

Superior Court of California, County of San Luis Obispo		FOR COURT USE ONLY
THE PEOPLE OF THE STATE OF CALIFORNIA		
Plaintiff,	Vs.	
Defendant	Date of birth	
PC §1001.95 Misdemeanor Diversion Agreement/Conditions of Own Recognizance/Zero Bail Release pursuant to <i>In re Webb</i> (2019) 7 Cal. 5th 270		CASE NUMBER:

Charge(s): _____

The Defendant represents that they have been fully advised of and understands their constitutional and statutory rights, including the right to speedy trial, and a right to a trial by jury. The Court finds that the Defendant has been advised of and understands their constitutional and statutory rights and requests consideration for misdemeanor diversion. The Court further finds that the Defendant is a person who consents to and would benefit from a grant of diversion. **THEREFORE, IT IS ORDERED THAT** diversion is granted for 6 months 12 months other _____ months, but no longer than 24 months on condition that the Defendant obey the following terms, conditions, or programs:

DEFENDANT SHALL (initial the conditions imposed by the Court):	Defendant's initials
Waive time for arraignment and speedy trial and attend misdemeanor diversion (1) enrollment hearing scheduled for _____ and/or (2) progress hearing scheduled for _____ and (3) and completion hearing scheduled for _____.	
If applicable, comply with mental health treatment and/or chemical dependency treatment as approved by the judge and/or an approved treatment provider including, but not limited to, Drug and Alcohol Services (“DAS”) and County Behavioral Health (“CBH”), including taking prescribed medication, and signing releases of information as requested by the treatment providers.	
If applicable, complete the Restorative Justice Conferencing Program with Restorative Partners.	
Attend AA/NA or other approved community-based substance abuse counseling program and provide documentation of attendance. (_____ meetings/sessions per month).	
Comply with Criminal Protective Order and/or stay away order from the following address(es): _____	
Perform _____ Community Work Service Hours as approved by the Court.	
DO NOT possess any <input type="checkbox"/> drug paraphernalia, and DO NOT use <input type="checkbox"/> alcohol and/or frequent places where the sale of same is the principal business, <input type="checkbox"/> non-prescribed controlled drugs, <input type="checkbox"/> marijuana/medical marijuana, or <input type="checkbox"/> synthetic drugs such as spice.	
Make full restitution, payable to the Probation Department, plus 15% collection fee, and refer to Probation for a Restitution Status Determination (“RSD”). RSD scheduled for _____.	
Make full restitution via civil compromise arranged by the Public Defender’s officer or defense counsel.	
Make full restitution via civil compromise arranged by the District Attorney’s Office.	
Complete the District Attorney’s Bad Check Program and pay associated program fees.	
Do not possess, own, or have under your control any firearm or illegal weapon.	
Submit to the search of your person and property without probable cause for <input type="checkbox"/> drug paraphernalia, <input type="checkbox"/> non-prescribed controlled drugs, <input type="checkbox"/> marijuana/medical marijuana, <input type="checkbox"/> synthetic drugs such as spice, <input type="checkbox"/> firearms or illegal weapons, or <input type="checkbox"/> stolen property.	

Do not commit any new law violations.	
Do not drive unless licenses and insured.	
Obtain a valid California Driver's License.	
Submit to random drug and alcohol testing if required by treatment provider.	
Other: _____	

If you successfully complete of the terms, conditions, or programs ordered by the Court, your arrest upon which diversion was imposed shall be deemed to have never occurred. Thus, you may indicate in response to any question concerning your prior criminal record that you were not arrested. A record pertaining to an arrest resulting in your successful completion of the terms, conditions, or programs ordered by the Court shall not, without your consent, be used in any way that could result in the denial of any employment, benefit, license, or certificate.

However, regardless of your successful completion of diversion, your arrest upon which the diversion was based may be disclosed by the Department of Justice in response to a peace officer application request. Moreover, you are obligated to disclose your arrest in response to a direct question contained in a questionnaire or application for a position as a peace officer, as defined in Section 830.

INTERPRETER'S STATEMENT

I have been duly sworn. I have truly translated this form to the defendant in the Spanish/_____ language. The defendant said (s)he understood the contents of this form, and (s)he then initialed and signed the form.

Signature of Court Interpreter

Date

Defendant's contact information:

Current address (Street, City, State, Zip code)

Email address

Phone number

Signature of Defendant

Date

Signature of Defense Counsel

Date

Signature of Judge

Date