

MEMORANDUM OF UNDERSTANDING

By and Among Those Entities and Agencies Participating in the
Arlington County Adult Drug Treatment Court

This Memorandum of Understanding made and entered into on the 19th day of February, 2013
by and between the Arlington County Commonwealth's Attorney, Office of the Public Defender
(Arlington County and City of Falls Church), Adult Probation and Parole District 10, Arlington County
Department of Human Services, Arlington County Treasurer's Office, Arlington County Sheriff's Office,
the County Board of Arlington County, Virginia, by its Police Department, and Circuit Court of Arlington
County.

Whereas, the Arlington County Adult Drug Treatment Court will begin operation on March 1,
2013, a Memorandum of Understanding is needed to clarify the respective roles and expectations of
participating agencies and entities.

Intent of the Program

The Arlington County Drug Treatment Court ("Drug Court") is intended to reduce the negative
impact of certain adult offenders with serious drug and alcohol addiction, on the local criminal justice
system and the Arlington community that it serves. All entities involved agree that a systematic
approach to drug treatment would improve public safety. To that end, the proposed program will
identify non-violent substance abusers as soon as possible after the Probation Department determines
that there has been a probation violation and then provide immediate access to a comprehensive
program of substance abuse services and community supervision under direct court supervision.

Program Goals and Objectives

- To enhance public safety
- Reduce the amount of time from the violation of probation to entry into treatment
- Reduce recidivism among drug court participants
- Reduce the use of drugs and alcohol by drug court participants

Duties and Expectations of Participating Entities and Agencies

All entities and agencies represented on the Drug Court agree to assist with the design, development and implementation of the Drug Court program. All entities further agree to assist with the collection of data needed to evaluate the processes and outcomes of the program. Further, all entities agree to cooperate with and participate in any grant applications and processes necessary to secure further funding as anticipated and needed for the current level of service and to expand the program to more participants in the future.

The duties, responsibilities and special arrangements each agency agrees to as members of the Drug Court Team are enumerated below. It is noted here that the performance of specific duties is subject to the availability of local and outside resources for same.

1. *Adult Probation and Parole Office – District 10*
 - Provide a dedicated Probation and Parole Officer to the Drug Court participants
 - Identify and refer eligible participants for Drug Court
 - Provide community monitoring, home visits and random drug screening
 - Report weekly to Drug Court staffing and court hearings
2. *Arlington County Sheriff's Department*
 - Provide a Sheriff's Deputy to assist with drug court duties as needed
 - Provide community monitoring, home visits and random drug screening
 - Provide security for Drug Court proceedings
3. *Arlington County Department of Human Services*
 - Provide substance abuse therapist to the Drug Court program
 - Conduct initial eligibility assessments
 - Provide substance abuse treatment and make referrals to collateral programs
 - Administer drug tests on participants
4. *Arlington County Commonwealth's Attorney Office*
 - Provide dedicated staff attorney on a part time basis to fulfill the prosecutorial role for Drug Court
5. *Office of the Public Defender – Arlington County and City of Falls Church*
 - Provide dedicated staff on a part-time basis to fulfill the defense role for the Drug Court

6. *Arlington County Circuit Court*
 - Provide, on a part-time basis, a Circuit Court Judge to preside over all Drug Court matters
 - Provide (hire and supervise) a Drug Court Coordinator position to assist treatment and legal staff in the delivery and tracking of program services.
 - Provide appropriate courtroom space, personnel and clerks necessary to conduct all hearings of the Drug Court
7. *Arlington County Police Department*
 - Provide community monitoring of Drug Court participants, if it is determined, in the Police Department's sole discretion, on a case by case basis, that it has available resources to do so.
8. *Arlington County Treasurer's Office*
 - Receive payments from participants and provide accounting of participants' payments of costs of Drug Court program

The parties hereto do mutually agree to this Memorandum of Understanding.

A party's duly authorized representative may terminate the party's participation in the MOU upon ten (10) days written notice to the other parties.

The laws of the Commonwealth of Virginia shall govern the construction and enforcement of this MOU.

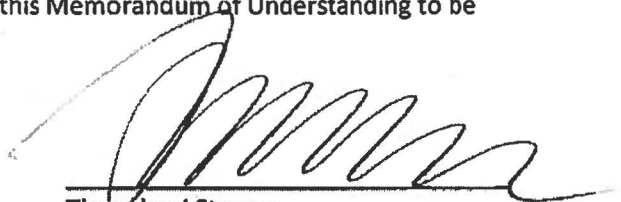
Notwithstanding any other provision in this agreement to the contrary, nothing in this agreement nor any action taken by the parties pursuant to this agreement shall constitute or be construed as a waiver of the sovereign or governmental immunity of the County Board of Arlington County Virginia, the Arlington County Police Department, or its officers or employees.

The parties mutually agree that no provision of this agreement shall create in the public, or in any person or entity other than those signing this agreement as parties hereto, rights as a third party beneficiary hereunder, or authorize any person or entity, not a party hereto, to maintain any action for personal injury, property damage, or breach of contract pursuant to the terms of this agreement or otherwise.

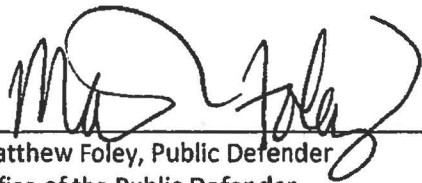
In witness whereof, the parties hereto have cause this Memorandum of Understanding to be executed by their duly authorized representatives.



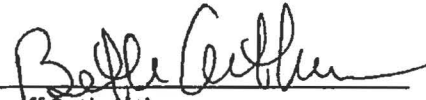
The Honorable Louise M. DiMatteo
Seventeenth Judicial Circuit Court Judge
Arlington County




Theophani Stamos
Commonwealth's Attorney
Arlington County, City of Falls Church



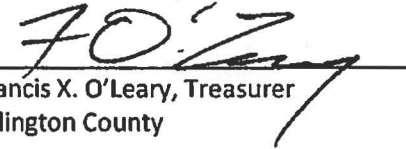
Matthew Foley, Public Defender
Office of the Public Defender
Arlington County, City of Falls Church



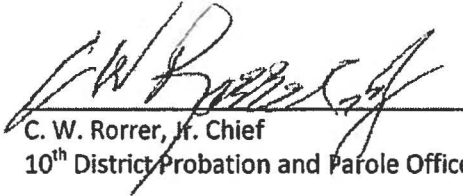
Sheriff Beth Arthur
Sheriff, Arlington County



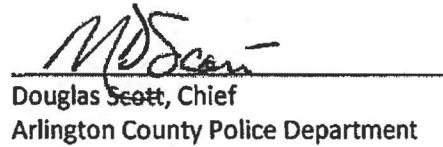
Susanne Eisner, Director
Arlington County Department of Human Services



Francis X. O'Leary, Treasurer
Arlington County



C. W. Rorrer, Jr. Chief
10th District Probation and Parole Office



Douglas Scott, Chief
Arlington County Police Department