



## TRAFFIC DEFERRED PROSECUTION / TRAFFIC SCHOOL INFORMATION SHEET

The Traffic Deferred Prosecution is offered by the Eugene Municipal Court. This safety program is offered to qualified drivers for the purpose of promoting safe driving, reducing local area traffic crashes, and saving lives due to fatal crashes. The Traffic Deferred Prosecution Program applies to a single incident date and time. Traffic crimes are not eligible for this program.

You may qualify for the Traffic Deferred Prosecution Program if all of the below are true:

- You have a valid driver's license or provide proof of a valid license at arraignment and that license is NOT a commercial driver's license
- You do not have any other traffic offenses (pending or convicted) in the last 2 years
- You have not participated in any other traffic diversion program during the last 2 years
- The offense is a moving violation, including seatbelt violations.

You will NOT qualify for the Traffic Deferred Prosecution / Traffic School Program if any of the below are true:

- The incident involved a collision or accident
- The offense is a Class A violation, as specified in the Oregon Revised Statutes
- The offense is a traffic crime (misdemeanor).
- The offense is Distracted Driving/Cell Phone (ORS 811.507)

Conditions of the Traffic Deferred Prosecution / Traffic School Program:

- You waive the right to trial
- You plead No Contest to the charge(s) on your citation
- You complete and file a traffic diversion agreement on/before your arraignment date
- You pay the court fee equivalent to the violations bureau fine amount for your driving history within **6 months** from the date of the No Contest plea
- You have no new convictions or citations within the 6 month deferred prosecution period
- You attend, pay for, and successfully complete the court-approved traffic school program to which you are referred. On-line programs are NOT available unless approved by a judge at the time of entry to the deferred prosecution program. You ensure the court receives compliance notification from the program provider by the end of the 6 month deferred prosecution period.
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The deferred prosecution time period is **six months** from the date you sign the agreement. If you comply with all of the conditions of the deferred prosecution agreement your citation will be dismissed at the end of the six month period.



## Eugene Municipal Court

### **What if I fail to successfully complete the deferred prosecution program?**

Failure to comply with the Traffic Deferred Prosecution / Traffic School program will result in convictions on your driving record. You will need to appear for sentencing at the end of the deferred prosecution period on the date listed in your Traffic Deferred Prosecution agreement. Failure to comply AND failure to appear will result in enhanced fines added and owed. Any monies paid to that point will be applied against your new fine amount. Unpaid fines and fees will be turned over to an outside collection agency.

If you have questions regarding this process, please contact the court at (541) 682-5400