



**Orange County Corrections Department
Community Corrections Division***Pretrial Diversion Program**



MISDEMEANOR/DUI PRETRIAL DIVERSION INFORMATION

Pretrial Diversion (PTD) is a deferred prosecution program offered by the Office of the State Attorney and supervised by the Orange County Community Corrections Division. Successful completion of the Pretrial Diversion program will result in the dismissal of your case by the State Attorney.

Program Eligibility:

- Misdemeanor only
- Must be able to legally work and reside in the United States
- No more than one prior, unrelated misdemeanor conviction
- For DUIs
 - No prior alcohol-related driving offenses regardless of disposition
 - No more than two prior misdemeanor convictions
 - No incidents involving crash/accident
 - BAC may not exceed .220
- Approval by the Office of the State Attorney

Standard Conditions:

- Supervision length - Drug offenses, DV-partner related, and DUI Tier 1 cases (BAC < .15%): **12 months**
DUI Tier 2 cases (BAC > .15%): **15 months**
Other misdemeanors: **6 months**
- Community service - DUI cases - 50 hours; all other cases - 40 hours; unless specified by SAO
- Telephone Reporting fee \$6 - \$7 monthly, if applicable
- \$50 State Attorney fee
- \$50 monthly cost of supervision
- \$17 drug test fee
- \$20 intake fee
- Law Enforcement investigative costs, if applicable

DUI Cases Tier 1 and Tier 2:

- DUI Level I School
- Victim Impact Classes through MADD or Florida Safety Council
- Substance abuse evaluation and any recommended treatment
- Tier 1 - 10 day Vehicle Impoundment/Immobilization and a \$500 monetary contribution
- Tier 2 - 6 month Ignition Interlock and a \$1000 monetary contribution

Drug/Alcohol-Related Offenses:

- Substance abuse evaluation and any recommended treatment
- Random observed urine screens

Theft, Fraud and Property Cases:

- Impulse Control/Theft Prevention Class

Battery Cases:

- Batterer's Intervention Program (Domestic Violence partner related)
- Anger Management Class (minimum of eight hours in divided sessions for non-partner related cases)
- No contact/no hostile contact with victim

Sex-Related Offenses:

- Sex offender assessment and any recommended treatment
- Sexually Transmitted Diseases (STD) awareness class

Resisting Officer Without Violence Cases:

- Anger Management Class
- Letter of apology

Sale/Serve Alcohol to a Person Under 21 Years of Age:

- Class/program designed to educate regarding the law regulating selling alcohol to underage persons



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Special Conditions:

In addition to the listed standard conditions, special conditions may be required based on the specific charge. Any special condition added will be provided at contract signing.

Program Enrollment:

- **Only the Office of the State Attorney can approve your case for Pretrial Diversion.**
The Office of the State Attorney will forward a referral of your case to the Community Corrections Division, Pretrial Diversion Unit.
- If you are approved for the program, you will be signing a contract with the State Attorney office. You are not on the Pretrial Diversion program until the contract is signed by both you and the State Attorney.
- You will receive a letter with instructions to report for an intake appointment. This could take a minimum of 12 weeks from your court date.
- **You must keep all court dates** until the contract is signed by both you and the State Attorney.
For information on your court dates contact:
 - o Misdemeanor court clerk at (407) 836-2066
 - o Traffic court clerk at (407) 836-6000
- You may also look up your case at the public website of the Clerk of the Court at:
www.myorangeclerk.com
- You will receive all court date information via U.S. Mail. You must notify the court clerk **in writing** of any address changes. When sending mail to the Clerk of Courts please include the division you are contacting in the address. *For example: ATTN: Traffic Division or ATTN: Misdemeanor*
The mailing address is:
Orange County Clerk of Courts
425 N. Orange Avenue
Orlando, FL 32801
- If you are on **Pretrial Release**, you **MUST continue to make your phone calls** or see your officer until you sign the contract for Pretrial Diversion.
- For questions about Pretrial Diversion visit our website, www.bestjail.com and click on the Community Corrections Programs tab.

In accordance with the Americans With Disabilities Act, persons with disabilities needing a special accommodation should contact the Community Corrections Department Receptionist, 3723 Vision Blvd., Orlando, Florida 32839, telephone (407) 836-3140 no later than seven (7) days prior to your appointment. If hearing impaired, (TDD) 1-800-955-8771, or Voice (V) 1-800-955-8770, via Florida Relay Services.