will have weekly contact with the offender to assist with community reintegration.

- The allocated CCO throughout the order will monitor the compliance with core conditions (s.80Y) of the DATO
- The allocated CCO may conduct breath analysis, where appropriate
- The allocated will work closely with ACT Health to ensure the offender's focus during this phase is to:
 - Report as directed/be available for home visits when and where scheduled
 - Undertake urinalysis for the purpose of drug screening (undertaken by ACT Health)
 - Engage in Treatment Plan which specifically addresses alcohol and drug use.
 - Identify and engage with pro-social family/social networks
 - Develop pro-social attitudes and skills

The minimum time for phase one (stabilisation) is three months, or as determined by the presiding Judge.

Phase Two - Consolidation

This phase assumes offenders have undertaken, or have progressed on interventions addressing health, mental health and AOD, as provided by ACT Health. In this phase, ACTCS responsibilities are as follows:

- Attend Case Conferences as directed by the Court.
- The allocated CCO will undertake ongoing supervision, as per the goals of the Sentence Management Plan.
- Offender to be supervised as per level of risk and in accordance with the Sentence Management Plan.
- The offender's focus during this phase is to:
 - Report as directed
 - Undertake urinalysis for the purpose of drug screening (undertaken by ACT Health)
 - Engage with their Treatment Plan which specifically addresses alcohol and drug use
 - Prepare for/engage in offence related programs; and employment or employability skills development

The minimum time a participant is on phase two is four months, or as determined by the presiding Judge.

Phase Three – Reintegration

This phase consolidates treatment gains from the previous two phases; focuses on maintenance/relapse prevention strategy development with the offender. ACTCS responsibilities are as follows:

- Attend Case Conferences as directed by the Court.
- Ongoing supervision as per assessed level of risk and in accordance with the agreed Sentence Management Plan.
- The offenders focus during this phase is to:
 - Report as directed
 - Undertake urinalysis for the purpose of drug screening (undertaken by ACT Health)
 - Engage with their Treatment Plan which specifically addresses alcohol and drug use

- Aim to complete offence related programs.

The minimum time a participant is on phase three is five months, or as determined by the presiding Judge.

To progress to **graduation**, the offender should:

- have been engaging with treatment for at least 12 months or as directed by the presiding Judge
- have achieved the Phase Three goals
- provided urinalysis as requested, with increased testing in the final four weeks prior to graduation (with no positive results detected in preceding 12 weeks) – ACT Health to administer.

2. Case Conferencing

- 2.1. The Judge can call a case conference at any time with respect to an offender subject to a DATO.
- 2.2. A case conference provides the opportunity for the Treatment and Supervision Team to make, administer, amend, provide update or recommend cancelling any part of a DATO.
- 2.3. A CCO is to attend and participate in all case conferences, at the direction of the Judge.
- 2.4. A CCO must attend case conferences prepared and ready to engage.

RELATED DOCUMENTS AND FORMS

- Drug and Alcohol Sentencing List Policy
- Case Note Policy
- DASL Practice Direction
- Sentence Management Plan Policy
- Supervision Standards

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Document details

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