

DISQUALIFYING CRITERIA FOR DRUG TREATMENT COURT

Lancaster County Adult Drug Court values the opinion of crime victims. Victims of crime will be consulted for their opinion of diverting offenders into the program at the discretion of the District Attorney's Office.

Lancaster County Adult Drug Court will review the offenses pertaining to each referral made to the program. Certain offenses are automatically excluded from the program; other offenses are *typically* excluded from the program. The following guidelines are in place with regard to ineligible offenses:

- Murder and Manslaughter **will not** be considered under any circumstances
- Sex offenses **will not** be considered under any circumstances
- Felony crimes of violence (i.e. aggravated assault, kidnapping, arson, robbery) will be considered on a case by case basis
- Felony crimes of violence committed with a firearm will not be considered under any circumstances
- No other pending charges, which would deem an individual ineligible.
- DUI offenses will be excluded from consideration
- Offender is eligible for ARD Program
- Offender has multiple (3) DUI convictions
- Offender has a medical or mental health diagnosis, which does not allow for functional participation in the Drug Court Program
- Offender has a violent criminal history

Offenses that are typically excluded from Drug Court may be referred under the following circumstances. These offenses include Burglary and Criminal Trespass:

- Victim must be a family member and must consent to the offender's participation.