

Community Corrections Diversion Program

CRITERIA FOR ACCEPTANCE

(To be completed/signed by attorney and defendant)

The following outlines the criteria for acceptance into the Diversion Program:

1. No prior felony convictions, and no "pattern" of criminal behavior. "Pattern" of criminal behavior means (1) more than one misdemeanor conviction as an adult, within the past three years, (2) more than one delinquency as a juvenile, within the past three years, (3) a combination of two or more misdemeanor convictions and juvenile delinquency adjudications, within the past three years (i.e., one misdemeanor and one juvenile delinquency adjudication), (4) any pending indictment/case/charge/warrant, other than the instant case, or (5) an extensive misdemeanor or felony arrest record as an adult.
2. The consent of the arresting agency and victim, if applicable, will be requested for the applicant's participation in the Program. Objections to the applicant's participation may or may not preclude a person's participation.
3. The pending charge(s) must be non-violent and unrelated to drugs (see Section 2935.36 of the Ohio Revised Code).
4. The value of the property or services *potentially* lost as a result of the charge(s) pending against the applicant must not exceed \$5000.00. Thus, a person will be considered ineligible for the Program even if there is no restitution owed, but the *attempted* fraud/theft amounts to \$5000.00 or more.
5. As a condition of a personal bond, an applicant shall be placed under the supervision of the Community Corrections Program.
6. The applicant must admit his/her guilt in regard to the pending charge(s) in a written statement.
7. The applicant must waive his right to the operation of (1) Superintendence Rule 8, regarding grand jury action, (2) R.C. 2945.71, regarding a speedy trial, and (3) any statutory limitations of action.
8. The applicant must give consent to the Community Corrections Program to perform periodic record checks.
9. The applicant must be willing to make him/herself available for appointments with a Diversion Officer and/or other referred agency.

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