



**ADULT COMMUNITY CORRECTIONS DIVISION
STANDARD OPERATING PROCEDURES**

Procedure No.: ACCD 5.4.300	Subject: RESIDENTIAL ALCOHOL TREATMENT PROGRAMS FOR FELONY DUI OFFENDERS
Reference: ACCD 4.1.100; ACCD 5.1.100; 53-1-203, MCA; 61-8-731, MCA; 20.7.804, ARM	Page 1 of 2
Effective Date: 02/11/14	Revision Dates:
Signature / Title: /s/ Pam Bunke, ACCD Administrator	

I. DIVISION DIRECTIVE:

The Adult Community Corrections Division will provide a residential alcohol treatment program as an alternative to placement in prison for persons sentenced to the Department of Corrections after receiving a conviction of a fourth, or subsequent, felony driving under the influence of alcohol or drugs.

II. DEFINITIONS:

Correctional Facility – Montana State Prison, Montana Women’s Prison and the private and regional prisons contracted to the Department of Corrections.

Criminogenic – Producing or tending to produce crime or criminals.

Department – The Montana Department of Corrections.

DUI – Driving under the influence of alcohol or drugs.

Modified Therapeutic Community Model – Drug-free residential group settings used in correctional populations that are organized and structured to simulate a health family environment, while holding offenders accountable for their criminal conduct. Teaches offenders how to live and function within the larger society and their own families in a sober and pro-social manner. Treatment demonstrates the ripple effects of unwise behavior, instills constructive conduct, and improves communication skills.

Residential Substance Abuse Treatment Program – A course of individual and group activities, lasting between six (6) and 12 months, in residential treatment facilities set apart from the general prison population [Title 42 USC §3796ff-3(d)].

Treatment Facility Contract Manager – The Department’s employee who acts as the liaison for services and monitors the contractual agreement between the Department and ACCD contracted facilities: START, CCP, Passages, Elkhorn, NEXUS and WATCH.

III. PROCEDURES:

A. Section 61-8-731, MCA, provides that offenders convicted of a fourth or subsequent felony DUI are to be sentenced to the Department for a term of 13 months and may be placed in a residential alcohol treatment program operated or approved by the Department.

1. The program will be at least a six (6)-month intensive treatment program for alcohol addiction.

Procedure No.: 5.4.300	Chapter: Offender Programs	Page 2 of 2
Subject: RESIDENTIAL ALCOHOL TREATMENT PROGRAMS FOR FELONY DUI OFFENDERS		

2. Upon successful completion of the program, the remaining sentence must be served on probation.
3. If the offender is denied acceptance into the program, or does not successfully complete the program, he/she will be placed in a correctional facility.
4. Pursuant to *ACCD 5.1.100 Program Structures*, the program must be structured using a modified therapeutic community model.
 - a. Offenders will be involved in treatment, programming and groups for a minimum of eight (8) hours per day, to up to ten (10) hours per day, five (5) to six (6) days a week.
 - b. Components of the program will encompass principles that demonstrate effectiveness in correctional treatment programs. Programming will include, but is not limited to:

1) Chemical dependency counseling	6) Family relationships
2) Mental health issues	7) Victim issues/restorative justice
3) Cognitive principles and restructuring	8) Self-help programming
4) Criminal thinking errors	9) Life skills development
5) Anger management	10) Relapse prevention

B. Warm Springs Addictions Treatment and Change (WATCh) Program

In response to the 2001 legislative change to §61-8-731, MCA, the Department awarded a contract to Community, Counseling, and Correctional Services, Inc. (CCCS, Inc.) for the operation and management of a modified therapeutic community treatment program for felony DUI offenders. The WATCh Program in Warm Springs began operations in February 2002.

Upon the Department's adoption of §20-7-804, Administrative Rules of Montana, CCCS, Inc. opened a second felony DUI facility in Glendive in February 2005. WATCh East also provides an intensive therapeutic community model program of six (6) months duration.

WATCh West and WATCh East are the two Department-approved residential alcohol treatment programs.

1. A screening committee will determine acceptance of an offender to the program. Generally, all offenders convicted of felony DUI are accepted; however an offender may be denied acceptance if there is a history of violence or a medical or mental health condition which impacts the offender's ability to participate in the program.
2. Screening procedures established in *ACCD 4.1.100 Adult Community Corrections Division Screening and Placement Guide* will be followed for offender placement in the WATCh Programs.

IV. CLOSING:

Questions regarding this procedure will be directed to the Treatment Facility Contract Manager.