

WELCOME TO DIVERSIONS

TWO TYPES OF DIVERSIONS

• PRE-TRIAL

• ONCE GRANTED CAN'T PRECEDE MORE THAN 2 YEARS.

• NO CLASS A MISDEMEANOR WHICH TIME HAS BEEN SERVED

• NO SEXUAL OFFENSE

• NO PREVIOUS DIVERSION JUDICIAL OR PRE-TRIAL

• NO OPEN CHARGES

• NO DUI UNLESS BEEN REDUCED TO RECKLESS DRIVING

• NO PREVIOUS FELONY CONVICTION WHICH TIME HAS BEEN SERVED INCLUDING PROBATION

• JUDICIAL

• ONCE GRANTED CAN PRECEDE MORE THAN 2 YEARS

• NO CLASS A MISDEMEANOR WHICH TIME HAS BEEN SERVED

• NO SEXUAL OFFENSE

• NO PREVIOUS DIVERSION EVEN

• PRE-TRIAL

• NO OPEN CHARGES

• NO DUI UNLESS REDUCED TO RECKLESS DRIVING

• NO PREVIOUS FELONY CONVICTION WHICH TIME HAS BEEN SERVED INCLUDING PROBATION

THERE ARE THREE WAYS TO PROCESS DIVERSIONS:

MAILED DIVERSIONS:

- A COMPLETED APPLICATION
- CASHIER'S CHECK, MONEY ORDER, ATTORNEY'S CHECK,
NO PERSONAL CHECKS, NO CASH
- A FAX NUMBER MUST BE PROVIDED, IT CAN BE THE DEFENSE

ONLINE DIVERSIONS:

- MUST HAVE SOCIAL SECURITY NUMBERS, IF NOT PUT ALL ZEROS
- MUST HAVE A FAX NUMBER AND PHONE NUMBER OR UNABLE TO ACCEPT
- MUST PAY WITH DEBIT VISA OR MASTER CARD
- DON'T USE TITLES SUCH AS JR, SR, II, III, ETC
- CAN USE THE ATTORNEY'S FAX NUMBER AND PHONE NUMBER

FAXED DIVERSIONS FOR INDIGENT DEFENDANTS:

- A COMPLETED APPLICATION
- INDIGENT FORM SIGNED BY THE JUDGE WAIVING THE \$100 FEE
NOT THE FORM APPOINTING COUNSEL
- A FAX NUMBER MUST BE PROVIDED, IT CAN BE THE DEFENSE
ATTORNEY OR THE DISTRICT ATTORNEY OR BOTH.

AFTER DEFENDANT GOES TO COURT

- SEND THE SIGNED DIVERSION APPLICATION BACK TO TBI WITH THE RESULTS OF PRE-TRIAL OR JUDICIAL DIVERSION
- IF THERE IS MORE THAN ONE CHARGE SEND THE JUDGEMENT SHEET IN FOR THE DISMISSAL, CONVICTION, ETC.
- IF THE DEFENDANT HAS MORE THAN ONE CHARGE, SEND IN ALL JUDGEMENTS SO THE CRIMINAL HISTORY CAN BE UPDATED ACCORDINGLY

FREQUENTLY ASKED QUESTIONS

- WHAT TO DO IF THERE ARE MORE THAN THREE CHARGES?
- CAN THERE BE A DIVERSION USING TWO COUNTIES, TWO JUDGES, TWO CHARGES?
- WHAT ARE THE NECESSARY STEPS TO FOLLOW WHEN AN OLD CHARGE IS READY FOR EXPUNGEMENT?
- IF AN APPLICATION NEEDS TO BE AMENDED, CAN THERE BE AN ADDED CHARGE IF THE DEFENDANT HASN'T BEEN TO COURT?
- IF THE CONFIRMATION NUMBER IS AVAILABLE, CAN THE ONLINE APPLICATION BE FOUND?
- DO INDIGENT APPLICATIONS HAVE TO BE MAILED?

THANKS FOR YOUR TIME.

ANY QUESTIONS?