

**NON-REMOVABLE MILLE LACS BAND OF CHIPPEWA INDIANS
JUDICIAL BRANCH**

**NOOJIMO'WIIGAMIG INAAWANIDIWAG
(Family Healing to Wellness Court)**

District 1

District 2

District 3

In the Matter of:

Case File No. _____

Participant

**ORDER OF ACCEPTANCE
INTO FAMILY HEALING
TO WELLNESS COURT**

This matter came before the Court on _____, 20____ pursuant to [Name of Petitioner]'s Petition for Admission to the Mille Lacs Band Family Healing to Wellness Court filed on _____. On _____, 20____, the Mille Lacs Band Healing to Wellness Court Team ("team") filed a "Recommendation for Admission" with the Court. Based upon a review of the petition, the representations of legal counsel, and the recommendation of the team, the Court makes the following:

FINDINGS

1. A Petition for Child in Need of Protection or Services alleging that the minor child(ren) are in need of protection or services within the meaning of the Child Protection Statute, 8 MLBS § 3103, was filed in the Mille Lacs Band District Court on _____, 20____ (hereinafter "CHIPS case").
2. The Petitioner is a Band member the parent, guardian or custodian of a minor child(ren) who is a Band member, a Band member descendant, or a child eligible to become a Band member and is the subject of the CHIPS case.
3. The Petitioner is a respondent in the above-referenced CHIPS case pending before the District Court.
4. The Petitioner has not been convicted of a felony involving child abuse, not found to be a violent offender as defined by 5 MLBS § 303(nn) and has not been convicted of any sex crime within the preceding ten (10) years.

5. The Petitioner has been diagnosed with a substance abuse condition.
6. The Petitioner has been advised by legal counsel and informed of the requirements of the Healing Journey, his/her/their Wellness Plan components, and understands that he/she/they will be monitored for compliance.
7. The Petitioner stated he/she/they is willing to comply with all treatment recommendations, submit to random drug and/or alcohol testing, and to execute releases of information to allow confidential information to be shared with the Healing Journey Team, ancillary service providers, and probation and/or supervised release agents, when appropriate.
8. The Petitioner satisfies the eligibility criteria for the Family Healing to Wellness Court program set out at 5 MLBS § 305.
9. The Petitioner waives the application of the CHIPS timelines set out at 8 MLBS § 3156, § 3158, and § 3161 and requests that the CHIPS proceedings now pending before the District Court be continued until Petitioner graduates or is terminated from the Family Healing to Wellness Court
10. The Petitioner affirms his/her/their understanding that if Petitioner successfully completes the Healing Journey and is awarded a graduation certificate, the Office of the Solicitor General will promptly file a motion to dismiss the District Court CHIPS case, where it shall be granted.

ORDER

1. The Petition for Admission to the Mille Lacs Band Family Healing to Wellness Court is hereby GRANTED.
2. The District Court CHIPS case is continued until further order of the Court.
3. [Name of Petitioner] shall comply with all provisions of his/her/their Wellness Plan, including all treatment recommendations; complete the requirements of the Family Healing to Wellness Court Phases; refrain from possession, using or consuming illegal controlled substances, alcohol or prescription drugs without a prescription; execute necessary releases of information, attend all Status Hearings and any other hearings set by the Family Healing to Wellness Court; and cooperate fully with the FHTWC Case Manager and Team.
4. Failure to comply could result in a finding of a program violation by the Court, wherein community service, home detention, termination from Family Healing to Wellness Court and the resumption of the CHIPS case, and/or any other appropriate consequence may be imposed.

IT IS SO ORDERED.

Dated: _____

Tammy J. Swanson, Special Magistrate
Family Healing to Wellness Court