

## MISSION

The mission of the Enhanced Diversion Program is to divert people from the criminal justice system while emphasizing accountability and reformation.

## GOALS

- Promote offender reformation through interactive programming. Improve quality of life for participants through assisted access to community-based support services.
- Reduce court congestion and increase judicial efficiency by decreasing the number of cases processed through the District Court.
- Reduce jail population and allow the District Attorney to allocate prosecutorial resources to the most serious offenses.

The program provides structure for its participants, as well as assistance in accessing community resources. Access to these resources helps participants identify and address the underlying issues which may have led to their involvement with the criminal justice system, ideally reducing recidivism.

## Additional Information and Referrals

<https://www.douglascountyks.org/depts/district-attorney/adult-criminal-diversions>

## Referrals should be submitted by email to:

[dadiversions@douglascountyks.org](mailto:dadiversions@douglascountyks.org)



## Adult Enhanced Diversion Program

*An Alternative to Traditional Court Prosecution*



# Douglas County Enhanced Diversion

## Eligibility

- **Legitimate public safety concerns.**
- **Input from identifiable victims.**
- **The nature of the crime charged and the circumstances surrounding it.**
- **Any special circumstances of the applicant.**
- **The applicant's criminal history, including any prior participation in diversionary programs.**
- **Whether the applicant is amenable to engagement in diversion.**
- **Whether diversion is consistent with the applicant's rehabilitation and reintegration.**
- **Whether public interest will be best served by diverting the applicant from prosecution.**
- **Recommendations, if any, of the involved law enforcement agency.**
- **Provisions for payment of restitution.**
- **Any mitigating circumstances.**

## Structure/Model

### **REFERRALS TO ENHANCED DIVERSION**

- Cases may be prescreened by the District Attorney's Office for eligibility. Cases identified will be notified in writing. Attorneys may refer clients, or applicants without counsel may apply, by submitting a completed Diversion Program Application to the District Attorney's Office.

### **PROGRAM REQUIREMENTS - Based on Individual**

- Obey all federal, state, and local laws.
- Meet with the Adult Services Officer as directed.
- Obtaining or maintaining employment.
- Community service work.
- Abstaining from illegal drugs and alcohol (if alcohol related offense).
- Completing recommended clinical treatment, such as: substance use treatment, mental health treatment, batterer's intervention, parenting education, cognitive based program, etc.
- Restitution.
- Participation in restorative justice.
- Other conditions as agreed.

## Exclusions

While diversions are granted on a case-by-case basis, some offenses generally are not appropriate for diversion, including:

- Offenses committed with a firearm.
- Offenses where bodily harm results.
- Offenses involving manufacture, distribution, or dealing of drugs for profit.
- Offenses involving fiduciary relationships (relationships involving trust, especially regarding the relationship between a trustee and a beneficiary).
- Offenses involving vulnerable populations.
- Offenses involving a criminal enterprise.
- Offenses involving sexual conduct.

*Victims shall have the right to be informed and will be notified of the decision to enter the applicant in the Enhanced Diversion Program.*