

Ordinance Amending the Town of Greenville, Indiana
Traffic Ordinance to Establish Diversion Program for Traffic Offenses

WHEREAS, the Town Council of Greenville, Indiana recognizes the importance of providing alternatives to traditional prosecution for certain traffic offenses;

WHEREAS I.C. 34-28-5-1 allows the attorney for a municipal corporation (town attorney) to establish a deferral program for deferring actions brought for the violation of town traffic ordinances; and

WHEREAS, the Town Council finds that a Prosecutor's Diversion Program for eligible traffic tickets can promote rehabilitation, reduce recidivism, and allow for more effective use of judicial resources;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Greenville, Indiana, as follows:

Section 1. Amendment to Traffic Ordinance

The existing Traffic Ordinance of the Town of Greenville, Indiana, ordained in Ordinance 2021-TO-15 and codified in Title VII, Chapter 70 of the Greenville Municipal Code of Ordinances, is hereby amended to include the following section establishing a Prosecutor's Diversion Program for certain traffic offenses:

Section 2. Prosecutor's Diversion Program for Traffic Tickets

1. Program Authorization: The Town Prosecutor is authorized to establish and administer a Diversion Program for individuals issued traffic tickets for non-criminal traffic infractions within the Town's jurisdiction.
2. Eligibility: The Diversion Program may be offered to drivers who have not participated in the program within the past twelve (12) months and whose offenses do not involve reckless driving, operating while intoxicated, or any offense resulting in injury or property damage.
3. Program Terms: The violator must agree to the terms of a deferral offered by the Town Attorney. The violator must agree to pay a \$70.00 fee to the Clerk of Courts of Floyd County. The terms of the agreement are to be set out, in writing, signed by the violator and the Town Attorney and filed with the Floyd County Superior Court. The Town Attorney may set an initial users fee not to exceed \$52.00 and a monthly users fee not to exceed \$10.00 per month. When the violator complies with the terms of the Diversion agreement, the Town Attorney shall request a dismissal of the action in the Floyd County Superior Court.

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- 4. Failure to Complete: If a participant fails to comply with the terms of the Diversion Program, the original traffic ticket shall be prosecuted as provided by law.
- 5. Recordkeeping: The Prosecutor shall maintain records of all participants and outcomes in accordance with state and local law.

Section 3. Severability


If any provision of this Ordinance is found to be invalid or unenforceable, such invalidity shall not affect the remaining provisions, which shall continue in full force and effect.

Section 4. Effective Date


This Ordinance shall be in full force and effect from and after its passage and adoption by the Town Council and publication as required by law.

PASSED AND ADOPTED by the Town Council of Greenville, Indiana, this 13th day of April, 2026.


TOWN COUNCIL, TOWN OF
GREENVILLE, INDIANA




GREGORY S REDDEN, PRESIDENT



ANDY LEMON, VICE PRESIDENT



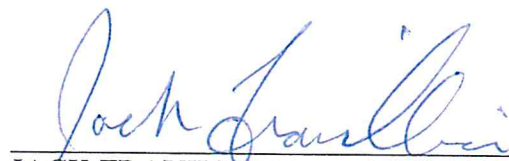
DAVID GOMES



KYLE KRUER



SKIP POWELL



JACK TRAVILLIAN
CLERK/TREASURER