

VANDERBURGH COUNTY
INFRACTION DEFERRAL PROGRAM

The Infraction Deferral Program is an alternative to the normal judicial process for those who commit infractions. It provides an opportunity to have an infraction charge dismissed if you keep your driving record clean for 180 days. Dismissing the ticket(s) means your offense will not be submitted to the Bureau of Motor Vehicles and additional points will not be assessed to your driver's license. Your auto insurance rates may not increase as a result of this ticket. This program is voluntary and administered at the discretion of the Prosecutor's Office.

If you are between the ages of 16 and 24 and you have never completed Alive at 25, you will **NOT** do the Infraction Deferral Program. You must go to Court on your court date and the Judge will order you to take the Alive at 25 course. However, if you have completed the Alive at 25, you are eligible for this program.

YOU MUST MEET THE FOLLOWING REQUIREMENTS TO BE ELIGIBLE:

- 1.) You do not carry a CDL License.
- 2.) You have a valid driver's license.
- 3.) You have not received a traffic ticket in Vanderburgh County in the past (6) months.
- 4.) Your present ticket(s) was not issued in relation to an accident, speeding in a school or construction zone, or failure to yield to an emergency vehicle.

TO TAKE ADVANTAGE OF THIS VOLUNTARY PROGRAM YOU MUST:

- 1.) Sign the attached Infraction Deferral Agreement and have it in the Prosecutor's Office seven (7) days prior to Court date.
- 2.) Enclose a money order, cashier's check, or personal check in the amount of \$198.00 for a moving violation (example: speeding), \$128.00 for a non-moving violation (example: no insurance), or \$28.00 for a seat belt violation (child restraint violations do not qualify for our program). Your money order, cashier's check or personal check should be made payable to the Vanderburgh County Infraction Deferral Program.
- 3.) Enclose your ticket(s) with your agreement and payment and mail to:

Vanderburgh County Prosecutor's Office
Attn: Infraction Deferral Program
1 N.W. Martin Luther King Jr. Blvd., Room 108
Evansville, Indiana 47708

If you fail to pay in person or mail the agreement, payment and/or ticket to us in a timely fashion you may be denied participation in this program and must either appear in court or pay your fines and court costs as indicated on your ticket(s).

Sincerely,

Nicholas G. Hermann
Prosecuting Attorney

If you have any questions about the program, please email kbhagan@vanderburghgov.org or call 812-435-5980

Ticket(s)

Cause Number

INFRACTION DEFERRAL AGREEMENT

Comes now the State of Indiana and the motorist agree pursuant to I.C. 34-28-5-1 that this cause will be dismissed on the following conditions:

- 1.) The motorist swears under the penalties of perjury that:
 - a.) I do not presently carry a CDL License.
 - b.) I have a valid driver's license.
 - c.) I have not received a traffic ticket in Vanderburgh County in the past (6) months.
 - d.) My present ticket(s) was not issued in relation to an accident, speeding in a school or construction zone or failure to yield to an emergency vehicle.
- 2.) The motorist has paid a non-refundable \$198.00 for a moving violation, \$128.00 for a non-moving violation, or \$28.00 for a seatbelt violation to the Vanderburgh County Infraction Deferral Program.
- 3.) The motorist acknowledges that they are required to maintain a clean driving record for a period of six months. If the motorist receives another ticket within the next six months, this ticket will be reinstated.

WHEREFORE, the State of Indiana and the motorist mutually agree that if the above conditions are met, this cause will be dismissed pursuant to agreement.

By signing this agreement, I acknowledge that I have read and understand this agreement and the options that are available to me.

Prosecuting Attorney

Motorist's signature

Motorist's printed name

DOB: _____

UTT/Ticket# _____

Tel # home/cell _____

If you are under 18 years of age a parent/guardian must sign here.

Date: _____