

GENERAL INFORMATION for City of Birmingham DWI-Deferred Prosecution

1. Deferred Prosecution is not a right, it is a privilege. The Birmingham Municipal Judge has complete discretion over whether or not your application will be granted.
2. If your application is granted, you are required to enter a plea of Guilty to enter into the program. The Municipal Judge will accept your plea but will withhold adjudication and sentencing pending your successful completion of the City of Birmingham DWI Deferred Prosecution Program.
3. The City of Birmingham DWI Deferred Prosecution Program requires that you complete an intake assessment immediately upon admission to the Program. Failure to complete the intake assessment and meet with the Court Referral Officer within 7 days of your admission will result in a final adjudication of guilt in your case.
4. In order to complete the Program you must pay all program fees and court costs, comply with all drug and alcohol testing and treatment requirements of the Program, and abide by all rules and regulations contained in this application. The Program is administered as a "zero tolerance" program -noncompliance with **ANY** of the Rules and Requirements will result in a final adjudication of guilt in your case.
5. Once all obligations are met, you will have completed the City of Birmingham's DWI Deferred Prosecution Program and your case will be dismissed. If you do not successfully complete the Program, you will be returned to the Court for adjudication and sentencing.