

# **\* NEWS RELEASE \***

## **DISTRICT ATTORNEY DEAN D. FLIPPO EXPANDS PRE-FILING MISDEMEANOR DIVERSION PROGRAM**

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**FOR IMMEDIATE RELEASE**

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Monterey County District Attorney Dean Flippo announced today that his office will be expanding the existing Pre-filing Misdemeanor Diversion Program effective July 1, 2018. This program, which began on April 1, 2013, has been successful in allowing persons accused of certain low level misdemeanor offenses to complete an educational program in lieu of court prosecution. Because of this success and because of changes in the law converting certain felonies to misdemeanors, the District Attorney's Office has decided to expand the list of crimes.

The success of this program is largely due to Corrective Solutions, a private company that partners with the District Attorney's Office. Instead of being criminally charged the accused if eligible and agree, are referred to Corrective Solutions who offer counseling, education, drug treatment, and many more rehabilitative programs that help these persons avoid poor choices in the future. Eligible persons will pay a modest fee and, upon completion, will no longer be faced with criminal prosecution.

The eligible misdemeanor offenses for the program now include the following:

### **Business & Professions**

1. BP25658      Furnishing alcohol to a minor
2. BP25658.2    Parent/Guardian allowing child to use alcohol
3. BP25658.5    Attempt by minor to buy alcohol
4. BP25661      Minor using false ID to buy alcohol
5. BP25662(a)    Minor in possession of alcohol
6. BP4060        Possession of controlled substance paraphernalia

### **Health & Safety**

1. 11364(a)      Possession of controlled substance paraphernalia

### **Penal Code**

1. PC415          Disturbing the peace
2. PC594(a)      Vandalism- less than \$400
3. PC459.5        Shoplifting-less than \$950
4. PC484          Petty theft
5. PC496(a)      Receiving stolen property
6. PC647(f)      Drunk in public
7. PC485          Appropriation of lost property
8. PC653m        Annoying telephone calls

#### Vehicle Code

1. VC4462(a) Presentation of evidence registration
2. VC4462.5 Display of registration
3. VC21200.5 Riding a bicycle under influence of alcohol
4. VC14601(a) Driving on a suspended license (when the suspension is not related to a serious driving offense)
5. VC12500(a) Driving without a license
6. VC23224 Minor in possession of alcohol while driving
7. VC23222 Minor in possession of marijuana while driving
8. VC10852 Vehicle tampering

#### Conditions of eligibility are as follows:

1. Be accused only of an eligible offense and no other violations.
2. Not have any prior felony convictions or not have two or more misdemeanor convictions.
3. Have no prior convictions or diversions for the same offense.
4. Not be on probation.
5. Not currently be in a pre-filing diversion program or be court referred to any other diversion program.
6. Not currently have any criminal charge pending.
7. Have a valid residential address or phone contact.