

**PRE-TRIAL SCHOOL VIOLENCE
PREVENTION PROGRAM
APPLICATION, ORDER, DISPOSITION**

**STATE OF CONNECTICUT
SUPERIOR COURT
www.jud.state.ct.us**

INSTRUCTIONS TO PREPARER
1. Original to clerk of court.
2. Forward a copy to prosecuting attorney.

JD-CR-126 Rev. 7-01, C.G.S. §54-56j

TO: The Superior Court of the State of Connecticut

JUDICIAL DIST. OR G.A. NO.		ADDRESS OF COURT	CSSD CASE NO.
FROM (Name of defendant)		SEX	DOCKET NO.
ADDRESS OF DEFENDANT (Number, street, town and apt. no.)			DATE OF BIRTH
CRIME CHARGED AGAINST THE DEFENDANT INVOLVING USE/THREATENED USE OF PHYSICAL VIOLENCE			TELEPHONE NO.
IN VIOLATION OF GENERAL STATUTE			
OFFENSE LOCATION:	<input type="checkbox"/> IN OR ON REAL PROPERTY OF ELEMENTARY OR SECONDARY SCHOOL		DATE OF OFFENSE
	<input type="checkbox"/> AT SCHOOL-SPONSORED ACTIVITY AS DEFINED IN C.G.S. §10-233a(b).		
SPECIFY NAME AND ADDRESS OF SCHOOL OR DESCRIPTION AND LOCATION OF SCHOOL-SPONSORED ACTIVITY			

The undersigned defendant avers that (s)he was a student of a public or private secondary school on the Date of Offense noted above and is charged with the above-noted offense involving the use or threatened use of physical violence in or on the real property comprising a public or private elementary or secondary school or at a school-sponsored activity as defined in subsection (h) of section 10-233a of the general statutes, as specified above. I hereby apply for participation in the Pre-Trial School Violence Prevention Program and agree, if this application is granted:

1. To the tolling of the statute of limitations and to waive the right to a speedy trial with respect to this violation.
2. To participate in a school violence prevention program consisting of at least eight group counseling sessions in anger management and nonviolent conflict resolution and to complete the assigned program.
3. My parents or guardian will pay the cost of participation in such program unless my parent or guardian files with the court an affidavit of indigency or inability to pay and the court enters a finding thereof.

I hereby authorize the Court Support Services Division to obtain information concerning my criminal/motor vehicle/program participation record in this and any other jurisdiction in order to confirm my eligibility for the Pre-Trial School Violence Prevention Program.

If an affidavit of indigency or inability to pay is filed, such indigency or inability to pay must be confirmed by the Court Support Services Division and the court may waive the program fee if it finds that my parent or guardian is indigent or unable to pay the fee for participation in this program. ("X" one of the following)

- My parent or guardian intends to claim indigency or inability to pay
 My parent or guardian intends to pay the program fee (\$300, as said fee may be changed from time to time).

Wherefore, the undersigned request that (s)he be granted the Pre-Trial School Violence Prevention Program in accordance with section 54-56j of the general statutes.

I have read this application in its entirety and understand it.

SIGNED (Defendant)	DATE SIGNED	CONSENTED AND AGREED TO BY (Parent or Guardian)	DATE SIGNED
X			

OATH OF DEFENDANT

The defendant stated under penalties of false statement before me, duly designated by the clerk and authorized to administer oaths, that (s)he has never had the Pre-Trial School Violence Prevention Program invoked in his/her behalf and that (s)he has not been convicted of an offense involving the threatened use of physical violence in or on the real property comprising a public or private elementary or secondary school or at a school-sponsored activity as defined in subsection (h) of section 10-233a of the general statutes, that (s)he has not been convicted in any other state at any time of an offense the essential elements of which are substantially the same as such an offense, and that to the best of his/her knowledge and belief (s)he does not possess any firearms, dangerous weapons, controlled substances or other property or materials the possession of which is prohibited by law or in violation of law.

SIGNED (Duly authorized person)	PRINT NAME OF PERSON SIGNING AT LEFT	DATE SIGNED

OATH OF PARENTS OR GUARDIAN

The defendant's parents or guardian stated under penalties of false statement before me, duly designated by the clerk and authorized to administer oaths, that to the best of said parents or guardian's knowledge and belief they do not possess any firearms, dangerous weapons, controlled substances or other property or materials the possession of which is prohibited by law or in violation of law.

SIGNED (Duly authorized person)	PRINT NAME OF PERSON SIGNING AT LEFT	DATE SIGNED

FIRST ORDER OF COURT

("X" ALL THAT APPLY)

- The foregoing application is denied.
- The case is continued until (date) _____ at (time) _____ a.m./p.m. to permit the defendant's parent or guardian to file an affidavit of indigency and for the Court Support Services Division to seek to confirm such indigency.
- The defendant stated under penalties of perjury that (s)he has never had the Pre-trial School Violence Prevention Program invoked in his/her behalf and that (s)he has not been convicted of an offense involving the threatened use of physical violence in or on the real property comprising a public or private elementary or secondary school or at a school-sponsored activity as defined in subsection (h) of section 10-233a of the general statutes, that (s)he has not been convicted in any other state at any time of an offense the essential elements of which are substantially the same as such an offense, and the defendant and the defendant's parents or guardian stated under oath that to the best of their knowledge and belief, they do not possess any firearms, dangerous weapons, controlled substances or other property of materials the possession of which is prohibited by law or in violation of law.
- The court orders the court file sealed as to the public, and refers the defendant to the Court Support Services Division for assessment and confirmation of the eligibility of the defendant. If the Court Support Services Division confirms that the defendant is eligible, it shall evaluate and place the defendant in an appropriate school violence prevention program for one year.
- The court denies the application for waiver of fees and the defendant's parents or guardian is ordered to pay the cost of participation in such program to the program provider.
- The court waives the fee having found that the defendant's parents or guardian is indigent or unable to pay.

CASE CONTINUED TO <i>(Date and time)</i>	SIGNED <i>(Judge, assistant clerk)</i>	DATE SIGNED
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COURT SUPPORT SERVICES DIVISION ASSESSMENT AND CONFIRMATION

PRIOR PHYSICAL VIOLENCE CONVICTION - SCHOOL RELATED <input type="checkbox"/> YES <input type="checkbox"/> NO	OUT-OF-STATE CONVICTION <input type="checkbox"/> YES <input type="checkbox"/> NO	PRIOR PROGRAM PARTICIPATION <input type="checkbox"/> YES <input type="checkbox"/> NO
ABLE TO PAY PROGRAM FEE <input type="checkbox"/> YES <input type="checkbox"/> NO <i>(Affidavit attached)</i>	ASSESSMENT <input type="checkbox"/> ELIGIBLE <input type="checkbox"/> INELIGIBLE	SIGNED <i>(CSSD staff)</i>

SECOND ORDER OF COURT *(If assessed ineligible or claim of indigency)*

("X" ALL THAT APPLY)

- The court, having determined that the defendant is ineligible, denies the foregoing application and the court file is ordered to be unsealed.
- The foregoing application is granted and the defendant is referred to the Court Support Services Division for evaluation and placement in an appropriate school violence prevention program for one year.
- The court denies the application for waiver of fees and the defendant's parents or guardian is ordered to pay to the program provider the cost of participation on such program.
- The court waives the fee having found that the defendant's parents or guardian is indigent or unable to pay.

CASE CONTINUED TO <i>(Date and time)</i>	SIGNED <i>(Judge, assistant clerk)</i>	DATE SIGNED
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FINAL PROGRESS REPORT

DISPOSITION

The defendant: <i>("X" one only)</i> . <input type="checkbox"/> HAS satisfactorily completed the assigned program. <input type="checkbox"/> HAS NOT satisfactorily completed the assigned program. <input type="checkbox"/> is no longer amenable to treatment under the program.	<input type="checkbox"/> Program satisfactorily completed and charges dismissed. <input type="checkbox"/> Program not satisfactorily completed, OR defendant is no longer amenable to treatment under the program. The court file is to be unsealed, a plea of not guilty entered and this case to be immediately placed on trial list.
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SIGNED <i>(CSSD staff)</i>	DATE SIGNED	SIGNED <i>(Judge, assistant clerk)</i>	DATE SIGNED
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