IN THE CONNEAUT MUNICIPAL COURT
ASHTABULA COUNTY, OHIO

IN RE:	)	Case No. 20 MIS 4
	)	
CONNEAUT MUNICIPAL COURT	)	
SUSPENDED LICENSE	)	**JUDGMENT ENTRY**
INTERVENTION PROGRAM	)	
	)	
	)	July 6, 2020
	)	

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CONNEAUT
MUNICIPAL COURT

On July 14, 2015, this Court issued an Order adopting and approving of the Court's "Suspended License Intervention Program," or SLIP.

The Court finds that the SLIP, as originally adopted by the Court, requires amendment. Therefore, the Court hereby issues this Judgment Entry which will supersede the Court's July 14, 2015 and shall become effective on July 6, 2020.

IT IS HEREBY ORDERED that the attached program description of the SLIP shall become effective and implemented effective on July 6, 2020.

IT IS SO ORDERED.

NICHOLAS A. IAROCCI, JUDGE
CONNEAUT MUNICIPAL COURT

CONNEAUT MUNICIPAL COURT

SUSPENDED LICENSE INTERVENTION PROGRAM (SLIP)

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DESCRIPTION

OBJECTIVES

The primary purpose of the Suspended License Intervention Program (SLIP) is to assist those defendants charged with certain offenses described herein in obtaining a valid driver's license in Ohio.

The Court is aware of its obligation to protect members of the motoring public and law enforcement from persons operating a motor vehicle without a valid license since an invalid driver is more likely to commit serious driving offenses, such as OVI, Failure to Comply with an Order or Signal of a Police Officer, Hit Skip, and/or Vehicular Assault. The Court also recognizes, however, that certain eligible individuals may have difficulty in understanding and satisfying the license requirements of the Ohio Bureau of Motor Vehicles (BMV).

Therefore, in order to avoid those individuals from becoming repeat offenders in the criminal justice system, the Court has adopted the intervention program described herein which the Court anticipates will result in a decrease in the number of unlicensed or invalid motor vehicle operators and correspondingly a danger to society.

ELIGIBILITY REQUIREMENTS

The SLIP participant must:

1. Be charged with:
    a. Driving Under Suspension under any of the following code sections:
        i. R.C. § 4510.037(J)/COCC § 335.07(h) (12-point suspension)
        ii. R.C. § 4510.11/COCC § 335.07 (DUS/License Restriction)
        iii. R.C. § 4510.111/COCC § 335.074 (DUS)
        iv. R.C. § 4510.16/COCC § 335.072 (FRA suspension)
        v. R.C. § 4510.21/COCC § 335.073 (Failure to Reinstate)

    b. Driving with No Operator's License under R.C. § 4510.12(C)(1)/COCC § 335.01(c)(1)

    c. Driving with an Expired License under R.C. § 4510.12(C)(2)/COCC § 335.01(c)(2)

2. Not be charged with any major traffic offenses at the time of the incident leading to the charge(s).
3. Not be charged with Driving under an OVI suspension under R.C. § 4510.14/COCC § 335.071 or other court-ordered suspension.
4. Not have been involved in an accident at the time of the incident leading to the charges which resulted in injury to persons or property, unless sufficient insurance coverage was in effect at the time of the incident that will fully compensate those victims and the injuries caused by the accident.
5. Have no more than two (2) prior DUI or OVI convictions within ten (10) years of the incident leading to the charge(s).
6. Have no more than three (3) prior Driving Under Suspension/Driving with No Operator's License/Driving with an Expired License convictions within ten (10) years of the incident leading to the charge(s).
7. Not have any charges of Driving Under Suspension, Driving with No Operator's License, Driving with an Expired License, and/or Driving under an OVI Suspension, or other court-ordered suspension pending in any court.
8. Not be the subject of any pending warrants.
9. Not owe any monies for fines and costs to the Court.
10. Pay the initial SLIP fee of $30.00 on the day of the participant's initial appearance.
11. Be in continued compliance with the following requirements of the SLIP throughout the pendency of the participant's case:
    a. Pay the additional SLIP fee of $100.00, and all court costs associated with the case.
    b. Report to and appear before the Court as directed.
    c. Comply with all SLIP requirements imposed by the Court that are necessary to obtain valid driving status in Ohio.
    d. Comply with all requirements of the BMV, such as completion of a remedial driving course, and pay all costs associated with such compliance.
    e. Obey all federal, state, and local laws and ordinances.
    f. Provide proof of insurance to the Court, as required by law.
    g. Waive any and all speedy trial and other time limitations as provided in R.C. § 2945.71 et seq. and Crim. R. 32, among others.
    h. Immediately notify the Court of any infraction of the law during the defendant's participation in the program including, but not limited to, a similar type of offense.

12. Knowingly, willingly, and voluntarily execute an agreement acknowledging all of the SLIP conditions and requirements contained herein.

PROCESS

The following process applies to the SLIP:

1. The Deputy Clerk shall review the file when the defendant is charged with the offenses outlined in the "Eligibility" section herein, utilizing the "Initial Eligibility Checklist" attached hereto, to initially determine if a defendant qualifies.
2. On the day of and immediately prior to the defendant's initial appearance in court, the Deputy Clerk shall personally meet with the defendant to review the eligibility requirements and checklist to ensure that the defendant satisfies the requirements outlined herein and whether the defendant desires to participate in the SLIP.
3. If the defendant is determined eligible by the Deputy Clerk and desires to participate in the SLIP, the defendant shall agree to comply with all the conditions of the SLIP by reviewing and executing the SLIP Agreement attached hereto and shall pay the initial $30.00 SLIP fee.
4. After the SLIP Agreement is executed by the defendant, the Deputy Clerk shall notify the Court so that the Court is aware of the defendant's eligibility and willingness to participate.
5. The ultimate determination as to whether the defendant is to participate in the SLIP is with the Court. If the Court determines that the defendant will participate in the SLIP during the initial appearance, the Court will make a formal finding on the record.
6. Thereafter, the defendant shall enter a plea of "Not Guilty" to the eligible charge(s) filed. The matter will be scheduled for one (or more, if necessary) pretrial conference after the initial appearance to review the status of the defendant's compliance with the program requirements. Upon successful completion of the program, the Court will dismiss the eligible charge(s) on its own motion.
7. Failure by the defendant to complete all of the SLIP requirements and provide written verification at or before the time of the final pretrial conference of such compliance will result in the case being scheduled for a Trial, or a Jury Trial if a written demand is timely filed. If, however, the defendant wishes to change his or her plea to "Guilty" or "No Contest" at the final pretrial conference and indicates to the Court on the record

his or her willingness to do so, the defendant will be sentenced by the Court thereafter as appropriate.

8. Any infraction of the law including a similar type of offense during the defendant's participation in the SLIP will result in his or her immediate removal from the SLIP and the case will proceed accordingly.
9. Program participation shall not exceed ninety (90) days after which time the defendant shall be in full compliance. The Court may extend such deadline for good cause.

CONNEAUT MUNICIPAL COURT

SUSPENDED LICENSE INTERVENTION PROGRAM (SLIP)

AGREEMENT

I hereby knowingly and voluntarily enter into this Agreement and agree to do the following:

1. Pay the initial SLIP fee of $30.00 on the day of my initial appearance to the court.
2. Be in continued compliance with the following requirements of the SLIP throughout the pendency of my case:
    a. Pay the additional SLIP fee of $100.00 and all court costs prior to final disposition of my case.
    b. Report to and appear before the Court as directed.
    c. Comply with all SLIP requirements imposed by the Court that are necessary for me to obtain valid driving status in Ohio.
    d. Comply with all requirements of the Ohio Bureau of Motor Vehicles (BMV), such as completion of a remedial driving course, and pay all costs associated with such compliance.
    e. Obey all federal, state, and local laws and ordinances.
    f. Provide proof of insurance to the Court, as required by law.
    g. Waive any and all speedy trial and other time limitations as provided in R.C. § 2945.71 et seq. and Crim. R. 32, among others.
    h. Immediately notify the Court of any infraction of the law during the defendant's participation in the program including, but not limited to, a similar type of offense.

I have further reviewed the SLIP Description, a copy of which has been provided to me, and understand and agree to comply with the terms and conditions contained therein. I further understand and agree that failure to comply with all of the SLIP terms and conditions may result in one or more of the following sanctions:

1. A capias/warrant for my arrest.
2. Termination from the SLIP.
3. Sentencing on the original charge(s), if I change my plea to "Guilty" or "No Contest."
4. A driver's license and/or vehicle registration block issued through the BMV.
5. Immobilization of my vehicle, for which I will bear the cost (towing, storage, reinstatement fees, etc.)
6. Denial of all driving privileges while under suspension.

I further understand and agree that if I am charged with a new Driving Under Suspension/Driving with No Operator's License/Driving with an Expired License violation during my participation in this program, I may be terminated from the SLIP and sentenced on the original charge(s).

I understand and agree to the terms and conditions for participation in the SLIP.

_____ _____
Defendant's Signature Date

_____ _____
Deputy Clerk's Signature Date

CONNEAUT MUNICIPAL COURT
SUSPENDED LICENSE INTERVENTION PROGRAM (SLIP)
INITIAL ELIGIBILITY CHECKLIST

Name: _____ Case No. _____ Date: _____

_____ Charged with (Circle ALL That Apply Below):

Driving Under Suspension under any of the following code sections:

i. R.C. § 4510.037(J)/COCC § 335.07(h)
ii. R.C. § 4510.11/COCC § 335.07
iii. R.C. § 4510.111/COCC § 335.074
iv. R.C. § 4510.16/COCC § 335.072
v. R.C. § 4510.21/COCC § 335.073

OR *Driving with No Operator's License* under R.C. § 4510.12(C)(1)/COCC § 335.01(c)(1)

OR *Driving with an Expired License* under R.C. § 4510.12(C)(2)/COCC § 335.01(c)(2)

_____ Not charged with any other major traffic offenses at the time of the incident in addition to the above charge(s)

_____ Not be charged with *Driving under an OVI suspension* under R.C. § 4510.14/COCC § 335.071 or other court-ordered suspension

_____ If accident involving injury to persons or property, sufficient insurance coverage

_____ No more than two (2) prior *DUI or OVI convictions* within ten (10) years of the incident leading to the above charge(s)

_____ No more than three (3) prior *Driving Under Suspension/Driving with No Operator's License/Driving with an Expired License convictions* within ten (10) years of the incident leading to the charge(s)

_____ No pending charges in any court of Driving Under Suspension, Driving with No Operator's License, Driving with an Expired License, and/or Driving under an OVI or other court-ordered suspension

_____ No fines and costs owed to Conneaut Municipal Court

_____ No pending warrants in Conneaut Municipal Court or any other court

CIRCLE ONE: ELIGIBLE INELIGIBLE

CONNEAUT MUNICIPAL COURT
SUSPENDED LICENSE INTERVENTION PROGRAM (SLIP)

COSTS DESCRIPTION

Name: _____ Case No. _____Date:_____

The Defendant will pay the following costs to be eligible for acceptance and successful completion of the SLIP:

INITIAL SLIP FEE:	$ 30.00 (to be paid in full today)
ADDITIONAL COURT ADMINISTRATION FEE:	$100.00
COURT COSTS:	$_____
FINE:	*NONE*

All of the above fees and costs shall be paid in full on or before the following hearing date:_____

Defendant Signature:_____
Defendant Name:_____
Address:_____
City, State, Zip:_____

Program fees and costs are subject to change upon order of the court*