

STATE OF ILLINOIS
CIRCUIT COURT OF THE 18th JUDICIAL CIRCUIT
COUNTY OF DUPAGE

PEOPLE OF THE STATE OF ILLINOIS,

vs.

Case Number: _____

Defendant.

**DU PAGE COUNTY “MICAP”
PLEA AGREEMENT AND CONTRACT**

In consideration for the opportunity to participate in the DuPage County Mental Illness Court Alternative Program (“MICAP”), the below signed defendant agrees that he or she shall:

1. Comply with all terms and conditions as established by the Court or the Department of Probation and Court Services.
2. Maintain a DuPage County residence, or as agreed by MICAP.
3. Shall not possess any firearms or other dangerous weapons.
4. Complete all court ordered assessments and evaluations, and participate in and successfully complete all assessments/education/training and treatment as ordered by the Court.
5. Pay a portion of the cost of education/assessment/treatment.
6. Submit samples of blood, urine, or breath for testing for the presence of alcohol or other illicit substances.
7. Not contest positive drug tests, but shall retain the right to request a confirmation or re-test at his or her expense.
8. Pay restitution, fines, costs and fees, as ordered, and not less than sixty (60) days prior to graduation.
9. Permit DuPage County Probation Officers to visit his or her residence, place(s) of employment, or other locations.
10. Appear on time at all subsequent court dates as set by the Court.
11. Attend NAMI and/or other support groups as specified by the Court.
12. Not use, ingest, or possess alcohol or any illegal substance.
13. Not use, ingest, or possess any non-prescription drug or any prescription drug other than that authorized by his or her therapist, psychiatrist, or other licensed medical provider.
14. Accept and complete any sanction imposed by the Court for program violations, including, but not limited to, the Sheriff's Work Alternative Program (SWAP), community service, or jail.
15. Sign releases for all information.
16. Agree to the permanent transfer of all MICAP cases to Courtroom 4001 through completion of the program or sentencing.
17. Defendant understands and agrees to the following:
 - a. If the defendant commits a violation of a felony offense, or DUI, the State may immediately file a Petition to Unsuccessfully Discharge the defendant from the program, and file a Petition to Revoke Bond. If the defendant is discharged from the program, the

case shall proceed to an immediate sentencing hearing. A Pre-sentence report shall be ordered and provided prior to sentencing on any felony count.

b. If the defendant is unsuccessfully terminated from the program for any reason, the case shall proceed to a sentencing hearing. A Pre-sentence report shall be ordered and provided prior to sentencing on any felony count.

c. If the defendant has an outstanding warrant from DuPage county MICAP for more than forty-five (45) days, the defendant will be terminated from the program.

18. The defendant has read and reviewed all of the above referenced terms and conditions of participation in the program and further agrees that upon successful completion of the program the case will be disposed of as set forth below:

Defendant

Defendant's Attorney

Assistant State's Attorney

Judge

Date