

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE**

- BANNING** 311 E. Ramsey St., Banning, CA 92220
- BLYTHE** 265 N. Broadway, Blythe, CA 92225
- INDIO** 46-200 Oasis St., Indio, CA 92201

- MURRIETA** 30755-D Auld Rd., Ste. 1226, Murrieta, CA 92563
- RIVERSIDE** 4100 Main St., Riverside, CA 92501

**RI-CR082**

<p>PEOPLE OF THE STATE OF CALIFORNIA</p> <p>vs.</p> <p>DEFENDANT:</p>	<p><i>FOR COURT USE ONLY</i></p>          <p>CASE NUMBER:</p>
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**[PRETRIAL] DRUG DIVERSION PROGRAM REFERRAL – (PC §1000.1)**

Defendant waives right to a speedy trial and the right to a jury trial.

Defendant \_\_\_\_\_ is referred to \_\_\_\_\_  
(address and phone number is listed on page 2 of this form) to complete a PC §1000 Drug Diversion Program.

Defendant is ordered to appear in Riverside Superior Court at the above-captioned address for the following hearings:

Proof of program enrollment hearing on \_\_\_\_\_ at \_\_\_\_\_ a.m. in Department \_\_\_\_\_ .

Proof of program completion hearing on \_\_\_\_\_ at \_\_\_\_\_ a.m. in Department \_\_\_\_\_ .

Dismissal hearing on \_\_\_\_\_ at \_\_\_\_\_ a.m. in Department \_\_\_\_\_ .

(The defendant's appearance is waived at the dismissal hearing if the defendant has complied with all requirements of the diversion referral and has not committed any new criminal law violations since the date of this referral and has paid all fines and fees.)

Defendant is ordered to pay all the following fees/fines and failure to pay may result in reinstatement of criminal proceedings:

- Diversion program fees directly to the drug diversion program provider.
- Drug diversion restitution fee of \$100.00 to the Court (PC §1001.90)
- Drug diversion administrative fee of \$100.00 to the Court (PC §§1001.15 and 1001.16)
- Attorney fees for appointed counsel of \$ \_\_\_\_\_ to the Court (PC §987.8)
- Administrative fee of \$50.00 to the Court for the processing of installment payments (PC §1205(e))
- Other: \_\_\_\_\_

Defendant agrees to report any change of address to the Court, enroll in and complete the Drug Diversion Treatment Program prior to the respective hearing dates noted above, appear in court as ordered above, and pay all fees/fines set forth above.

DEFENDANT: _____	CASE NUMBER: _____
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Defendant shall report to the Enhanced Collections Department (ECD) of the Riverside Superior Court within 5 days of the date of this referral and shall follow the directives of ECD in arranging to pay the fees and fines imposed. Defendant understands the grounds upon which diversion may be terminated and criminal proceedings reinstated. (See Penal Code Section 1000.4 on reverse side of form).

Date: \_\_\_\_\_

Accepted: \_\_\_\_\_, Defendant

Accepted: \_\_\_\_\_, Defense Attorney

Accepted: \_\_\_\_\_, Deputy District Attorney

A BETTER COMMUNITY PROGRAM 218 N. Lincoln Avenue #110 Corona, CA 92882 (951) 734-3399 – English/Spanish	ANDERSON & ASSOCIATES COUNSELING SERVICES* 26811 Hobie Circle, #2 Murrieta, CA 92562 (951) 677-0777 – English/Spanish
THE AWARENESS PROGRAM* 45-926 Oasis Street Indio, CA 92201 (760) 342-1233 – English/Spanish	ANDERSON & ASSOCIATES COUNSELING SERVICES* 3980 W. Florida Avenue, Suite 105 Hemet, CA 92545 (951) 929-9466 – English/Spanish
THE AWARENESS PROGRAM* 1445 N. Sunrise Way, Suite 103 Palm Springs, CA 92262 (760) 342-1233 – English/Spanish	THE HIGH ROAD PROGRAM 3579 Arlington Avenue, Suite 200 Riverside, CA 92506 (951) 781-6762
RIVERSIDE COUNTY BLYTHE DUI PROGRAM & PC 1000 1297 W. Hobson Way Blythe, CA 92225 (760) 921-5000 – English/Spanish	

\*Can accommodate Spanish speaking clients

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**Penal Code Section 1000.3** provides that diversion may be terminated “[i]f the court finds that the defendant is not performing satisfactorily in the assigned program, or that the defendant has been convicted of a crime as indicated in subdivision (a), the court shall schedule the matter for further proceedings as otherwise provided in this code.”

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**Penal Code Section 1000.4, subdivision (a)**, provides in pertinent part: “Upon successful completion of the pretrial diversion program, the arrest upon which the defendant was diverted shall be deemed to have never occurred. The defendant may indicate in response to any question concerning his or her prior criminal record that he or she was not arrested or granted pretrial diversion for the offense, except as specified in subdivision (c).”

**Penal Code Section 1000.4, subdivision (c)**, provides in pertinent part: “[R]egardless of [defendant’s] successful completion of the pretrial diversion program, the arrest upon which the judgment pretrial diversion was based may be disclosed by the Department of Justice in response to any peace officer application request and, ...notwithstanding subdivision (a), this section does not relieve [the defendant] of the obligation to disclose the arrest in response to any direct question contained in any questionnaire or application for a position as a peace officer, as defined in [Penal Code] Section 830.”

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