

Travis County Terms and Conditions Terms of Use

By accessing or using the Diversion Portal website, and the content thereof, however accessed, you agree to be bound by these terms of use ("Terms of Use"):

1. You are responsible for maintaining the confidentiality of your Diversion Portal account, and you are solely responsible for all activities that occur under your account and/or those you authorize as defense participants.
2. You agree that the information provided to you through the Diversion Portal is to be used solely and exclusively in connection with your representation of the Defendant in connection with a criminal case and for no other purpose. You further agree that you will inform your employees, and anyone else you authorize as a defense participant, of any and all restrictions and penalties with respect to the dissemination of information contained in discovery you receive through the Diversion Portal.
3. You agree to notify the Travis County Attorney's Office immediately of any unauthorized use of your account or any other breach of security or your systems that could impact the Diversion Portal website or your account. The Travis County Attorney's Office and/or the Travis County Information Technology Chief Information Officer reserve the right to require you to change your password or to take steps necessary to secure your account if any of the foregoing believe that your account or password is no longer secure.
4. You are subject to the criminal penalties set forth in Texas Government Code Section 411.085 for any unauthorized obtaining, use, or disclosure of Criminal History Record Information disclosed, to you, the attorney of record, and/or those you authorize as defense participants, pursuant to the requirements of the Texas Code of Criminal Procedure Article 39.14, under the Open File Policies of the Travis County Attorney's Office.
5. You are subject to the terms of the Order for Discovery and Disclosure of Criminal History Record Information and Medical Records Covered by HIPAA and the Texas Medical Records Privacy Act. As with any Court Order, violation of the terms of the above Order may result in sanctions against you and/or those you authorize as defense participants, including but not limited to, Contempt of Court pursuant to Texas Government Code Section 21.002.
6. You and other defense participants serving as your agents are responsible for the redaction of all identifying information described in the Texas Code of Criminal Procedure Article 39.14(f) prior to allowing a defendant, witness, or prospective witness to view any document or statement provided to you as discovery in a criminal case. The information that shall be redacted includes all addresses, telephone numbers, driver's license numbers, social security numbers, dates of birth, and any bank account or other identifying numbers.

7. The Travis County Attorney's Office does not, by the disclosure of documents through the Diversion Portal, waive any claim of work product privilege or any exception under the Texas Public Information Act (Texas Government Code Chapter 552) and the Travis County Attorney's Office intends to protect from disclosure all records covered by any exception in the Texas Public Information Act.

8. You are responsible for obtaining and maintaining all equipment and services needed for access to and use of the Diversion Portal website and for paying any and all charges that may be related thereto.

9. The Travis County Attorney's Office and/or the Travis County Information Technology Chief Information Officer may terminate, suspend, or modify your registration with, or access to, the Diversion Portal website at any time and for any reason. If you breach any of these Terms of Use, your authorization to use the Diversion Portal website will be terminated, and other penalties or sanctions may be imposed.