

STANTON COUNTY SPEEDING TICKET
DIVERSION/REDUCTION POLICY

POLICY DATE: JULY 1, 2007

The Stanton County Attorney's Office will offer the following program for speeding tickets. If the person is eligible after completing the application for diversion and if the person successfully completes the diversion program, the speeding charge will be dismissed. If the person is eligible after completing the application for reduction and does not have any moving violations within the past year, shown by a certified driving record, the speed will be reduced to a non-moving violation. (Reduction in speed is only available to those who hold CDL's)

1. The Defendant will be required to pay the full fine as noted on the ticket and Court costs of \$66.00 to the Clerk of the District Court of Stanton County, Kansas. This will be required of both diversion and reduction of speed programs.
2. If eligible for a diversion, the Defendant will also have to pay a diversion fee based on the number of miles per hour over the speed limit as follows:
 - a.) Speeding 66-74 mph \$ 50.00 diversion fee
 - b.) Speeding 75-79 mph \$100.00 diversion fee
 - c.) Speeding 80-85 mph \$200.00 diversion fee
 - d.) Over 85 mph No Diversion

ALL FINES, COURT COSTS AND DIVERSION FEES MUST BE PAID AT THE TIME THE DIVERSION AGREEMENT/JOURNAL ENTRY IS SIGNED.

The Defendant will not be eligible for diversion if:

- 1.) **The Defendant has a prior conviction of a serious traffic offense (i.e. driving under the influence of alcohol or drugs, driving while suspended, driving without liability insurance, reckless driving, failure to stop or report an accident, etc.)**
- 2.) **The Defendant is a holder of a Commercial Driver's License (CDL). The law does not allow diversions for holders of a commercial driver's license, and if you have a commercial driver's license, no diversion can be granted, regardless of whether you were in a commercial vehicle at the time of the offense. *** However, the Stanton County Attorney's office may provide a reduction of speed, if the Defendant was in their personal vehicle at the time of the incident, and the circumstances otherwise warrant a reduction. Said individuals that were in a commercial vehicle at the time of the incident do not qualify for reduction in speed.**
- 3.) **The arresting officer reports that the Defendant was belligerent, insulting or uncooperative.**
- 4.) **The Defendant has two (2) or more moving violations within the prior twelve (12) months preceding the ticket, including any previous diversion agreements.**
- 5.) **The Defendant has eight (8) or more moving violation convictions during the prior three (3) year period, including any previous diversion agreements.**

In addition, the Stanton County Attorney's Office may consider other information and whether a diversion/reduction is an appropriate way to meet the needs of the Defendant and the community in deciding if a diversion/reduction is appropriate.

David C. Black
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