

## Pretrial Stages within Justice System

### **1. Incident**

#### *Off ramp:*

- LEO (Law Enforcement Officer) referral to pre-charge

### **2. Citation to appear in Court or Arrested and Lodged by LEO**

#### *Off ramp:*

- State's Attorney referral to Pretrial Services intervention (pre-charge)

### **3. Charged by State's Attorney**

#### *Off ramps:*

- State's Attorney referral to Pretrial Services intervention (post charge)
- State's Attorney referral to Court Diversion

### **4. Arraignment**

#### *Off ramp:*

- State's Attorney referral to Pretrial Services intervention (post charge)

Conditions of release by Judge may include meeting with a Pretrial Monitor

### **5. Plea Bargain or Trial**

**Vermont Pretrial Services  
Act 195 (13 V.S.A. § 7554c)**

**Pretrial Intervention**

<b>Risk Assessments &amp; Needs Screenings</b>
<p>Pretrial Monitors offer risk assessments and needs screenings to those cited or arrested. Results are provided to the person screened, Defense Attorney, Prosecutor, and Court.</p> <p>Screening for needs:</p> <ul style="list-style-type: none"> <li>• Mental health</li> <li>• Substance use</li> </ul> <p>Assessing for risk:</p> <ul style="list-style-type: none"> <li>• Nonappearance</li> <li>• Risk of re-offense</li> </ul> <p>May inform:</p> <ul style="list-style-type: none"> <li>• if clinical assessment is recommended</li> <li>• Prosecutor’s decision to refer to a pretrial intervention</li> <li>• all parties to determine if bail or conditions of release are required</li> <li>• Court decision to order Pretrial Monitoring</li> </ul>
<p>Between 10/1/15 – 9/30/16, Pretrial Monitors screened and assessed 1,246 individuals throughout all counties.</p>

<b>Prosecutor Referral Rapid Intervention/Precharge</b>
<p>Pretrial Monitors provide a pretrial intervention for those</p> <ul style="list-style-type: none"> <li>• cited or arrested</li> <li>• for whom the underlying cause of criminal behavior is substance use or mental health problems</li> <li>• willing to engage in treatment supports and repair harm when appropriate</li> <li>• referred by the Prosecutor</li> </ul> <p>Typically, these are individuals who are not eligible for Court Diversion, because of their criminal history, and whose repeated convictions have not led to any behavior change.</p> <p>Pretrial monitors report to the Prosecutor on the individual’s compliance and the Prosecutor decides whether to file a charge.</p>
<p>Prosecutors in Essex, Lamoille, Rutland, Windham, and Windsor Counties referred 80 individuals between 10/1/15 – 9/30/16. Two-thirds of these cases have closed; of those, 75% closed following full compliance of the individual and no charge being filed.</p>

<b>Court Referral Monitoring</b>
<p>Pretrial Monitors support defendants to follow these conditions of release as ordered by the Court:</p> <ul style="list-style-type: none"> <li>• Meet with the Pretrial Monitor for a needs screening or risk assessment</li> <li>• Meet with the Pretrial Monitor on a schedule set by the Court</li> <li>• Follow the recommendations of the Pretrial Monitor</li> <li>• Participate in a clinical assessment by a substance use or mental health treatment provider</li> </ul> <p>Pretrial Monitors provide case management support and help defendants address other unmet needs, connecting them to services when appropriate.</p>
<p>Judges in many counties, and consistently in Washington, Windham, and Windsor, have ordered conditions of release involving support by Pretrial Monitors.</p>

\*As of January 2017 Prosecutors in Addison, Bennington, Caledonia, Essex, Lamoille, Rutland, and Windsor have established PTS rapid intervention/precharge programs.



**IF YOU OR SOMEONE YOU KNOW IS STRUGGLING WITH ALCOHOL OR OTHER DRUGS:**

- ✓ **Call your doctor. Tell the person answering the phone that you/he or she has a private issue that you would like to discuss with your doctor.**
- ✓ **Call your counselor.**

**If you don't have a doctor or a counselor:**

- ✓ **Behavioral Health & Wellness Center**  
65 Northgate Plaza, Suite 11  
Morrisville, VT 05661  
(802) 888-8320
- ✓ **Medication Assisted Treatment Team (MAT)**  
**Community Health Services of Lamoille Valley**  
Morrisville, VT 05661  
(802) 888-6009
- ✓ **Treatment Associates**  
65 Portland Street  
Morrisville, VT 05661  
(802) 888-0079
- ✓ **Howard Center**  
172 Fairfield Street  
St. Albans, VT 05478  
(802) 488-6265
- ✓ **North Central VT Recovery Center**  
275 Brooklyn Street  
Morrisville, VT 05661  
(802) 851-8120
- ✓ **Lamoille County Mental Health**  
72 Harrell Street  
Morrisville, VT 05661  
(802) 888-5026
- ✓ **Lamoille Restorative Center**  
221 Main Street  
Hyde Park, VT 05656  
(802) 888-0657
- ✓ **Central VT Addictions Medicine**  
300 Granger Road  
Berlin, VT 05601  
(802) 223-2003
- ✓ **Vermont Department of Health, Alcohol and Drug Abuse Programs online at:**  
[http://healthvermont.gov/adap/treatment/treatment\\_county](http://healthvermont.gov/adap/treatment/treatment_county) or  
**Michelle Salvador at (802) 888-2581** for confidential referral information or resources.

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Rebuilding community.  
Renewing hope.

lrcvt.org

LAMOILLE RESTORATIVE CENTER 221 MAIN STREET PO BOX 148 HYDE PARK, VT 05655 802.888.5871