



Service Description

Substance Abuse Testing

For Pretrial Supervision and/or Felony Treatment Court

CCAB: Northeast Michigan	FY: 2025
Service Provider: NE Michigan Council of Governments, 87-C District Court, Total Court Services, Otsego County Jail, Premier BioTech	
CCIS Service Type: <i>G17 - Substance Abuse Testing</i>	
Total Projected New Enrollment: 66	
If Regional CCAB, Total Projected New Enrollment by each member county: Otsego - 15, Crawford - 30, Alpena - 21	
Projected Length of Stay in Days: 90 Days	
Program Location (select all that apply): Community: <input checked="" type="checkbox"/>	
Program Status: Continuation	
If modification, describe here:	

IMPORTANT INFORMATION:

- Substance abuse testing cannot be used as a stand-alone program and is, therefore, considered a supportive service. The MOCC will only fund G17 Substance Abuse Testing for the following populations: 1) Sentenced felons participating in a treatment court; 2) Offenders convicted of a felony placed on Delayed or Deferred Sentence who are participating in a treatment court; 3) Pretrial defendants on Pretrial Supervision with a documented history/need for substance abuse testing.
- Supportive documentation, including Court Order, must be on file for all enrollments.
- “Treatment Court” is defined as: Drug Court, Sobriety Court, Hybrid Treatment Court, Mental Health Court, or Veterans Court. *Please note: Swift and Sure Sanctions Probation is NOT a treatment court and is NOT eligible for this service.*
- Substance Abuse Testing Best Practice Standards must be followed.
- This service must comply with Section 2 of CFR-42.
- Because substance abuse testing is part of the Treatment Court model, eligibility screening and substance abuse testing intake/orientation cannot be billed to P.A. 511 funding.

ANSWER ALL QUESTIONS USING “NA” IF NOT APPLICABLE TO THIS PARTICULAR PROGRAM.

<p>1. P.A. 511 states eligibility for programming must include moderate to high risk. Please select your target population, eligibility criteria, and supportive documentation for this service (check all that apply):</p>
<p><input type="checkbox"/> Sentenced felony offenders participating in an eligible Treatment Court (Drug Court, Sobriety Court, Hybrid Treatment Court, Mental Health Court, or Veterans Court). <i>Approved Supportive Documentation on file:</i> Verification of treatment court enrollment/participation.</p> <p><input type="checkbox"/> Convicted felony offender on Delayed/Deferred Sentence participating in an eligible Treatment Court (Drug Court, Sobriety Court, Hybrid Treatment Court, Mental Health Court, or Veterans Court).</p>



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Approved Supportive Documentation on file: Verification of treatment court enrollment/participation.

Pretrial defendants with a current self-identified substance abuse issue or a documented recent history of substance abuse -AND- placed on F23 Pretrial Supervision.

2. **This service must meet the following Substance Abuse Testing Best Practice Standards. Please indicate if and how you are in compliance with all of them:**

1) Importance of Substance Abuse Testing – Not about “busting” participants. • Identifies those that have relapsed - offers rapid intervention. • Identifies those that are abstinent – guides incentives, and least restrictive requirements. • Integrity of the program

Not Compliant **Compliant - How: The NEMCCAB does testing on cases when defendants that have a documented history of substance use, or the defendant admits to a current substance use issue. The DAST-10 (Drug Abuse Screening tool) will be utilized, if there is a moderate to high risk score, the defendant will be referred for a Substance Use Assessment.**

2) Random testing - Lacking a definite plan, purpose, or pattern. • Odds of being tested are the same on any given day of the week, including weekends and holidays. • The schedule of drug and alcohol testing is random and unpredictable. • Urine tests are delivered no more than 8 hours after a participant is notified to test. • Oral fluid tests should be delivered no more than 4 hours after being notified that a test was scheduled.

Not Compliant **Compliant - How: Otsego County, Crawford County, and Alpena County utilizes Redwood Toxicology random testing website where a call in system is utilized.**

3) Frequency (DOES NOT APPLY TO PRETRIAL POPULATION) - Urine testing at least twice per week. • Examine samples for drugs of abuse other than the participant’s drug of choice.

Not Compliant **Compliant - How: N/A**

4) Observed Collection - Collection of test specimen is witnessed directly by a trained staff person. • The person collecting the urine sample must be of the same sex.

Not Compliant **Compliant - How: Otsego, Crawford, and Alpena Counties utilize Oral Fluid tests, therefore opposite gender testing is allowed. Oral tests will be given to the defendant, where they will take the test in front of NEMCOG or Crawford County Pretrial Employee. Both employees have been trained how to properly administer Oral Fluid tests along with the closing, sealing, disposal, and packaging to send (if needed) to Redwood Toxicology (Presumptive Positive Tests only). PBT's will be administered at the Otsego County Jail and Alpena County Jail by Corrections Staff.**

5) The Sample - Test specimens are examined routinely for evidence of dilution and adulteration.

Not compliant **Compliant - How: Screeners check for temperature, color, and for tampering when observing the test.**



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6) Valid Drug Testing Methodologies - Using to the extent practicable the best available, accepted, and scientifically valid methods: • Oral / saliva testing • Sweat patch • Hair testing • Urine testing • Point of Contact (Instant) Testing Devices • Automated testing • EtG / EtS • Transdermal alcohol

Not compliant Compliant - **How:** Oral/saliva tests are used in place of same gender observed testing when staff are not available. Urine screening with same gender observed testing is standard. If the defendant admits using this is documented and if they do not the sample is stored and sent to the laboratory for test confirmation. For those utilizing PBT units daily they have the option to conduct a urine screen with an ETG 2 times per week as an alternative.

7) Confirmation Testing - A confirmation should be mandatory unless the participant admits use on a positive test, • Sanctions should not be imposed without a confirmation or admission • Confirmatory tests are not withheld due to the participant's inability to pay

Not compliant Compliant - **How:** If defendant does not admit use when testing positive for substances, test is sent to Redwood for lab testing the day the test is completed. Oral/Saliva testing is utilized in Crawford, Otsego, and Alpena Counties as means to address a lack of available male staff with lab confirmation for all presumptive positive tests. Reports are sent directly to Community Corrections. PA511 funding allows testing costs to be covered when the defendant is unable to afford the cost of testing.

8) Use of Levels - Cutoff levels are not interpreted as evidence of new substance use or changes in participants' substance use patterns.

Not compliant Compliant - **How:** Length of time after use is considered for testing positive. Once the defendant has tested positive staff waits until substance lifespan has expired to consider new use.

9) Chain of Custody - A chain of custody form is completed once a urine sample has been collected. This form ensures the identity and integrity of the sample through transport, testing, and reporting of results.

Not Compliant Compliant - **How:** Testing chain of custody is maintained within the testing location. All staff who test have completed basic training on chain of custody and the process for lab testing. Once the test is completed, it is closed and locked (per the manufacture instructions) in front of the client. If the test is negative, it is thrown in the garbage in front of the defendant. If the test is presumptive positive, it is put in a sealed bag in front of the defendant, once sealed it cannot be opened. The sample is then mailed to the lab. If a sample has broken chain of custody it is not considered as evidence.

10) Test Results - Test results, including the results of confirmation testing, are available to the drug court within 48 hours of sample collection.

Not compliant Compliant - **How:** Results are reported to Community Corrections immediately after completion. Positive tests that have been sent to the lab are communicated and test results are reported immediately after they are received. Community Corrections staff reports this to the courts within 24 hours of receipt.



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3. Provide the itemized cost for testing supplies and equipment: Northeast Michigan Council of Governments will provide saliva testing at the rate of \$6.50 per test in the OCC Office.
4. Is PA 511-funded substance abuse testing staff/provider billed hourly or per test? Per test per day
5. If this service supports a Treatment Court: Explain why the Treatment Court is not funding this service: NA
6. If this service supports Pretrial Supervision: Does your County/Region decrease/eliminate substance abuse testing of defendants after sequential negative test results? Yes
7. How is defendant/offender participation reported to the treatment court case manager and probation agent or and/or Court? Include frequency of reporting positive and negative tests and types of reports provided such as intake, monthly, termination, etc. NA
8. You are required to identify at least one Key Performance Measure (KPM) that will measure the intended impact of Substance Abuse Testing as it relates to the program(s) it supports. <i>NOTE: Successful completion of programming, if a stand-alone KPM, is not acceptable.</i>
<p>a. <u>Program Key Performance Measure</u> - 85% of defendants enrolled in Pretrial Supervision substance testing will have no more than 1 positive/missed/diluted test while on the program.</p> <p><u>Data Element</u> - Number of defendants screened, number of defendants who tested negative on screens, number of defendants who test positive on screens, number of defendants screened who attend all court dates, number of defendants who did/did not receive new criminal charges prior to adjudication.</p> <p><u>Tracking Source</u> -</p> <ol style="list-style-type: none">1. Who is tracking the Data Element? NEMCCAB Case Manager/Program Manager2. How is it being tracked? Source of data to measure the results of drug screens collected by NEMCCAB Program Manager3. At what frequency is it being tracked? Quarterly <p><u>Additional Program Key Performance Measure</u> -</p> <p><u>Data Element</u> -</p> <p><u>Tracking Source</u> -</p> <ol style="list-style-type: none">1. Who is tracking the Data Element?2. How is it being tracked?3. At what frequency is it being tracked? <p><u>Additional Program Key Performance Measure</u> -</p> <p><u>Data Element</u> -</p> <p><u>Tracking Source</u> -</p> <ol style="list-style-type: none">1. Who is tracking the Data Element?2. How is it being tracked?3. At what frequency is it being tracked?



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Additional Program Key Performance Measure -

Data Element -

Tracking Source -

1. Who is tracking the Data Element?
2. How is it being tracked?
3. At what frequency is it being tracked?