

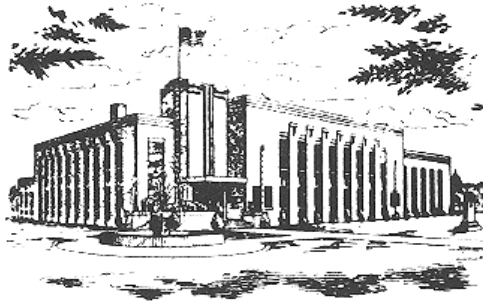
STEVENS COUNTY PROSECUTING ATTORNEY

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Will Ferguson

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PRE/POST-CHARGING DIVERSION CONTRACT

STEVENS COUNTY OFFICE OF THE PROSECUTING ATTORNEY

DIVERSION UNIT

NAME: _____

POTENTIAL CHARGE: _____

FILE NUMBER: _____

I understand that I am being offered diversion from prosecution for the above listed offense. I understand my Diversion Program shall be for a period of _____ months from the date of signing this agreement, unless extended in writing. To remain on diversion and to successfully complete this program, I must abide by the following conditions. I promise I will:

____ 1. Report in person to my Diversion Counselor on _____ each month and fill out a complete and accurate monthly report form. I must report from 8:00 a.m. - 12:00 p.m. or 1:00 p.m. - 4:30 p.m. My Diversion Counselor can require more contact if necessary.

____ 2. Obtain permission from my Diversion Counselor if I wish to move. If I leave my residence for more than one week, I must inform my Diversion Counselor prior to leaving.

____ 3. Make every effort to obtain employment.

____ 4. Pay my Diversion fee of \$ _____ **IMMEDIATELY**.

____ 5. **IMMEDIATELY** inform my Diversion Counselor of any other law violations or law enforcement contacts.

____ 6. Pay restitution of \$ _____ **IMMEDIATELY in form of cashier's check**.

____ 7. I am aware of additional costs associated with being assigned online training.

____ 8. I am aware of public resources available for accessing internet services to complete my assigned online training.

____ 9. I am aware of costs associated with random drug testing.

____ 10. Adhere to other conditions set by my Diversion Counselor in writing that are reasonably necessary for supervision of the case.

____ 11. Sign a release so the Diversion Coordinator can monitor compliance with the term of this agreement.

____ 12. I will comply with the following special conditions. I promise I will:

Diversion Terms

- | | |
|---|---|
| <input type="checkbox"/> Complete Alcohol/Drug Evaluation and comply with treatment in 30 days | <input type="checkbox"/> Complete Anger Management Evaluation and comply with treatment in 30 days |
| <input type="checkbox"/> Complete the assigned Court Class Online Training Course in the time assigned. | <input type="checkbox"/> Complete a DV Evaluation and comply with treatment in 30 days |
| <input type="checkbox"/> Complete a Mental Health Evaluation and comply with treatment in 30 days | <input type="checkbox"/> Drive a motor vehicle only with a valid driver's license and/or insurance. |
| <input type="checkbox"/> Have no criminal law violations | <input type="checkbox"/> Have no similar law violations |
| <input type="checkbox"/> Have no assault-related law violations | <input type="checkbox"/> Have no Alcohol-related law violations |
| <input type="checkbox"/> Have no criminal <i>traffic</i> law violations | <input type="checkbox"/> Not possess/consume alcohol, non-prescription drugs |
| <input type="checkbox"/> Complete ____ hours of Community service. | <input type="checkbox"/> Submit to random drug testing throughout your Diversion Period. |
| <input type="checkbox"/> Other | |
-

I understand that, during my period of supervision with the Diversion Program, I can be remanded (sent back) for prosecution **IF**:

____ 1. I fail to follow or inadequately perform any of the terms and conditions I have agreed to or any additional conditions my counselor may have required.

____ 2. During the intake process or while in the Diversion Program, I lie or do not tell the entire truth regarding my diversion or information provided.

____ 3. I have a prior criminal record which I did not mention as required during the intake interview which determined my eligibility into the Diversion Program.

____ 4. I am arrested, charged, **or** convicted of any misdemeanor or felony offense. This condition includes an offense that occurred prior to the signing of the diversion contract, which I did not disclose. I understand that any arrest or formal charge may terminate the diversion contract.

____ 5. The parties agree that statements made by the defendant during the course of the diversion process cannot be used against the defendant in the underlying criminal case.

I have read or have had read to me all of the terms and conditions of diversion. I understand them all, and I will comply with and follow them completely. I realize that failure to do so may result in me being remanded for prosecution for the offense.

DEFENDANT

DATE

DEFENSE COUNSEL

DATE

DIVERSION COORDINATOR

DATE