

# APPLICATION FOR SUPERVISED DIVERSIONARY PROGRAM

JD-CR-154 Rev. 10-21

C.G.S. §§ 54-56e (c), 54-56f; P.A. 21-79 § 1

STATE OF CONNECTICUT  
SUPERIOR COURT  
JUDICIAL BRANCH  
[www.jud.ct.gov](http://www.jud.ct.gov)



## Instructions to defendant:

1. Fill out the Application and Military Status sections and sign this form.
2. Give the original to the clerk of the court.
3. Send a copy to the prosecuting attorney (the State's Attorney) for your case.
4. Keep a copy for your records.

Notice to Clerk: Seal file on order of the court per General Statutes § 54-56l(c).

## ADA Notice

The Judicial Branch of the State of Connecticut complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation in accordance with the ADA, contact a court clerk or an ADA contact person listed at [www.jud.ct.gov/ADA](http://www.jud.ct.gov/ADA).

## TO: The Superior Court of the State of Connecticut

GA/JD number	Address of court	Docket number
Name of defendant	Address of defendant (Number, street, apartment number, town, and zip code)	
Alias/Maiden name of defendant	Telephone number of defendant	CMIS case number
Offense(s) charged	E-mail address of defendant	

## Application

I am charged with the offense(s) listed above, which are crime(s) or motor vehicle violation(s) that are not serious in nature, but could result in a jail sentence. (Select all that apply.)

I have a psychiatric disability and my mental or emotional condition is not caused only by substance abuse. Without care and treatment, my mental or emotional condition has substantial adverse effects on (strongly interferes with) my ability to function.

I am a veteran as defined in General Statutes § 27-103, and I have a mental health condition that is amenable to treatment (can be treated).

I am applying for the Supervised Diversionary Program. If my application is granted, and I am allowed into the program, I agree to the following:

1. To give the state more time to prosecute me (the tolling of the statute of limitations and the waiver of the right to a speedy trial) for the offense(s) listed above if I do not successfully finish the Supervised Diversionary Program.
2. To any condition(s) that may be required by the Court Support Services Division (CSSD) about my taking part in the Supervised Diversionary Program, including conditions about my taking part in meetings, treatment, or sessions of the Program.

I also understand that I cannot take part in the Supervised Diversionary Program if:

1. I am not eligible for the Accelerated Pretrial Rehabilitation Program under General Statutes § 54-56e (c), unless I am not eligible for that Program because I am eligible for the Family Violence Education Program under General Statutes § 46b-38c instead, and the court finds that the Supervised Diversionary Program is better for me than the Family Violence Education Program under the circumstances of my case.
2. I have used the Supervised Diversionary Program twice before.

I also understand that:

1. The court will send notice (tell) any victim of the offense(s) listed above that I have applied for the Supervised Diversionary Program, and that the victim can tell the court whether he or she thinks I should be allowed to take part in this Program.
2. CSSD will confirm my eligibility for this program, get an assessment of my mental health condition, and find out if the right supervision, treatment, and services options are available for me. If so, CSSD will make a treatment plan for me, and give that treatment plan to the court.
3. If my application is granted, and I am allowed into the Supervised Diversionary Program, the court will refer me to CSSD, which may work with the Department of Mental Health and Addiction Services, the Connecticut Department of Veterans Affairs, or the United States Department of Veterans Affairs, where appropriate, to give me the right supervision, treatment, and services. A probation officer who has a reduced (smaller) caseload and specialized training in working with people who have psychiatric disabilities will supervise me.
4. Information about me and why I took part in the Supervised Diversionary Program will be available to State and local police officers for five years after I am allowed into the Program, even though the charge(s) for the offense(s) listed above will be dismissed if I successfully complete the Program.
5. Details of my mental or emotional condition or substance abuse issues may be made known to the court, and may become part of my court file.

I give my permission to CSSD to get information about whether I have used the Supervised Diversionary Program before and whether I am eligible for the Accelerated Pretrial Rehabilitation Program.

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## Military Status

Have you ever served in the U.S. Armed Forces, including the Connecticut National Guard?  No  Yes, (if "Yes" specify):

- I am an active member of the armed forces.
- I received an honorable or general under honorable conditions discharge or release from active service in the armed forces.
- I was discharged from active service in the armed forces less than honorably: (Specify)
  - I received an other than honorable discharge, but have been deemed eligible for CT State Veterans benefits under General Statutes § 27-103 by a Federal VA healthcare provider or the Department of Veterans Affairs Eligibility Qualifying Review Board.
  - I received an other than honorable discharge and have not been deemed eligible for CT State Veterans benefits by a Federal VA healthcare provider or the Department of Veterans Affairs Eligibility Qualifying Review Board.
  - I received a dishonorable or bad conduct discharge.

**By signing this form, I am saying that I understand all of the information included on this form, and I request that I be allowed into the Supervised Diversionary Program under General Statutes § 54-56I.**

<i>I have read the above information and understand it.</i>	Signed ( <i>Defendant</i> ) ►	Date signed	Consented to by ( <i>Parent or Guardian</i> )
Signed ( <i>Duly authorized person</i> )	Print name	Date signed	

## Oath

The defendant stated under penalties of perjury before me, duly designated by the clerk and authorized to administer oaths, that they have not previously participated in the Supervised Diversionary Program established under General Statutes § 54-56l more than once.

Signed (Assistant Clerk/Duly authorized person)	Print name	Date signed
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## First Order of the Court

*(Select all that apply)*

*(If the application is denied and the file ordered unsealed, consider ordering the defendant's telephone number redacted.)*

- The application is **denied**.
- The defendant's oath under General Statutes § 54-56(c) was taken:
  - in open court
  - outside of court by a person designated by the clerk and duly authorized to administer oaths
- The application is **granted**. The court orders the court file sealed as to the public and refers the defendant to CSSD for confirmation of eligibility and assessment of the defendant's mental health condition. The State's Attorney shall provide CSSD with a copy of the police report.
  - The defendant is charged with a Class C felony or a violation of General Statutes § 53a-71(a)(1) while the defendant was less than 4 years older than the other person, but the court finds that there is good cause to allow the defendant into the program.

The case is continued until \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m.  
(date) (time)

Signed (Judge, Assistant Clerk) ►	Print name	Date signed
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