



Ottawa County Recovery Court
 414 Washington Street, Suite 300
 Grand Haven, Michigan 49417
 Phone: 616-846-8352
 Fax: 616-846-8179

RECOVERY COURT REFERRAL FORM

Please submit this form to the address or fax number listed to the left

REFERRAL SOURCE:

Date: _____ Referred by: _____ Phone Number: _____
 (Name & Title) _____
 Address: _____ E-Mail: _____

CLIENT INFORMATION:

Name: _____ DOB: _____ Driver's License: _____
 Address: _____ Cell Phone: _____ Home Phone: _____
 Dist./Cir. Court Case #: _____ Charge(s): _____
 Has your client participated in a drug court or sobriety court before? Yes No *If yes, when & where:* _____
 Additional Comments: _____

PARTICIPANT AGREEMENT *(for defense attorneys)*

Please refer your client as early as possible in the court process. If your client is legally eligible, the prosecutor's office may make a plea offer contingent upon successful completion of recovery court. The prosecutor's office will write the plea offer on the recovery court's participant agreement and send a copy to you. **You and your client must review, complete, and sign the participant agreement and return the original signed copy to the recovery court. Your client must plead guilty to all charges.**

ELIGIBILITY CRITERIA *(reviewed by the court, prosecutor's office, and treatment provider)*

Basic Eligibility Requirements: (1) Age 18 or older; (2) Legal resident of the United States; (3) Resident of Ottawa County or City of Holland; (4) Has pled guilty to all original charges; (5) No pending charges in another jurisdiction and no outstanding bench warrants; (6) Not on probation/parole in another jurisdiction; (7) Not been in a specialty court in the past 2 years; (8) Not been in the OCRC in the past 3 years; (9) A link exists between current offense and use of drugs or alcohol.

Defendant's prior record shall not include: (1) CSC – first degree, second degree, or third degree; (2) Any assaultive felony (except Resisting and Obstructing a Police Officer); (3) More than two delivery, manufacture, or possession with intent to deliver a controlled substance charges; (4) Any felony offense involving a firearm.

Current charges shall not include: (1) Any offense involving death or serious bodily injury to an individual whether or not any of the circumstances are an element of the offense, or an offense that is criminal sexual conduct of any degree. MCL 600.1060(g); (2) Any assaultive felony (except Resisting and Obstructing a Police Officer); (3) Delivery, manufacture, or possession with intent to deliver methamphetamine or heroin; (4) Any offense involving use of a firearm.; (5) Home Invasion first degree.

In cases where participation would make the applicant eligible for (1) discharge or dismissal of an offense, (2) delayed (1) sentence, or (3) deviation from the sentencing guidelines, the Prosecutor has statutory authority to veto such participation. See MCL 600.1068(2).

The prosecutor has discretion to disapprove an applicant for reasons not listed above, any applicant whose referral is disapproved by the Prosecutor may still request that the sentencing Judge order him or her to participate in the OCRC at the time of sentencing.

Clinical Eligibility Requirements: (1) Qualify for substance use treatment at the level of Intensive Outpatient (IOP) or higher; (2) No health conditions that require continuous management with medical marijuana, opiate, or other narcotic medications; (3) No mental illness requiring the long-term prescription of medication with addictive properties; (4) No severe and persistent mental health diagnosis or significant cognitive impairment.