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**ADULT MISDEMEANOR
PRE-TRIAL INTERVENTION PROGRAM (PTIP)
PROGRAM SUMMARY AND CRITERIA FOR ADMISSION**

PTIP SUMMARY AND PRINCIPLES OF OPERATION

Pursuant to CCP Articles 102.012 and 102.0121, and Gov. Code §76.011, the Wilson County Attorney's Office offers a Pre-Trial Intervention Program (PTIP).

The Pre-Trial Intervention Program is a program designed to educate, rehabilitate, and divert prosecution of certain offenders with little or no criminal history in the criminal justice system. PTIP uses a rigorous application process combined with evidence-based assessments to identify offenders who are likely to respond to cognitive education and self-correction in a short period of time. In this way, low-risk offenders are sanctioned and rehabilitated to prevent future recidivism while lessening the burden on court resources best suited for rehabilitation and punishment of high-risk offenders.

PTIP is operated by the Wilson County Attorney's Office and the Wilson County Adult Community Supervision and Corrections Department (CSCD). Participation in PTIP by Defendant is completely voluntary. Accepting Defendant into the program is at the discretion of the County Attorney's Office. The Prosecutor will consider the facts and circumstances of the alleged offense, determine if any restitution is owed, consider Defendant's entire criminal history, and consider any victim impact information provided when determining whether or not to approve an applicant for the program. Upon approval for admission to PTIP, Defendant enters into a contractual agreement with the County Attorney's Office which includes voluntarily waiving certain constitutional rights and signing a confession of guilt to the offense alleged in the *Information* filed in court. All information obtained during the process including the *PTIP Application*, the *PTIP Contract*, and information obtained during Defendant's term in PTIP could be used against Defendant on the issue of guilt and punishment of any later prosecution for the offense. However, if Defendant is denied admission to PTIP, any written information obtained as a result of the *PTIP Application* will not be used against Defendant during the prosecution for the offense.

Terms of supervision could be up to two years, however, the average period of supervision will be from 6 months to 1 year. The Defendant is required to strictly comply with the conditions and requirements of the *PTIP Contract* during the entire term of supervision. Upon successful completion of PTIP, the County Attorney's Office agrees to dismiss the criminal charge pending against Defendant. If Defendant violates the *PTIP Contract*, Defendant is remanded back to court to formally enter a plea of guilty to the offense alleged and accept a pre-negotiated sentence for punishment.

ELIGIBILITY CRITERIA FOR THE PTIP

Minimum Criteria

Defendant must meet the following minimum criteria to be eligible for PTIP, which cannot be waived:

- a) Defendant must admit his or her guilt to the offense charged in the *Information* and accept full responsibility for the commission of said offense.
- b) Defendant must not have any felony convictions, felony deferred adjudications, or any adjudicated felony offenses as a juvenile.
- c) Defendant must not have any criminal history involving offenses punishable by confinement in jail or prison within the past two (2) years, regardless of disposition.
- d) Defendant must not have any adult criminal history, regardless of disposition, involving any offense that is the same or similar offense as the offense charged that is the subject of the PTIP application.
- e) Defendant must have access to the internet and have an e-mail account in order to fulfill the obligations and conditions of PTIP.
- f) If required, Defendant must be willing and able to be monitored using an ignition interlock device with a camera or a Secure Continuous Remote Alcohol Monitor (SCRAM), or other approved form of remote alcohol monitoring.
- g) Defendant cannot make any material misrepresentations in the PTIP Application.
- h) Defendant cannot commit any new offense during the pendency of the PTIP Application.
- i) Defendant cannot be charged with any of the following offenses:
 - Any offense under Tex. Penal C. Chapter 43 Public Indecency
 - Any offense under Tex. Penal C. Chapter 21 Sexual Offenses
 - Any offense involving family or domestic violence
 - Any offense involving delivery of illegal drugs or drug paraphernalia
 - Driving While Intoxicated involving injury to another or damage to property
 - Driving While Intoxicated cases where Defendant refused all field sobriety tests and a blood, breath, or urine test
- j) Defendant must pay any and all restitution owed resulting from the offense and provide proof of same prior to the date of the PTIP contract signing.
- k) Defendant must execute a weapon forfeiture for any weapon seized for any reason as part of Defendant's criminal case at the discretion of the Misdemeanor Chief.



WILSON COUNTY ATTORNEY