

INFORMATION ABOUT AND APPLICATION FOR DRIVING SAFETY COURSE

The law requires the court to advise persons charged with certain misdemeanors under Subtitle C, Title 7, Transportation Code and committed while operating a motor vehicle of their right to successfully complete a driving safety course or motorcycle operator training course. To be eligible to apply for the course, you must not have completed an approved driving safety course or motorcycle operator training course within the 12 months preceding the date of the offense and must fully comply with the terms of the **application below**. **The course is not available for dismissal of violations of law relating to insurance, driver's license, license plates, speeding 25 m.p.h. or more over the posted limit, speeding 95 m.p.h. or more, passing a school bus, reckless driving, fleeing a peace officer, failure to stop and give information, failure to stop and render aid, violations occurring in a construction zone when workers were present or other serious traffic violations. You are also not eligible if you are now or were at the time you were cited the holder of a commercial driver's license.** You may qualify for a driving course by mailing the application and affidavit found below, fully completed, by certified mail, return receipt requested to Pasadena Municipal court, P.O. Box 1575, Pasadena, Texas 77501-1575 postmarked on or before the court date on your ticket **OR** by applying in person at the Court's transaction windows. Your application and affidavit must be accompanied by a check or money order in the amount stated in the application, except that cash payment will be accepted when an application is made in person at the Municipal Court. Upon receipt of a completed application, verification of license and insurance information and payment the appropriate fee and costs, you will be sent further instructions by the Court. **DO NOT TAKE THE COURSE UNTIL YOU ARE AUTHORIZED TO DO SO BY THE COURT.** The court costs and fee are not refundable. In addition to the court costs that are due with this application, you will also be responsible to pay the fees charged by the driving school and pay for the cost of your driving record as well. Information regarding how to obtain a driving record will be returned to you by the court. Only a driving safety program approved by the Texas Department of Licensing and Regulation will be accepted by the court. If you complete the driving safety course within the time required and return the certificate together with a copy of your driving record to the court, the charge against you will be dismissed and the court will report to the Department of Public Safety only the completion date of the driving safety course for inclusion in your driving record. If you should fail to present proof of completion of the driving safety course together with a copy of your driving record within the time prescribed, the court will summon you to appear and show cause why a final judgment should not be entered and a conviction reported to the Department of Public Safety. **To request a driving safety course, please complete the application and affidavit found below.**

APPLICATION

DO NOT TAKE THE COURSE UNTIL THIS APPLICATION HAS BEEN APPROVED

Printed Name: _____

Printed Address: _____

Date of Birth: _____ Texas Driver's License: _____ Citation Number: _____

I hereby waive my right to a jury trial, and to discovery, and plead no contest to the charge of _____ and elect to take a driving safety course. I understand that I must:

1. Present to the court a valid **Texas** driver's license or permit unless I am active duty military or a military dependent. **A copy of my driver's license is enclosed;**
2. Present to the court proof of current financial responsibility (automobile liability insurance). **A copy of my proof is enclosed;**
3. Pay court cost of \$130.00 for cases **not in** school zones. Pay \$155.00 for cases **in** school zones. **Payment is enclosed.**

AFTER MY APPLICATION IS APPROVED, I MUST:

4. Return to the court a certified copy of my driving record from the Department of Public Safety showing that I have not completed an approved program within the 12 months preceding the date of the offense. This must be done **within 90 days from the date that the court approves this application; and,**
5. Return to the court a certificate of driving safety course completion from a driving safety program approved by the Texas Department of Licensing and Regulation. This must be done **within 90 days from the date that the court approves this application.**

PLEASE RETURN THE SIGNED CERTIFICATE OF COMPLETION AND DRIVING RECORD TOGETHER.

AFFIDAVIT

I, _____, state under oath that I am not in the process of taking a driving safety course, nor have I completed a course that is not yet reflected on my driver's record as maintained by the Texas Department of Public Safety.

Defendant's Signature

Sworn and Subscribed before me, the undersigned authority on this the ____ day of _____, 20____.

Notary Public