

MICHAEL K. McNALLY
DISTRICT JUDGE

JAMES K. KERSTEN
DISTRICT JUDGE

EDWARD J. NYKIEL
DISTRICT JUDGE

STATE OF MICHIGAN



MARGARET KRIZAN
COURT ADMINISTRATOR

BLAINE RUDY
SYSTEMS ADMINISTRATOR

33rd JUDICIAL DISTRICT COURT

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Administrative Order 2008-3

ORDER FOR THE ESTABLISHMENT OF A SOBRIETY COURT

IT IS ORDERED:

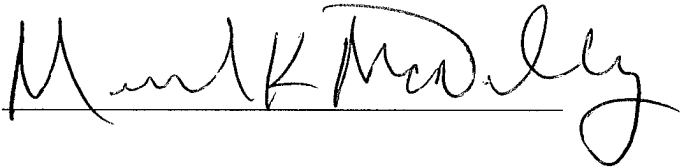
This administrative order is issued in accordance with MCL 600.1060 et seq. The purpose of this order is to establish a Sobriety Court in the 33rd Judicial District Court upon approval by the State Court Administrative Office (SCAO). All policies and procedures comply with the statute and are consistent with the 10 Key Components of drug treatment courts promulgated by the National Association of Drug Court Professionals (see attachment A) as required by MCL 600.1060(c).

1. The court has entered into a Memorandum of Understanding with each participating county prosecuting attorney in the district court district, a representative of the criminal defense bar, a representative of community treatment providers and other key parties pursuant to MCL 600.1062.
2. The court has established eligibility criteria consistent with MCL 600.1064 and 600.1068.
3. In compliance with MCL 600.1064(3), no participant shall be admitted until a complete preadmission screening and substance abuse assessment are completed.
4. All participants shall sign a voluntary written consent to participate in the program in conformance with MCL 600.1068(1)d.
5. The court shall maintain case files in compliance with Trial Court General Schedule 16, the Michigan Case File Management Standards, and Part 2 of Title 42 of the Code of Federal Regulations to assure confidentiality of Sobriety Court records.
6. The court has established, as part of its program requirements, procedures to assure compliance with MCL 600.1072 and 600.1074.

7. Pursuant to MCL 600.1078, the court shall provide the SCAO with the minimum standard data established by the SCAO for each individual applicant and participant of the Sobriety Court program.
8. The court shall use the Drug Court Case Management Information System (DCCMIS) to maintain and submit the minimum standard data as determined by the SCAO while receiving grant money from the SCAO.
9. The court acknowledges that case disposition information regarding Sobriety Court participation is unavailable from the Department of State driving record and criminal history record, and failure to use the DCCMIS will result in the absence of a complete record of Sobriety Court participation in Michigan courts.
10. The court acknowledges that it has completed the DWI Court training sponsored by the National Highway Traffic Safety Administration, U.S. Department of Transportation, in collaboration with the National Drug Court Institute, in compliance with MCL 600.1062(3).

Effective Date: 12-5-08

Date: 12-5-08 Chief Judge Signature:

A handwritten signature in black ink, appearing to read "Mark K. Madaly", written over a horizontal line.