



Robert Splawn, Presiding Judge

Municipal Court
City of Canyon
Randall County, Texas

JUDGE'S STANDING ORDER NO. 7 - DRIVING SAFETY COURSE

IT IS ORDERED that the Clerk may accept a request for the Driving Safety Course (DSC) at the Clerk's Window if the following requirements are met:

1. The Defendant requests DSC no later than the "appearance date" stated on the citation. If the appearance date falls on a non-business day, then the first business day after the appearance date stated on the citation.
2. The Defendant files with the court a signed affidavit complying with all eligibility requirements for DSC set forth in Sec. 45.0511(c)(3) of the Texas Code of Criminal Procedure.
3. The Defendant provides proof of financial responsibility, pursuant to the Texas Transportation Code, valid and in force as of the date the Defendant "signs up" for DSC with the Court. Proof must conform to Standing Order No. 5.
4. The Defendant presents a valid Driver's License or permit.
5. The Defendant is not under 17 years of age.
6. The Defendant pays the DSC fee and court costs.

IT IS ORDERED that the Clerk may accept proof of completion of a Driving Safety Course for dismissal of the case at the Clerk's window or by mail under the following circumstances:

1. The Defendant presents a certificate indicating timely completion of the DSC and a driving record certified by the Texas Department of Public Safety (DPS) issued after the offense date.
2. The driving record presented by the Defendant indicates the Defendant has not completed a driving safety course for the purpose of dismissing a moving violation citation within the twelve (12) Months preceding the date of the citation.
3. The course certificate indicates "court copy," is signed by the Defendant and contains no alterations, modifications and/or erasures.

IT IS ORDERED that upon presentation and verification of completion, the Clerk shall present the case to the Court for dismissal.

If the Defendant fails to provide evidence of successful completion of the DSC within the time period allowed, the Clerk shall summon the Defendant to court to show cause why such evidence was not submitted timely. If the Defendant fails to appear, a final judgment shall be prepared for the Court's signature.

CAUSE NO: _____

Defendant Name: _____ Violation: _____

I HEREBY ENTER MY PLEA OF:

GUILTY: I am stating that I am guilty of the charge filed. The fine and costs on a plea of GUILTY will be entered by the Court. I understand that I have a right to a jury trial; however, I am waiving my right to a jury trial or hearing by the Court. I understand that payment of the fine and court costs constitutes satisfaction of the judgment and waiver of the right to appeal. I further understand that my plea may result in a conviction appearing on either a criminal record or driver's license record. I understand that I am waiving discovery.

NOLO CONTENDERE (NO CONTEST): I am not disputing the charge filed. The fine and costs on a plea of NO CONTEST will be entered by the court. I understand that I have a right to a jury trial; however, I am waiving my right to a jury trial or hearing by the Court. I understand that payment of the fine and court costs constitutes satisfaction of the judgment and waiver of the right to appeal. I understand that my plea may result in a conviction appearing on either a criminal record or driver's license record. I understand that I am waiving discovery.

(Check one of the following options on a plea of GUILTY OR NO CONTEST.)

I am NOT INDIGENT. I request a DRIVING SAFETY COURSE under ART. 45.0511 CCP.

TELEPHONE NUMBER _____

EMAIL _____

ADDRESS _____

Signature

REQUEST FOR A DRIVING SAFETY COURSE (Art. 45.0511(b), C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS	§	IN THE MUNICIPAL COURT
VS.	§	CITY OF CANYON
Name: _____	§	RANDALL COUNTY, TEXAS

DEFENDANT'S REQUEST FOR A DRIVING SAFETY COURSE

I hereby enter my appearance on the complaint of the offense of: _____ (in person)(by counsel)(by certified mail). I understand that I have a right to a jury trial. I hereby waive my right to a jury trial, plead (guilty)(no contest), and elect under Article 45.0511, Code of Criminal Procedure, to take a driving safety course.

I understand that I must present the Court the following with this request:

1. a valid Texas driver's license or permit, or proof that I am a member, or the spouse or dependent child of a member, of the United States military forces serving on active duty;
2. proof of financial responsibility pursuant to Chapter 601, Transportation Code (automobile liability insurance);
3. payment of court costs; and a \$10.00 nonrefundable fee.
4. an affidavit that I was not taking such a course nor had I completed one within the preceding 12 months from the date of my current offense that is not shown on my driving record as maintained by the Texas Department of Public Safety (or if I am on active military duty, or am the spouse or dependent child of a member of the United States military forces serving on active duty, that I have not taken a course in another state in the preceding 12 months nor am taking such a course at the time of this request)

I understand that I must:

1. complete a driving safety course or motorcycle operator training course as applicable within 90 days of this request;
2. submit by the 90th day verification of course completion of a driver safety/motorcycle operator training course as evidence that I have completed such a course;
3. submit by the 90th day from this request a certified copy of my driving record as maintained by the Texas Department of Public Safety.

I understand that:

1. if I comply with the court order granting the taking of a driving safety/motorcycle operator training course and submit all the required evidence as ordered, the Court will dismiss my case and report to the Texas Department of Public Safety the date that I completed my course for inclusion on my driving record;
2. if I fail to submit all the evidence required by the Court, I will be notified of a show cause hearing and be required to appear before the Court to show cause why I did not present the required evidence of course completion;
3. the judge may at the show cause hearing enter a final adjudication against me and require me to pay the fine; and
4. the failure to appear at the show cause hearing will result in a final adjudication being entered against me, and that I will be required to pay the fine and any additional costs required by law.

AFFIDAVIT

BEFORE ME, the undersigned authority, on this day personally appeared the Defendant _____, who, being duly sworn, upon oath deposes and says that he/she hereby enters a plea of guilty/nolo contendere to the Citation referenced below, waives the right to jury trial, and requests to take a Driver's Safety Course. He/She also acknowledges possession of a valid Texas Driver's License # _____, and affirms that he/she has not taken a Driver's Safety Course for a moving violation within the twelve-month period before the date of the current violation.

Signature of Defendant

Citation Number

PRINT Name of Defendant

Defendant date of birth

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.

Signature of Notary
Notary Public in and for the State of Texas

My Commission expires: _____



301 16th Street
Canyon, Texas 79015
Phone: (806) 655-5023
Fax: (806) 655-5007

PROOF REQUIRED TO BE SUBMITTED TO COURT UPON COMPLETION OF DRIVING SAFETY

- Certificate of completion of a driving safety course approved by the Texas Department of Public Safety (Driving Safety Course Certificate) TDLR.texas.gov/driver/drivercourseproviders.htm
- **Copy of driving record** from the office of the Texas Department of Public Safety (www.texas.gov Type 3A – \$12.00)

TIME REQUIREMENT

- You have 90 days from the date of request granted to complete the driving safety course and to return all required evidence to the Canyon Municipal Court.
- It is in your best interest to complete the course and order your driving record in a timely manner due to complications that might arise. Allow three (3) weeks in advance for the driving safety documents to be mailed.

FAIL TO COMPLETE

- Failure to complete the driving safety course and present the evidence to the Canyon Municipal Court within ninety (90) days will result in termination of your right to take the driving safety course to dispose of the charge filed against you in this case.
- This court will then proceed with the prosecution as though you never requested nor were granted the permission to take the driving safety course.
- A warrant of your arrest will be issued on the charge filed against you.
- A show cause hearing will be scheduled, which will require you to meet before the court.
- Late charges will be added to your balance and will be due immediately.

ALL DOCUMENTS ARE DUE IN COURT 90 DAYS FROM DATE JUDGE GRANTS ORDER