

PROBATION DEPARTMENT DIRECTIVE

No:	769
Issued:	02/01/00
Post until:	03/01/00

**SUBJECT: RECOMMENDATIONS FOR PROGRESS REPORTS IN DEFERRED
ENTRY OF JUDGMENT (DEJ) CASES**

It has come to the attention of the Adult Services Bureaus that Deputy Probation Officers are recommending continuances for six-month progress reports in Deferred Entry of Judgment cases. There is no such requirement or need within the law. The practice perhaps stems from procedures outlined in the law, under Drug Diversion, when the court had authority to dismiss the charges, after six-months, if the defendant successfully completed the required drug education program.

Penal Code Section 1000.2 requires that the period during which Deferred Entry of Judgment is granted shall be for no less than 18 months nor longer than three years. Progress reports shall be filed by the Probation Department with the court as directed by the court.

It is the policy of the Adult Services Bureaus that any recommendation for a progress report from the Probation Officer In Deferred Entry of Judgment cases, shall be for a period of 18 months from the date of the Deferred Entry of Judgment grant. Any recommendation for a progress report subsequent to the minimum 18-month period shall not be requested for later than 90 days before the maximum DEJ period of three years.

Any questions regarding this Directive are to be referred to the Adult Consultant, Charles Rogers, at (562) 940-2525.

David M. Davies, Chief
Adult Field Services Bureau

Jane Martin, Chief
Adult Special Services Bureau

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