



INFRACTION DEFERRAL PROGRAM

It has come to our attention you recently received a ticket. You may be eligible to participate in the Elkhart County Prosecuting Attorney's Infraction Deferral Program **AND AVOID GOING TO COURT**. Complete the Online Intake Form **BEFORE YOUR SCHEDULED COURT DATE** and the Prosecuting Attorney's Office will review your paperwork and driving record to determine if you qualify for the Infraction Deferral Program.

***** CDL holders are not eligible. *****

BENEFITS

1. Successful completion of the program will dismiss your ticket(s). Which means your offense **WILL NOT** be submitted to the Bureau of Motor Vehicles and **NO** additional points for these ticket(s) will be assessed to your driver's license.
2. You **may avoid** increased auto insurance rates because of this ticket.

REQUIREMENTS

1. No more than five traffic tickets in the last five years.
2. No misdemeanor convictions in the past year, no felony convictions in the past (5) years and no pending criminal charges.
3. **You cannot currently be participating in a Pre-Trial or Deferral Program in any other county or state.**
4. Maintain a clean driving record for a period of twelve (12) months for moving violations or three (3) months for non-moving violations while on the program.
5. Complete additional requirements assigned by the program coordinator. In some cases, Online Defensive Driving Course, Community Service, Proof of a Valid Driver's License, Valid Registration, and / or Auto Insurance may be required.
6. Pay **\$252.50** for moving violations/ **\$92.50** for non-moving violations within eight (8) weeks **after** acceptance.

DO NOT send any fees or pay for your ticket until you are accepted into the program.

HOW TO APPLY

1. Complete, Sign, and **RETURN** the **Intake Form**. Email: whurt@elkhartpa.com or mail to the address below.
2. **Out-of-state** drivers must submit a **CERTIFIED** copy of your current 3-5-year driving record. In most states this is available through the Secretary of State's Office or Department of Motor Vehicles. No third-party records accepted.

IF ACCEPTED: You will receive an Agreement Form to **Sign** and **RETURN**. **Please read your IDP Agreement.** You will be required to maintain a clean driving record and satisfy the terms outlined in your Deferral Agreement. If you are **ACCEPTED** before your scheduled court date, you **DO NOT** need to appear in court.

Once Acceptance into The Program Is Final, You May Not Withdraw from The Program.

IF REJECTED: You must attend your court date, or you may contact the Clerk's Office to pay for your ticket. If you do not know your court date, contact the Court Clerk's Office.

For questions, call the IDP Coordinator at 574-296-1832. Please keep this form for your records.

OFFICE OF THE PROSECUTING ATTORNEY
ELKHART COUNTY, INDIANA
INFRACTION DEFERRAL INTAKE FORM
PLEASE WAIT 10 DAYS AFTER RECEIVING YOUR TICKET TO
COMPLETE THIS FORM

*******PRINT CLEARLY AND LEGIBLY*******

NAME (First, Middle, Last) _____
ADDRESS _____
CITY _____ STATE _____ ZIP _____
HOME PHONE _____ CELL PHONE _____
EMPLOYER _____
DOB _____ SS# _____ - _____ - _____ LICENSE TYPE _____
DRIVER'S LICENSE _____ STATE OF ISSUE _____
E-MAIL ADDRESS _____

CIRCLE THE CORRECT ANSWER TO ALL OF THE FOLLOWING QUESTIONS

With the exception of your current ticket, have you received a traffic ticket or violation in the last 12 months? Yes or No
Are you currently participating in a Pre-Trial or Deferral Program?..... Yes or No
Are you currently on Probation or Parole?..... Yes or No
Is your license currently on a Learner's permit or Probationary Status?..... Yes or No
Is your license currently Suspended?..... Yes or No
Was an accident involved with this ticket?..... Yes or No
Did you have automobile insurance when issued this ticket?..... Yes or No
Do you have pending or ever been **arrested** or **convicted** of a criminal offense? (list all below) Yes or No

***IF YES, LIST VIOLATION/CRIMINAL OFFENSE, LOCATION AND DATE.

OUT OF STATE DRIVERS

*** YOU MUST PROVIDE A COPY OF YOUR 5 YEAR DRIVING RECORD WITH THIS FORM, IF YOU DO NOT HAVE AN INDIANA DRIVER'S LICENSE!***

I AFFIRM UNDER THE PENALTY OF PERJURY AS SPECIFIED IN INDIANA CODE 35-44.1-2-1, THAT THE FOREGOING REPRESENTATIONS ARE TRUE AND CORRECT.

Signature

Date