

# Behavioral Health Conditional Dismissal Program (BHCDP) FAQ for Participants

## **What is the Behavioral Health Conditional Dismissal Program (BHCDP)?**

The Behavioral Health Conditional Dismissal Program (BHCDP) provides an alternative to incarceration by allowing eligible defendants, based on qualifying charges and behavioral health needs, to receive treatment for a substance use and/or mental health disorder. Services may include but are not limited to outpatient, inpatient and/or residential treatment, medications for opioid use disorder (MOUD), case management, educational and vocational services, and recovery supports. If the participant adheres to and completes the treatment plan outlined by a behavioral health provider, their charges will be dropped.

## **What happens if I am referred to a BHCDP Assessment?**

You will be assessed for your level of care and offered treatment related—examples include outpatient services, case management, peer support services, intensive outpatient, residential treatment, FDA medications for addiction treatment, hospital based withdrawal management, urine drug counseling, and others.

## **Can I choose my provider and does it matter if they are in my county of residence?**

You will be given a list of approved providers and you may choose which provider you would like to further your assessment and treatment. You have the option to choose a provider outside your county of residence, but we would work to get you back into your county of residence as soon as possible.

## **Who pays for my treatment if I don't have insurance?**

Treatment is offered at no cost to you. All costs will be reimbursed by Medicaid or other funding sources.

## **What if I choose not to participate?**

If you choose not to participate your case will continue through court proceedings.

## **What happens if I get discharged from the program due to unwillingness to continue?**

If you fall out of the program, the case picks back-up and the defense attorney could then address any 4th Amendment or other issues.

## **How long is the program?**

The length of treatment is based on your assessment and treatment recommendations from the provider, but it will at least be a year, unless the provider discharges you early from the program upon satisfactory completion of the recommended treatment plan and with agreement from the attorney for the commonwealth. The length of treatment will not be longer than your maximum potential period of incarceration if found guilty of the offenses charged unless you agree in writing to an extension of the treatment period.

## **What happens if I complete the program?**

If you complete the program the charges are dismissed.

## **Who should I contact if I have questions?**

DBHDID.BHCDP@ky.gov