



NATIONAL CONFERENCE *of* STATE LEGISLATURES

The Forum for America's Ideas

Population Specific Diversion

September 2017

Legend

P-diversion program authorized;

C-problem solving court authorized;

PC-both problem-solving court and diversion program authorized.

State	Population					
	Substance Abuse	Mental Health	Veterans/ Active Military	Domestic Relations	Worthless Check	Other
Alabama	C §12-23A-1 et seq.				P §12-17-224	P Property crimes §12-17-226 et seq. P Prostitution §13A-6-181
Alaska no statute located						
Arizona	C §13-3422	C §12-132 §22-601 et seq.	C §22-601 et seq.		P §13-1810	C Homeless defendants §22-601 et seq.
Arkansas	P §16-98-201 C §16-98-301 et seq.	C §16-100-210 et seq.; §16-10-139	C §16-10-139			
California	P Penal Code §1000-§1000.6; §1000.8-§1000.10 C Penal Code §1000.5	P Penal Code §1001.20 et seq.	P Penal Code §1001.80	P Penal Code §1000.12; §1001.70 et seq.	P Penal Code §1001.60 et seq.	P Young adults (18-21) charged with a felony Penal Code §1000.7

	Law Enforcement Assisted Diversion Penal Code §1001.85 et seq.					
Colorado			C §13-5-144	P §19-3-310		P Prostitution §13-10-126
Connecticut	P §54-56i §17a-696 C 51-181b	P §54-56l	P §54-56l	P §46b-38c		C Community-specific needs §51-181c P Specified weapons crimes §29-33; §29-37a; §53-202l; §53-202w
Delaware	P Tit. 16 §4767			P Tit. 10 §1024	P Tit. 11 §900A	
District of Columbia	P §48-904.01(e)					
Florida	P §948.16 C §397.334	C §394.47892; §948.16	P §948.16 C §394.47891		P §832.08	
Georgia	P §16-13-2 C §15-1-15	C §15-1-16	C §15-1-17			
Hawaii no statute located						
Idaho	C §19-5601 et seq.	C §19-5601 et seq.				
Illinois	C 730 §166/1 et seq.	C 730 §168/1 et seq.	C 730 §167/1 et seq.; 330 §135/1 et seq.		P 720 §5/17-1b	P First time weapon offenders 730 §5/5-6-3.6
Indiana	P §12-23-5-1 et seq.; §12-23-6.1-1; §12-23-7.1-1 et seq. C	P §11-12-3.7-1 et seq. C §33-23-16-1 et seq.	C §33-23-16-1 et seq.	C §33-23-16-1 et seq.		C Community-specific needs §33-23-16-1 et seq.

	§33-23-16-1 et seq.					
Iowa				P §708.2B		
Kansas	P §12-4414 et seq.					
Kentucky	P §533.251 C §26A.400	C*				
Louisiana	C §13:587.4	C §13:587.4 §13:5351 et seq.	C §13:5361 et seq.			P Human trafficking §13:587.4 P Purchase of sexual activity crimes §15:243
Maine	C Title 4 §421	C Title 4 §431	C Title 4 §433		P Title 32 §11013-A	
Maryland	C [Cts. & Jud. Proc] §13-101.1					
Massachusetts			P 276A §10			P Young adults (18-22) 276A §1 et seq.
Michigan	P §333.7411 C §600-1060 et seq.	C §600-1090 et seq.	C §600.1200 et seq.	P §769.4a		
Minnesota	P §152.18				P §628.69	
Mississippi	C §9-23-1 et seq.	P HB 1089 (2017)	C §9-25-1			
Missouri	C §478.001 et. seq.		C §478.008			
Montana	C §46-1-1101 et seq.	C §46-1-1201 et seq.				
Nebraska	C §6-1201 et. seq.; §24-1301 et. seq.	C	C			

		§6-1201 et. seq.; §24-1301 et. seq.	§6-1201 et. seq.; §24-1301 et. seq.			
Nevada	P §453.580	P §176A.250 et seq.	P §176A.280 et seq.			
New Hampshire	P §490-G:2 et seq. C §490-G:2 et seq.	C §490-H:1 et seq.				
New Jersey	P §2C:36A-1 Law Enforcement Assisted Addiction and Recovery Referral Programs §30:6c-11 et seq.		P §2C:43-23 et seq.			
New Mexico no statute located						
New York	P Criminal Procedure Law §216.05					
North Carolina	P §90-96 C §7A-793 et seq. §15A-1341				P §14-107.2	P Prostitution §14-204 C Substance abuse & mental illness §7A-272
North Dakota no statute located						
Ohio no statute located						
Oklahoma	P 63 §2-901 et seq. C 22 § 471 et seq.	C 22 §472			P 22 §111	P Property crimes 22 §991f-1.1
Oregon	P §430.450 et. seq.; §475.245 C §3.450	C §137.680	C §137.680		P §135.925	

Pennsylvania	P 35 §780-117 C 42 §916	C 42 §916				
Rhode Island	C §8-2-39.2					
South Carolina		C §14-31-10 et seq.	C §14-29-10 et seq.		P §17-22-710	
South Dakota no statute located						
Tennessee	C §16-22-101 et seq.		C §16-6-101 et seq.		P §40-3-203	
Texas	C §122.001 et seq.; §123.001 et seq.	C §125.001 et seq.	C §124.001 et seq.			C Public safety employees §129.001 et seq. P Human trafficking victims §126.001 et seq.
Utah	C §78a-5-201 et. seq.		C §78a-5-301			
Vermont no statute located						
Virginia	P §18.2-251 C §18.2-254.1			P §18.2-57.3		
Washington	P §10.05.010 et seq. C §2.30.010 et seq.	C §2.30.010 et seq. P §10.05.010 et seq.	C §2.30.010 et seq.	C §2.30.010 et seq.		C §2.30.010 et seq. Gambling crimes, community-specific needs, homeless defendants and on campus defendants.
West Virginia	C §62-15-1 et seq.				P §61-3-39m et seq.	
Wisconsin				P §971.37	P §971.41	

Wyoming	P §35-7-1037					
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*Programs are authorized only for specific local jurisdictions.

NCSL's Criminal Justice Program is in Denver, Colorado, at 303-364-7700; or cj-info@ncsl.org

Statutes & bills may be edited or summarized; full text can be retrieved through: <http://www.ncsl.org/aboutus/ncslservice/state-legislative-websites-directory.aspx>

Information is provided for representative purposes; this may not be a complete list or analysis.

Westlaw was used to conduct this research.