

Monroe County Drug Court Legal Screening Tool

Defendant's Name:

Case Number(s):

Defendant's Address:

Defendant's Phone #:

Date submitted:

The purpose of this tool is to ensure that there are no criminal history or pending charge criteria for automatic exclusion from the Monroe County Drug Court prior to the evaluations and assessments for admission based on other criteria.

Defendant's Conviction History For Drug Charges (all criteria must be met for further screening)

***A "prior conviction" is defined as a prior criminal conviction in any national court of jurisdiction within the last five (5) years. One (1) prior conviction is sufficient, but dismissed/read in (DRI) charges are not considered. The five (5) year exclusionary period is calculated from the date of the pending charge to a date five (5) years prior, excluding any time the applicant spent in custody during that period. If multiple charges are pending, the five (5) year exclusionary period shall be calculated from the date of the earliest pending charge**

Has not been convicted of a felony manufacture/delivery of a controlled substance; including as party to a crime (PTAC) or conspiracy convictions.

Has not been convicted of a possession with intent to deliver a controlled; including as party to a crime (PTAC) or conspiracy convictions.

- In these cases, the total weight of the controlled substance (as determined at the time of conviction) exceeds the following threshold amounts:
 - a. 5 grams of heroin;
 - b. 5 grams of fentanyl;
 - c. 10 grams of cocaine;
 - d. 10 grams of methamphetamine;
 - e. 10 grams of any other controlled substance; or
 - f. 1000 grams of THC.

Defendant's Current Offense(s) For Drug Charges (all criteria must be met for further screening)

A "pending charge" is defined as a pending criminal charge in any Wisconsin County of jurisdiction. If multiple cases are pending, all pending charges are evaluated for exclusion purposes.

Has not been charged with a felony manufacture/delivery of a controlled substance; including as party to a crime (PTAC) or conspiracy charges.

Has not been charged with a possession with intent to deliver a controlled; including as party to a crime (PTAC) or conspiracy charges.

- In these cases, the total weight of the controlled substance (as determined at the time of conviction) exceeds the following threshold amounts:
 - a. 5 grams of heroin;
 - b. 5 grams of fentanyl;
 - c. 10 grams of cocaine;
 - d. 10 grams of methamphetamine;
 - e. 10 grams of any other controlled substance; or
 - f. 1000 grams of THC.
 - g. 10 grams of cocaine;
 - h. 10 grams of methamphetamine;
 - i. 10 grams of any other controlled substance; or
 - j. 1000 grams of THC.

Defendant's Conviction History For Violent Offender Charges

Has not had one or prior convictions for a felony involving the use or attempted use of force against another person with the intent to cause death or serious bodily harm. Please refer to the TAD Violent Offender Decision Tree. ** Please note, the five year conviction history listed above does not apply to the Violent Offender Charges due to the TAD Statute requirements. All adult criminal convictions should be considered and reviewed to include outside states if applicable.*

Defendant's Current Offenses For Violent Offender Charges

Has not been charged with or convicted of an offense in a pending case, and during the course of this offense, the person carried, possessed, or used a dangerous weapon*, the person used force against another person, or a person died or suffered serious bodily harm.

*For purposes of defining dangerous weapon, please refer to Wisconsin Legislature: 939.22 (10).

Submitted by: _____

Signature

Date

Reviewed by: _____

Approved:

Denied:

Reason for denial:

Monroe County Drug Court Referral Form

Please be aware that the application will go stale and need to be refiled with the coordinator if the applicant is not cooperative in scheduling or keeping intake appointments. The applicant will be contacted by the case manager to schedule the initial intake and they are expected to schedule within 2 weeks unless emergency circumstances prevent them from doing so. You can contact the coordinator or case manager with any questions.

Tara Nichols ADC Coordinator: (608) 269-8821

Kathy McArdle ADC Case Manager: (608) 269-8852

Instructions:

Referral form should be completed in its entirety, missing information may cause delays in the referral process. If this defendant has any past criminal history and/or pending matters related to the following charges, you must provide copies of the criminal complaints:

- a. Possession with Intent
- b. Manufacture/Deliver
- c. Any offenses falling under Wis. Stat 165.95 (Violent Offender)
 - i. The person has been charged with or convicted of an offense in a pending case and, during the course of the offense, the person carried, possessed or used a dangerous weapon, the person used force against another person, or a person died or suffered serious bodily harm
 - ii. The person has one or more prior convictions for a felony involving the use or attempted use of force against another person with the intent to cause death or serious bodily harm.

Demographic Information:

Today's Date: [Click or tap to enter a date.](#)

Applicant Name:		DOB:
Current Location and Address:		Telephone Number:
Race/Ethnicity:	Language:	Gender Identity: Choose an item.

Referral Information:

Name:	Role: Choose an item.	Contact Information:
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Legal Information:

Current/Pending Charges and Case Number(s):		For ATRs- Current Conviction:	
Next Court Date: Click or tap to enter a date.	Branch: Choose an item.	Type of Hearing: Choose an item.	
Has a Drug Court offer been made? Choose an item.	If no, has there been discussion with the DA's office? Choose an item.	What is the status of this case?	
Supervision Status: Choose an item.		Agent:	
Defense Attorney Name:		Attorney Contact Information:	

Reason for Referral (explanation of how & why criminal behavior and pending charges are related to substance use):

