



APPLICATION FOR TRAFFIC DIVERSION PROGRAM

Unfortunately, if you are reading this you have probably been stopped by an officer of the Reno County Sheriff's Office or the Kansas Highway Patrol and issued a citation or ticket. You may be eligible for the diversion program offered in Reno County. Thank you for your courtesy toward the Officer/Trooper.

Thomas Stanton – Reno County District Attorney

APPLICATION – All blanks must be completed and all information must be accurate. Each answer will be verified through investigation.

NAME: _____

MAILING ADDRESS: _____ APT: _____

CITY _____ STATE _____ ZIP _____

DATE OF BIRTH: _____ AGE: _____

DRIVER'S LICENSE NUMBER _____

STATE WHICH ISSUED YOUR DRIVER'S LICENSE _____

PHONE: _____ ALT. PHONE: _____

EMAIL: _____

DATE CITATION/TICKET WAS ISSUED _____ BY: KHP _____ RNSO _____

WAS AN ACCIDENT INVOLVED? _____ DO YOU HAVE A CDL LICENSE? _____

DID THE ALLEGED VIOLATION OCCUR IN RENO COUNTY? _____

HAVE YOU BEEN GRANTED DIVERSION FOR A TRAFFIC RELATED MATTER WITHIN THE LAST YEAR IN ANY STATE?
IF SO, WHEN AND WHERE? _____

REMINDER: DON'T FORGET TO ENCLOSE A SELF-ADDRESSED STAMPED ENVELOPE AND YOUR \$50.00 NON-REFUNDABLE (FIRST HALF) APPLICATION FEE AS A CHECK OR MONEY ORDER WHEN YOU MAIL IN **OR** DROP OFF YOUR APPLICATION TO THE RENO COUNTY DISTRICT ATTORNEY'S OFFICE.

DO NOT PAY YOUR TICKET TO THE COURT/ ONLINE

*** PLEASE INCLUDE A COPY OF YOUR TICKET**

Please print the completed form.

Either mail or deliver in person with the application fee (no cash accepted) to:

Reno County District Attorney

Attn: Diversion

206 W 1st Ave., 5th Floor

Hutchinson, KS 67501

If you have any questions please call the Diversion Office at 620-694-2760 or 620-694-1757

COMMERCIAL DRIVER'S LICENSE HOLDERS ARE NOT ELIGIBLE

APPLICATION PROCESS & PROCEDURES
\$100.00 Application Fee

I. Application (USE ATTACHED FORM)

The traffic diversion application must be filled out and sent with a **self-addressed stamped envelope & first half of application fee (\$50)** made out to "Reno County District Attorney", check or money order only.

II. Processing of Application

It is the responsibility of the defendant that any appearance dates, either noted on the traffic citation or scheduled by the District Court, be kept. Having mailed a diversion application to the District Attorney's Office does not postpone any scheduled court appearances. District Court will generate a 30 day notice on the 30th day after your citation date and your license could be suspended.

Upon receipt of the diversion application, **application fee and self-addressed stamped envelope**, the District Attorney's Office will process the application. This will require that the defendant/offender's driving record be checked in every case. Additional verification of information may be necessary. Any information on the application that is determined to be false will result in denial of diversion.

III. Notification

If the defendant diversion application is *denied*, a letter detailing the denial will be sent to the defendant.

If the defendant's diversion application is *approved*, the District Attorney's Office will determine the total diversion fees and court costs to be assessed. A Diversion Agreement and letter detailing the additional diversion fees, court costs & any additional fees will be sent to the defendant for approval, signature and return of said paperwork within 30 days of the date of the letter.

IV. Payment

Upon receipt of the Diversion Agreement, the defendant must promptly submit a cashier's check, money order, or personal check **IN THE FULL AMOUNT**. Check or money orders should be made payable to "Reno County District Attorney"

The Diversion Agreement, check and/or money order must be mailed to:

Reno County District Attorney's Office
Traffic Diversion Program
206 W. First Ave, 5th Floor
Hutchinson, KS 67501

Any questions about diversion or the status please call **620-694-2760 or 620-694-1757** or email da.diversions@renocountyks.gov

****DO NOT PAY YOUR TICKET TO DISTRICT COURT/
ONLINE** (This will result in a denial of your application)**

The Reno County District Attorney's Office will mail a copy of the Diversion Agreement back to you after filing with District Court. You will be on Diversion for approximately three (3) months from when the Diversion Officer receives your signed Agreement & payment.

V. Disposition

If the guidelines of the Diversion Agreement are successfully completed, District Court will then be notified of the Dismissal of your citation.

As a result of the dismissal of the citation, the defendant will not be required to appear at any future court appearances on the diverted charge and no record of a conviction will be forwarded to the

Kansas Department of Revenue, Division of Motor Vehicles, Driver Control Bureau.

Pursuant to K.S.A. 22-2906 et.seq., the Reno County District Attorney's Office has established a Traffic Diversion Program. This diversion program is designed to address traffic infraction prosecutions involving most Chapter 8 traffic offenses. It is the belief of the Reno County District Attorney that by providing an extra rehabilitative legal device for handling carefully selected traffic offenders, the offenders can be made better citizens in the community without sacrificing public safety or general well-being, and while making the most efficient use of our limited judicial resources.

If a defendant is granted diversion, under the Traffic Diversion Program, he/she must expect to pay a higher financial penalty based on his/her driving record. Upon payment of the specified diversion fee and court costs, the Reno County District Attorney's Office will dismiss the citation charging a traffic offense under Chapter 8 of the Kansas Statutes Annotated.

In some situations, the defendant may be required to attend and complete, at his/her own expense, an approved defensive driving course and/or written essay as required by the Diversion Coordinator.

ELIGIBILITY

Diversion of prosecution in traffic related matters is a privilege and NOT a RIGHT. The Reno County District Attorney's Office will have the authority to deny any person's request for diversion for any reason. Thus, in determining whether prosecution is warranted, as opposed to diversion, the Reno County District Attorney's Office will place a higher priority on the needs of public safety rather than the desires of the individual defendant. One diversion per year based on date of citation.

CDL HOLDERS ARE INELIGIBLE.

CONSTRUCTION ZONE & SCHOOL ZONE citations are ineligible.

Speed guidelines- Maximum of 20 mph over the posted speed limit and/or 85 mph.

FEE SCHEDULE

If the defendant application for traffic diversion is approved by the Reno County District Attorney's Office, the following diversion fees will be assessed:

\$100.00 application fee - \$50.00 when applying and \$50.00 when approved.

1. A fee equal to the fine schedule used by the Reno County District Court in addition to the court cost.
2. A \$25.00 fee for *every* minor moving violation conviction that appears on the defendant's driving record in the past 3 years.
3. A \$50.00 fee for *every* major violation conviction that appears on the defendant's driving record in the past 10 years.

(These fees will be determined after your application has been submitted and included in your Diversion Agreement.)

Upon notification of Diversion Agreement and letter, the amount must be paid in full by cashier's check, money order or personal check; made payable to "Reno County District Attorney".

NO CASH OR CARD WILL BE ACCEPTED. No receipt will be issued by the Reno County District Attorney's Office. If payment is made by an insufficient funds personal check, the original traffic charge or charges may be re-filed with the Reno County District Court and a return check fee will be assessed.

APPLICATION

All blanks must be filled, and all information must be accurate. Each answer will be verified through investigation. Please mail/deliver application within 14 days of citation date.