

DRIVING SAFETY COURSE QUALIFICATIONS AND INFORMATION

Justice of the Peace, Precinct 4 Matagorda County, Texas

In order for you to be authorized by this Court to complete a driving safety/safety seat/motorcycle safety course for the purpose of having your charge dismissed, you must ensure that you meet each of the qualifications listed below **no later than** your appearance date which listed on your citation. After your appearance date, you will no longer have the option to complete a driving safety course. **ABSOLUTELY NO EXCEPTIONS!**

- 1) The offense had to have occurred in the jurisdiction of this Court (Precinct 4 -Matagorda County)
- 2) Offense had to have involved the operation of a motor vehicle and is defined by:
 - A) Section 472.022 Transportation Code,
 - B) Subtitle C, Title 7, Transportation Code; or
 - C) Section 729.001 (a) (3), Transportation Code
 - other than Speeding 95 miles per hour or more
 - other than Speeding 25 miles per hour or more over the posted speed limit
 - leaving accident without exchanging information or rendering aid
 - passing loading/unloading school bus; or
 - offense in a work zone with construction workers
- 3) Must submit a plea of Guilty or Nolo Contendere (Plea Form provided by the Court)
- 4) Must have a VALID TEXAS driver's license and provide copy to the Court
- 5) Must **not** have a Commercial driver's license
- 6) Must provide proof of auto liability insurance by providing copy of insurance card to Court
- 7) Must **not** be currently enrolled in a driving safety course
- 8) Must **not** have completed a driving safety/motorcycle safety/safety seat course within (12) months preceding the offense date of this citation
- 9) Must complete a written request for authorization to complete a driving safety course and an Affidavit of No Driving Safety Course (provided by the Court)
- 10) Must pay the court cost of \$110.10 (after copies of all documents and affidavit have been received by the Court)

STEP 1) Submit your completed Plea Form, Request/Affidavit of No DSC, copy of your driver's license and copy of your auto insurance card to the court. You may submit these items via email, fax, postal mail or personal delivery. We prefer submission by email.

STEP 2) Submit your payment in the amount of \$110.10 for your court cost by following the instructions listed on the Office Information Sheet provided by our Court. **Do not submit your payment until AFTER the Court has received and verified your Plea Sheet, affidavit and documents.**

STEP 3) Wait to receive your DSC Order and instructions from our Court. You will be provided a list of websites and locations where you may complete your course and also an application to the Texas Department of Public Safety for a certified version of your driving record. You will be responsible for paying your DSC course fee and also a \$10.00 fee to the Texas Department of Public Safety for your driving record. **DO NOT ENROLL IN A COURSE UNTIL YOU HAVE RECEIVED YOUR ORDER FROM OUR COURT.**

From the date of your DSC Court Order, you will have (90) days to complete an online or classroom course, submit your original (signed) completion certificate and a certified version of your driving record to our Court. Failure to comply by your Order by your (90) day due date may result in your offense not being dismissed which would result in your offense being reported as a conviction on your driving record. You would then be responsible for paying the fine amount which was previously suspended during the (90) day period. **Absolutely no exceptions to the due date on your Order.**

Defendant's Request to Complete a Driving Safety Course or Motorcycle Operating Course

THE STATE OF TEXAS
VS.

Cause No. _____

IN THE JUSTICE COURT
PRECINCT 4, PLACE ____

I, _____, Defendant, request to Judge Mark Finlay, Justice of (Defendant's printed name) the Peace for Precinct 4, Matagorda County, Texas, that I be authorized to complete a Driving Safety Course, Motorcycle Safety Course/Safety Seat/Child Safety Seat Course for the purpose of having my charge dismissed.

Defendant's Signature

Affidavit of No Driving Safety Course or Motorcycle Operator Course within 12 Months

Tex. Code Crim. Proc. Ann. Art. 45.0511(b)(2)

Cause No. _____

BEFORE ME, the undersigned official, on this day appeared _____ Affiant, in the above-styled and numbered cause, and being by me duly sworn, upon oath says that Affiant is not currently taking a Driving Safety Course or Motorcycle Operating Course and that Affiant has not completed a Driving Safety or Motorcycle Operator Training Course within the 12 months preceding the date of the offense on his/her citation in the cause number listed above.

Signature of Affiant

SUBSCRIBED AND SWORN TO before me by the said _____ Affiant, on the _____ day of _____, _____, to certify which witnessed my hand and official seal.

Notary Public in and for State of Texas

Notary's Printed Name

Commission Expiration

**Affidavit
(Defendants with no DL - Members of the Military)**

BEFORE ME, the undersigned official, on this day appeared _____ Affiant, in the above-styled and numbered cause, and being by me duly sworn, upon oath says that Affiant is not currently taking a Driving Safety Course or Motorcycle Operating Training Course and that Affiant has not completed a Driving Safety or Motorcycle Operator Training Course within the 12 months preceding the date of the offense. (Required if the Defendant does not have a valid Texas driver's license or permit and is a member, or the spouse or dependent child of a member of the United States military serving on active duty.)

Signature of Affiant

SUBSCRIBED AND SWORN TO before me by the said _____ Affiant, on the _____ day of _____, 20____, to certify which witness my hand and official seal.

Notary Public in and for State of Texas

Notary's Printed Name

Commission Expiration