



**INFORMAL ADJUSTMENT
AGREEMENT AND ORDER**

Case No. _____
Court [] District [] Family
County _____
Division _____

INFORMAL ADJUSTMENT AGREEMENT

IN THE INTEREST OF: _____, A CHILD

1. I, the undersigned child, do hereby acknowledge and agree that it is in my best interest to proceed by Informal Adjustment.
2. I have received and signed the AOC-JV-49, Notice of Juvenile Rights and Consequences, and have been fully advised of the rights that I am waiving.
3. I am entering into this Informal Adjustment Agreement voluntarily and of my own free will.
4. My signature on this Agreement indicates my willingness and intent to obey and complete the terms and conditions set by the Court in the attached Order and incorporated by reference in this Agreement.
5. I understand and agree that if I violate the terms and conditions set by the Court I may be subject to graduated sanctions.
6. I understand and agree that upon my successful completion of this Informal Adjustment Agreement the Court will enter an Order dismissing my case.
7. I understand and agree that if I fail to complete the terms and conditions of this Informal Adjustment Agreement, I will be returned to Court by the County Attorney for imposition of graduated sanctions or the agreed-upon consequences set out in the attached Order.
8. I understand and agree that if the Court imposes agreed-upon consequences for my failure to complete this Informal Adjustment Agreement, my case will not be dismissed until I complete the consequences imposed by the Court.

We, the undersigned child, parent or guardian or custodian, and County Attorney hereby acknowledge that we have read, discussed, and understand this Informal Adjustment Agreement.

_____, 2_____
Date

Child

_____, 2_____
Date

Child's Attorney

_____, 2_____
Date

Parent/Guardian/Custodian

_____, 2_____
Date

Parent's/Guardian's/Custodian's Attorney

_____, 2_____
Date

County Attorney



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Case No. _____
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ORDER

IN THE INTEREST OF: _____, A CHILD

FINDINGS

1. Motion having been made that this matter be informally adjusted pursuant to KRS 610.105, and having held a hearing and being otherwise sufficiently advised, the Court FINDS:
2. The above-named child was present and properly before this Court pursuant to KRS 610.010 and 610.020.
3. The child was represented by counsel whose name is: _____.
4. The child has been: *(check one)*
 - charged with _____
 - a public offense(s) a status offense(s).
 - adjudicated as a public offender status offender on the following offense(s):

5. *(Complete if applicable)* The victim of the above-referenced offense, *(Name)* _____:
(check one)
 - Was notified of this hearing and was present in court for consultation or was otherwise consulted prior to this hearing; or
 - Was notified of this hearing but chose not to or was unable to participate. Other person(s) consulted pursuant to KRS 610.070, if any: _____
6. The child has received and signed an AOC JV-49, Notice of Juvenile Rights and Consequences, and the Court has explained to the child on the record his or her rights and has fully advised the child of the rights that he or she is waiving by entering into this Informal Adjustment Agreement.
7. The best interests of the child would be served without formal adjudication and disposition.
8. The child, the child's parent/guardian/custodian, and the County Attorney have agreed to proceed by Informal Adjustment, as evidenced by their signatures on the attached Informal Adjustment Agreement.

ORDER

Based on the foregoing, and the parties having agreed that the above-named child shall be informally adjusted in this matter, without formal adjudication and disposition, the Court hereby **ORDERS**:

1. This matter shall be informally adjusted as follows: *(check the appropriate box)*
 - The child shall be referred to the following **diversion program**: *(check one)*
 - _____ **Diversion Program** in accordance with its rules, restrictions, and conditions as well as any additional terms and conditions set out herein.
Duration: Until _____, 2____; or
Date
 - Court Designated Worker (CDW) Diversion Program** *(only when the child has not participated in CDW diversion on the current charge and no other diversion program is available).*
Duration: Until _____, 2____
Date

OR

The child shall be placed on community supervision with the _____ program in accordance with its rules, restrictions, and conditions as well as any additional terms and conditions set out herein, to be monitored by _____ (Individual or Agency).

Duration (Not to exceed 6 months unless waived by the child): Until _____, 2_____

OR

The child shall be placed on monitoring by the Court in accordance with the terms and conditions set out herein.

Duration (Not to exceed 6 months unless waived by the child): Until _____, 2_____

OR

Other: _____

Duration: Until _____, 2_____

2. The child is subject to these terms and conditions:

- Do not leave your home without the permission of your parent or guardian.
- Obey reasonable rules of your home, including a curfew which is _____ a.m. p.m. to _____ a.m. p.m.
- Attend school classes on time, have no unexcused absences and no unexcused tardies.
- Obey the law.
- Follow the written rules and regulations of your school.
- Do not consume, use, or possess any alcoholic beverages, tobacco products, or illegal drugs.
- Have a drug and alcohol assessment and follow all recommendations until released, including all after care and random drug testing required for treatment purposes only.
- Cooperate fully with anyone providing services to you or your family.
- Take only prescribed medications unless otherwise approved by the court.
- Other: _____

3. A violation of the Informal Adjustment Agreement may result in the imposition of graduated sanctions.

4. The County Attorney shall return the child to Court upon the child's failure to complete the Informal Adjustment Agreement, for imposition of graduated sanctions or agreed-upon consequences.

5. The agreed-upon consequences are: _____

6. Upon the child's successful completion of the Informal Adjustment Agreement, or upon his or her completion of agreed-upon consequences for failure to complete the Agreement, the Court will enter an Order dismissing this case.

7. (Must check if the above-named child has been adjudicated) The Adjudication Order in this matter, entered of record on (date) _____, 2_____, is hereby SET ASIDE.

8. This matter shall be re-docketed on (date) _____, 2_____, for review. (No later than 6 months after entry of this Order)

9. This Informal Adjustment Agreement is hereby APPROVED.

SO ORDERED, this _____ day of _____, 2_____.

Judge

DISTRIBUTION: Original to Court File Child Attorney for Child County Attorney Parent/Guardian/Custodian
 Attorney for Parent/Guardian/Custodian, if any Diversion Program _____
 Community Supervision Program _____