

# **ASSESSMENT**

**Individuals who are charged with DUII are often encouraged to engage in substance use disorder services prior to the final resolution of their court case.** Individuals should receive services in the timeliest manner feasible and may begin services prior to being formally adjudicated by the court or referred by an ADSS. Individuals must be considered for entry without regard to race, ethnicity, gender, gender identity, gender expression, sexual orientation, religion, creed, national origin, age (except when program eligibility is restricted to children, adults, or older adults), familial status, marital status, source of income, and disability. Additionally, providers may not solely deny entry to individuals who are prescribed medication to treat opioid dependence.

## ***Diagnosis and Level of Care Determination***

Each assessment shall be consistent with the dimensions described in [The ASAM Criteria](#), and include sufficient information and documentation to justify the level of care determination consistent with The ASAM Criteria.

Each assessment shall also include sufficient information and documentation to justify the presence or absence of a SUD diagnosis as defined in the [Diagnostic and Statistical Manual of Mental Disorders \(DSM-5\)](#).

While the ADSS referral includes an initial recommendation for the individual to complete either DUII Education or DUII Rehabilitation, it is important to note that this recommendation is made based on a brief screening. Final determination is based on the results of the individual's diagnostic assessment, and in accordance with [OAR 309-019-0195\(4\) -\(7\)](#).

## **DUII REHABILITATION (Diversion and Conviction)**

Per [OAR 309-019-0195\(7\)](#), individuals must complete a DUII Rehabilitation program if they:

- Meet DSM diagnostic criteria for a SUD; or
- Meet ASAM Criteria for Level 1 or higher; or
- Have been previously diagnosed with a SUD; or
- Have previously been enrolled in a DUII or SUD treatment program.

In addition to completing [DUII Education](#), DUII Rehabilitation shall include completion of the SUD treatment services outlined in the individual's service plan as outlined in [OAR 309-019-0140](#).

## **ABSTINENCE REQUIREMENTS**

Individuals enrolled in [DUII Rehabilitation](#) are expected to maintain abstinence from use of intoxicants as evidenced by negative urinalysis tests, except as allowed in [ORS 813.200](#), while outside of a controlled environment for no less than the final 90 days of the DUII Rehabilitation program.