

The background features several abstract geometric elements: a large blue semi-circle on the right side; a purple circle in the upper left; an orange square outline on the left; an orange L-shaped line in the top center; a teal circle in the top right; and several teal dashed lines of varying lengths scattered on the left side.

Jefferson County Treatment Courts CJCC May 2025



Areas of focus

- Earlier Identification of Target Population
- More Timely Eligibility Determination
- Increase Program Admissions for both ATC/DTC
- Limit Gaps in Eligibility and Connection to Services

Target Population

National Standards outline the importance of serving the appropriate population.

Identified by a valid Risk/ Need Screening (RANT/DUIRANT)

High Risk/High Need

Collaborative efforts with JHS, SPD, Jefferson County Sheriff's office and the DA's office are currently in place.

Considerations:

DTC/ATC: Post Arrest/Pre Plea

Screenings during jail custody from initial arrest yielded higher outcomes of LR/LN and more declined screening.

Jefferson County Treatment Courts accept OWI 3rd and 4th offenses.

Data reflects a higher rate of OWI 3rd and 4th applicants not screening as HR/HN.

Eligibility Criteria

Alcohol Treatment Court

1. Pending Jefferson County OWI offense
2. Offense is non-violent in nature or not a listed *excluded offense*
3. Identifiable substance use disorder
4. 18 years of age or older
5. Reside in Jefferson County or adjacent County

Drug Treatment Court

1. Pending Jefferson County offense that is driven by chemical dependency.
2. Offense is non-violent in nature or not a listed *excluded offense*
3. Identifiable substance use disorder
4. 18 years of age or older
5. Reside in Jefferson County or adjacent County

Sooner Eligibility Determination = Sooner intervention

Streamlining the process included creating a single starting point with standard steps.


- 1.) Application: Review of initial criteria (Residency, Criminal History)
- 2.) Screening: Risk/Need
- 3.) Assessment: ASAM/ Biopsychosocial
- 4.) Agreements
- 5.) Admission

Results:

Average Number of Days	
Application to referral for assessment	10
Application to clinical diagnosis	46
Application to admission	71
<i>* Data set does not include individuals determined ineligible</i>	



2025 Snapshot



Applications Received	44
Pending Review	14
Admissions	11
Active Participants	21
Discharges	1
Graduations	6

Finalizing Application and Admission Policy


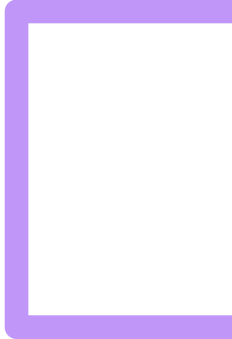
Objective Eligibility and Exclusion Criteria:

*“Treatment court eligibility and exclusion criteria are defined objectively, specified in writing, and communicated to a wide range of potential referral sources, including judges, bail magistrates, law enforcement personnel, pretrial services, jail staff, defense attorneys, prosecutors, treatment professionals, community supervision officers, and peer recovery support specialists. The treatment court team does not apply subjective criteria or personal impressions—such as a candidate’s perceived motivation for change, attitude, optimism about recovery, likely prognosis for success, or complex service needs to determine their eligibility for the program”**





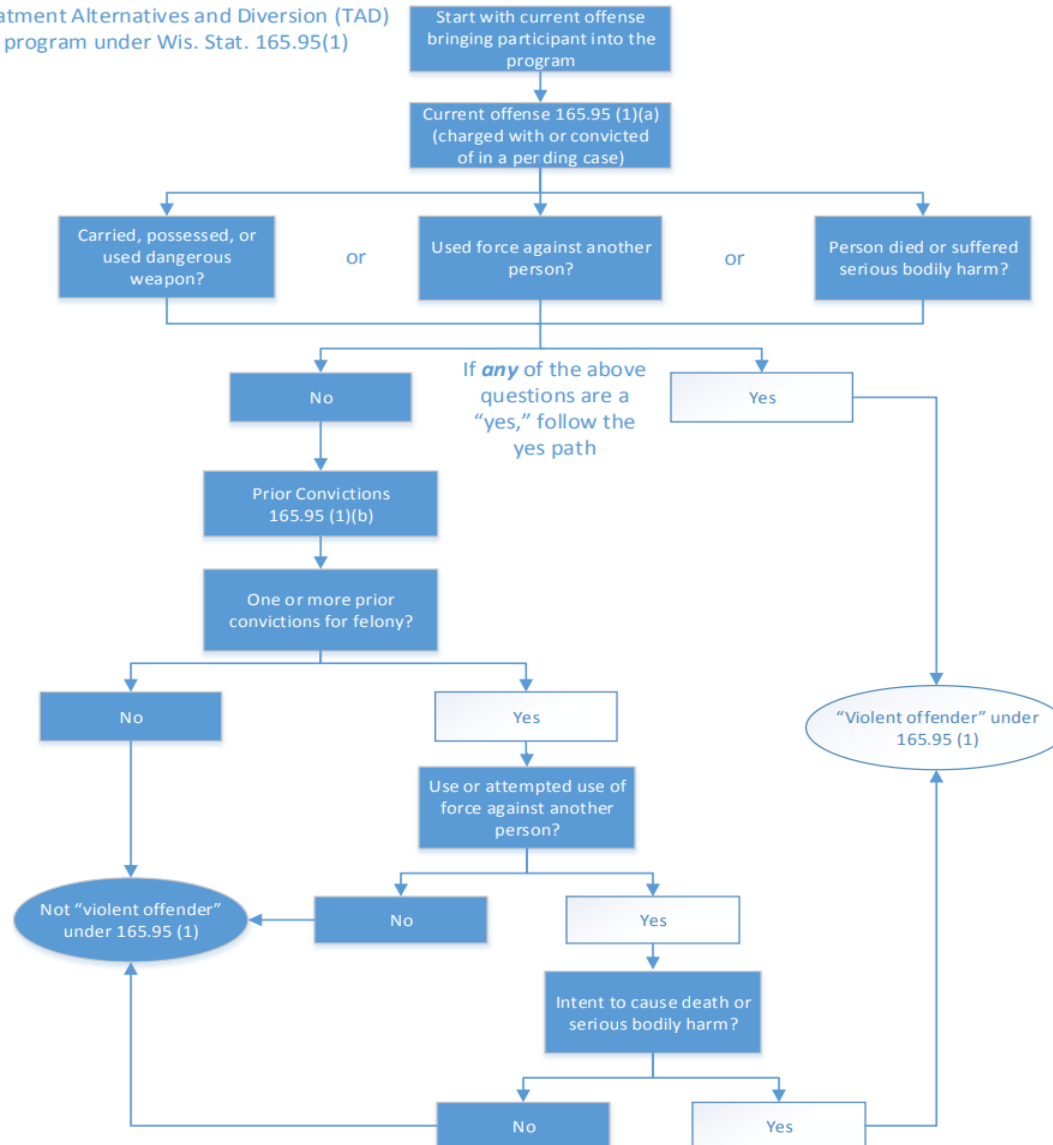
CRIMINAL OFFENSE CONSIDERATIONS:

- Offenses that violate Funding Resources (Wisconsin Statute 165.95)
 - Offenses that conflict with County Prosecutorial Standards (Community Standards)
 - Offenses with sentences that restrict treatment engagement and/or program participation
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TAD Violent Offender Decision Tree

March 25, 2018

Treatment Alternatives and Diversion (TAD)
program under Wis. Stat. 165.95(1)



In this section, "violent offender" means a person to whom one of the following applies:

- (a) person has been charged with or convicted of an offense in a pending case and, during the course of the offense, the person carried, possessed, or used a dangerous weapon, the person used force against another person, or a person died or suffered serious bodily harm.
- (b) The person has one or more prior convictions for a felony involving the use or attempted use of force against another person with the intent to cause death or serious bodily harm

Understanding Wisc. Stat. 165.95

- 1. The statute would typically apply to felony convictions for violent crimes such as those defined by Wisc. Stat. 165.84(7)(ab) or Wisc. Stat. 941.291(1)(b), depending on the specifics of the involved offense(s). These statutes are guidelines only and are not all-inclusive. Sites should ensure that participants, regardless of offense type, meet the criteria of the statute.
- 2. Convictions for misdemeanor offenses (such as misdemeanor battery) may not be an automatic disqualifier, depending on the circumstances of the offense.
- 3. No prior convictions for violent crimes. For convictions, there is no time limit in the statute for prior convictions. The statute applies regardless of how long ago the conviction occurred.
- 4. For convictions, the statute does not apply to charges that were reduced or modified to a misdemeanor or to a felony if the offense did not involve a dangerous weapon or the use or attempted use of force. For example if the original charge was battery, but the charge was modified to disorderly conduct prior to conviction, the county may determine that the participant is eligible for program participation depending on the specifics of the offense.
- 5. For current charges at the time an individual is referred to the program, the individual would typically be disqualified if a dangerous weapon was involved or force was used against another person, regardless of whether the charge is a misdemeanor or felony, even if the diversion program would allow for dismissal of charges after the program is successfully completed.
- 6. Ultimately, the decision to admit an individual to the program is up to each individual county or tribe, but should be in line with the language of the statute and guidance described above.

Community Standards

The Policy Recommendation Subcommittee reviewed a previously adopted list of disqualifying/barred with 46 offenses. Some offenses are automatic disqualifiers based on Wisc. Stat. 165.95.

A survey was presented to the subcommittee identifying the adopted list of automatic disqualifying offenses (pending or historic convictions) that would prohibit an applicant from program admission. Sub committed members were directed to select "Agree" indicates the offense **should** automatically disqualify an applicant from program participation. "Disagree" indicates the offense **should NOT** be an automatically disqualify an applicant. The final selection indicates this offense should be considered with identified criteria approved by the CJCC.

10. 940.32 – Stalking

- ☐ Agree
- ☐ Disagree
- ☐ Restricted based on additional criteria

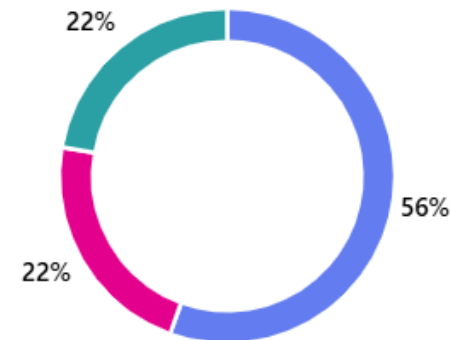
Community Standards Cont.

Results from the 9 responses highlighted offenses without consensus for effective discussion and recommendation.

10. 940.32 – Stalking

[More details](#)

● Agree	5
● Disagree	2
● Restricted based on additional criteria	2



Recommended List:


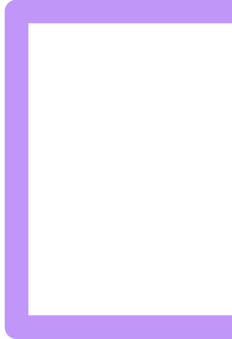
The Subcommittee was unable to make determinations on the following:

- **940.32 – Stalking**
- **948.04 – Causing Mental Harm to a Child**
- **948.215 – Chronic child neglect (disqualified as a referred offense, considered based on review of the criminal compliant as a historic conviction)**

[CJCC BOL](#)



Additional Considerations

- Offenses that include intensive community supervision requirements/ restrictions.
 - Sex Offenders have court ordered restrictions which are often barriers for housing, treatment, employment.
 - Extensive Mental Health Diagnosis
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Drafted List of Barred Offenses for Treatment Court Eligibility

Initial eligibility criteria includes a review of the referred offense(s) and criminal history of the applicant. Exclusionary violent offenses are determined by the TAD Statute [Wisconsin Legislature 165.95](#) and the offense list below. This list was developed by the CJCC Policy Recommendation Subcommittee and approved by the Jefferson County CJCC to enhance objective eligibility decisions for treatment court participation. Offense considerations are reported to the Wisconsin Department of Justice for annual review. The Jefferson County District Attorney's office retains discretion for all sentencing offers for Jefferson County Treatment Courts.


- 940.11 – Mutilating or Hiding a Corpse
- 940.195 – Battery to an Unborn Child; Substantial Battery to an Unborn Child
- 940.21 – Mayhem
- 940.22 – Sexual Exploitation by Therapist; Duty to Report (*sub section 2 considered based on review of criminal complaint*)
- 940.225 – Sexual Assault-1st Degree, 2nd Degree & 3rd Degree (*4th Degree considered based on review of the criminal complaint as a historic conviction*)
- 940.235 – Strangulation and Suffocation (*Disqualified as a referring offense. Considered based on review of the criminal complaint as a historic conviction*)
- 940.302 – Human Trafficking
- 940.305 – Taking Hostages
- 940.31 – Kidnapping
- **940.32 – Stalking**
- 941.20 – Endangering Safety by Use of Dangerous Weapon (*sub 1a, sub 2 and sub 3 (considered based on review of the criminal complaint as a historic conviction)*)
- 941.296 – Use or Possession of a Handgun and an Armor-Piercing Bullet During Crime
- 941.32 – Administering Dangerous or Stupefying Drug
- 944.06 - Incest
- 944.18 - Bestiality
- 946.01 - Treason
- 946.10 - Bribery of public officers and employees
- 946.12 - Misconduct in Public Office
- 946.03 – Sedition
- 946.43 – Assault by Prisoners
- 946.44 - Assisting or Permitting Escape (*considered based on review of the criminal complaint as a historic conviction*)

- 947.019 Terrorist Threats
- 948.02 – Sexual Assault of a Child
- 948.025 – Engaging in Repeated Acts of Sexual Assault of Same Child
- **948.04 – Causing Mental Harm to a Child**
- 948.05 – Sexual Exploitation of a Child
- 948.051 – Trafficking of a Child
- 948.055 – Causing a Child to View or Listen to Sexual Activity
- 948.06 – Incest with a Child
- 948.07 – Child Enticement
- 948.075 – Use of a Computer to Facilitate a Child Sex Crime
- 948.08 – Soliciting a Child for Prostitution
- 948.081 – Patronizing a Child
- 948.085 – Sexual Assault of a Child Placed in Substitute Care
- 948.095 – Sexual Assault of a Child by School Staff Person or a Person Who Works or Volunteers with Children
- 9448.098 Sexual misconduct by a school staff person or volunteer
- 948.10 – Exposing Genitals, Pubic Area, or Intimate Parts
- 948.11 Exposing a Child to Harmful Material or Harmful Descriptions or Narrations
- 948.12 – Possession of Child Pornography
- 948.125 – Possession of Virtual Child Pornography
- 948.13 – Child Sex Offender Working with Children
- 948.14 – Registered Sex Offender and Photographing Minors
- **948.215 – Chronic child neglect (disqualified as a referred offense, considered based on review of the criminal complaint as a historic conviction)**
- 948.23 – Concealing or Not Reporting Death of a Child; Not Reporting Disappearance of
- 948.30 – Abduction of Another's Child; Constructive Custody

Responses Overview Closed


Responses

9




Average Time

08:12



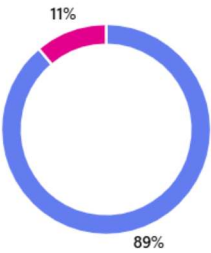
Duration

12 Days



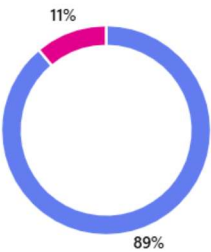
1. 940.11 – Mutilating or Hiding a Corpse

Agree	8
Disagree	1
Restricted based on additional criteria	0



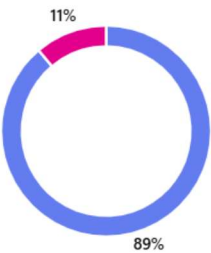
2. 940.195 – Battery to an Unborn Child; Substantial Battery to an Unborn Child

Agree	8
Disagree	1
Restricted based on additional criteria	0



3. 940.21 – Mayhem

Agree	8
Disagree	1
Restricted based on additional criteria	0



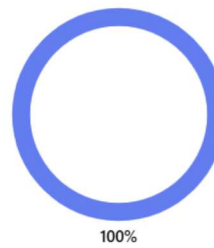
4. 940.22 – Sexual Exploitation by Therapist; Duty to Report

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



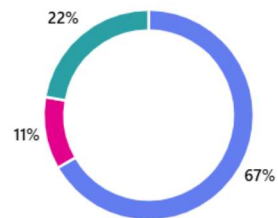
5. 940.225 – Sexual Assault-1st Degree, 2nd Degree & 3rd Degree

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



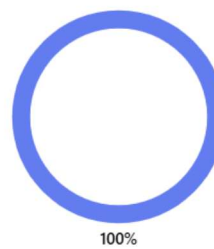
6. 940.235 – Strangulation and Suffocation

● Agree	6
● Disagree	1
● Restricted based on additional criteria	2



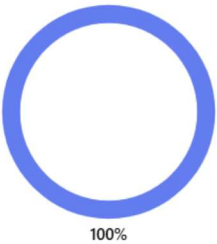
7. 940.302 – Human Trafficking

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



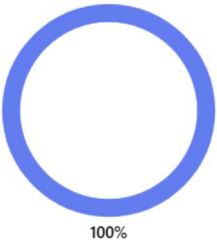
8. 940.305 – Taking Hostages

Agree	9
Disagree	0
Restricted based on additional criteria	0



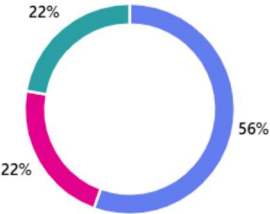
9. 940.31 – Kidnapping

Agree	9
Disagree	0
Restricted based on additional criteria	0



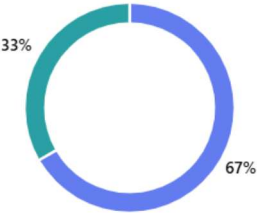
10. 940.32 – Stalking

Agree	5
Disagree	2
Restricted based on additional criteria	2



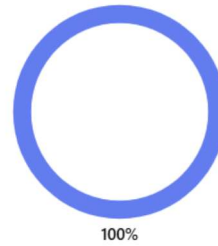
11. 941.20 – Endangering Safety by Use of Dangerous Weapon

Agree	6
Disagree	0
Restricted based on additional criteria	3



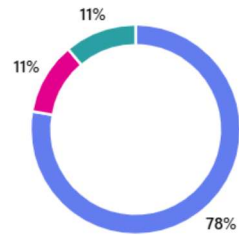
12. 941.296 – Use or Possession of a Handgun and an Armor-Piercing Bullet During Crime

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



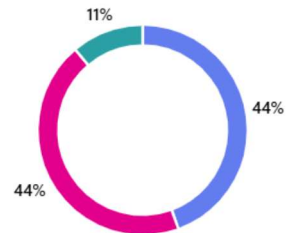
13. 941.32 – Administering Dangerous or Stupefying Drug

● Agree	7
● Disagree	1
● Restricted based on additional criteria	1



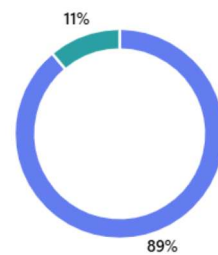
14. 941.375 – Throwing or Discharging Bodily Fluids at Public Safety Workers

● Agree	4
● Disagree	4
● Restricted based on additional criteria	1



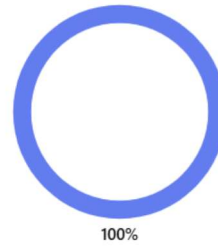
15. 944.06 – Incest

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



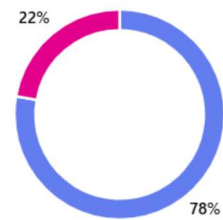
16. 944.18 Bestiality

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



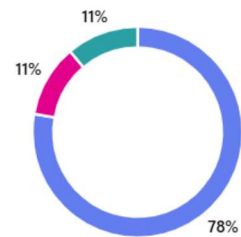
17. 946.01 - Treason

● Agree	7
● Disagree	2
● Restricted based on additional criteria	0



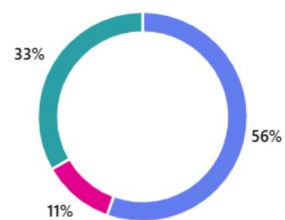
18. 946.10 - Bribery of public officers and employees

● Agree	7
● Disagree	1
● Restricted based on additional criteria	1



19. 946.12 - Misconduct in Public Office

● Agree	5
● Disagree	1
● Restricted based on additional criteria	3



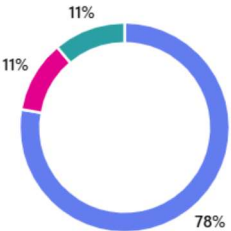
20. 946.03 – Sedition

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



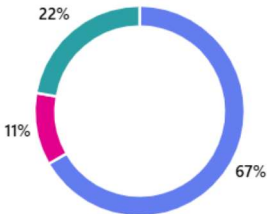
21. 946.43 – Assault by Prisoners

● Agree	7
● Disagree	1
● Restricted based on additional criteria	1



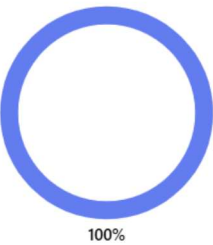
22. 946.44 – Assisting or Permitting Escape

● Agree	6
● Disagree	1
● Restricted based on additional criteria	2



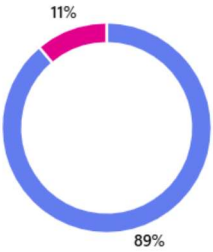
23. 947.019 Terrorist Threats

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



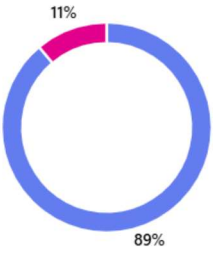
24. 948.02 – Sexual Assault of a Child

● Agree	8
● Disagree	1
● Restricted based on additional criteria	0



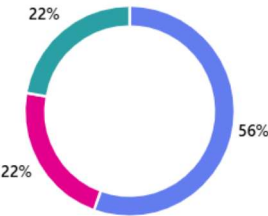
25. 948.025 – Engaging in Repeated Acts of Sexual Assault of Same Child

● Agree	8
● Disagree	1
● Restricted based on additional criteria	0



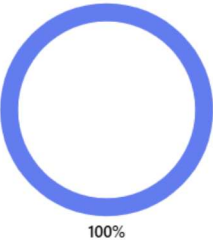
26. 948.04 – Causing Mental Harm to a Child

● Agree	5
● Disagree	2
● Restricted based on additional criteria	2



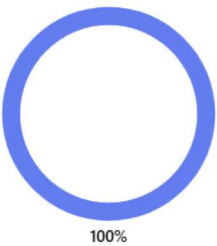
27. 948.05 – Sexual Exploitation of a Child

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



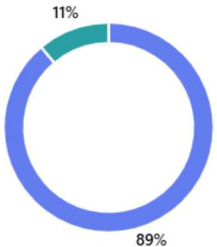
28. 948.051 – Trafficking of a Child

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



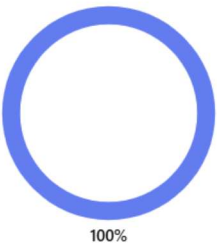
29. 948.055 – Causing a Child to View or Listen to Sexual Activity

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



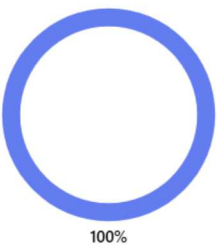
30. 948.06 – Incest with a Child

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



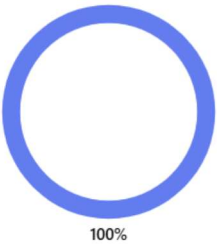
31. 948.07 – Child Enticement

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



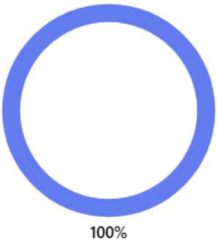
32. 948.075 – Use of a Computer to Facilitate a Child Sex Crime

Agree	9
Disagree	0
Restricted based on additional criteria	0



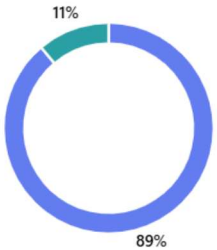
33. 948.08 – Soliciting a Child for Prostitution

Agree	9
Disagree	0
Restricted based on additional criteria	0



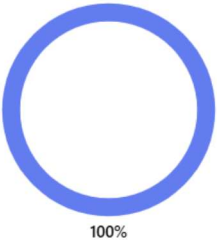
34. 948.081 – Patronizing a Child

Agree	8
Disagree	0
Restricted based on additional criteria	1



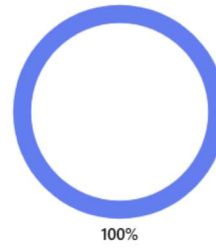
35. 948.085 – Sexual Assault of a Child Placed in Substitute Care

Agree	8
Disagree	0
Restricted based on additional criteria	0



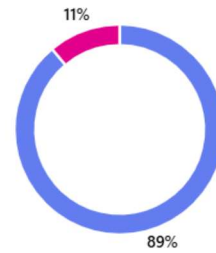
36. 948.095 – Sexual Assault of a Child by School Staff Person or a Person Who Works or Volunteers with Children

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



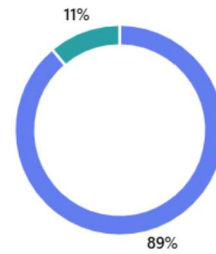
37. 9448.098 Sexual misconduct by a school staff person or volunteer

● Agree	8
● Disagree	1
● Restricted based on additional criteria	0



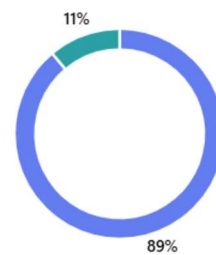
38. 948.10 – Exposing Genitals, Pubic Area, or Intimate Parts

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



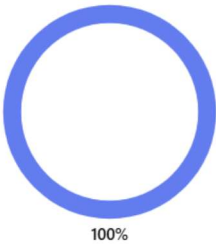
39. 948.11 Exposing a Child to Harmful Material or Harmful Descriptions or Narrations

● Agree	8
● Disagree	0
● Restricted based on additional criteria	1



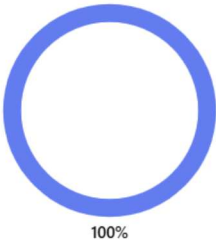
40. 948.12 – Possession of Child Pornography

● Agree	8
● Disagree	0
● Restricted based on additional criteria	0



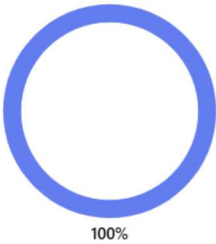
41. 948.125 – Possession of Virtual Child Pornography

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



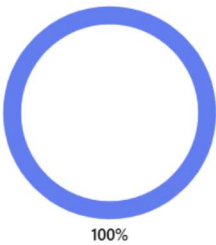
42. 948.13 – Child Sex Offender Working with Children

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



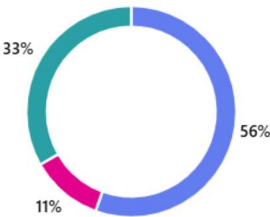
43. 948.14 – Registered Sex Offender and Photographing Minors

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



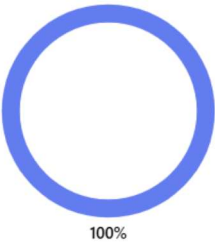
44. 948.215 – Chronic child neglect

● Agree	5
● Disagree	1
● Restricted based on additional criteria	3



45. 948.23 – Concealing or Not Reporting Death of a Child; Not Reporting Disappearance of a Child

● Agree	9
● Disagree	0
● Restricted based on additional criteria	0



46. 948.30 – Abduction of Another’s Child; Constructive Custody

● Agree	7
● Disagree	1
● Restricted based on additional criteria	1

