

Driver Safety Course Request and Affidavit

Citation and Defendant Information

Last Name	First Name	Date of Birth	Telephone Number	Email Address
Address: Street number and name	City , State and Zip Code	Citation Number	Violation (Example: Speeding)	

I, the Defendant in the above-entitled cause, do hereby enter my plea of **No Contest**. I acknowledge and waive discovery pursuant to Article 39.14, C.C.P. I waive my right to a jury trial and request under Article 45.0511, Code of Criminal Procedure, to take a Driver Safety Course for dismissal of the Class C Misdemeanor offense noted above.

I understand that I can only make this written request **on or before my appearance date** and I must **meet all eligibility requirements** in order for this request to be granted. I further understand that I must receive the Court’s permission **before** taking the Course.

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

1. a photocopy of my valid **Texas driver’s license**, which is **not revoked/suspended**, and is not a Commercial Driver’s License;
2. a photocopy of valid proof of vehicle liability insurance pursuant to Chapter 601, Transportation code;
3. completed and signed Driver Safety Course Request and Affidavit; and
4. a payment of the court costs and administrative fee: **\$169** for School Zone Offenses or **\$144** for Other Zone Offenses

AFFIDAVIT

I swear or affirm that the following statements are true:

1. I have not taken a Driver Safety Course for the dismissal of a citation within the last 12 months from the offense date of this citation nor I am taking such a course at the time of this request (or if I am on active military duty, or if I am the spouse or dependant child of a member of the United States military forces serving on active duty, that I have not taken a course in another state for the dismissal of a citation within the last months from the offense date of this citation nor I am taking such a course at the time of this request);
2. I was not charged with exceeding the posted speed limit in excess of 24 miles per hour; I was not traveling at a speed greater than or equal to 95 miles per hour;
3. I was not charged with a serious traffic offense, which includes traffic offenses committed in a Construction Zone with workers present.
4. I do not hold a Commercial Driver’s License at this time or held a Commercial Driver’s License at the time of the offense.

If the Court grants this request, I understand that I will have 90 days to successfully complete a Driver Safety Course **or** Specialized Driving Safety Course approved by the Texas Department of Licensing and Regulation or, **if I was charged with an offense while operating a motorcycle**, I must complete a course under the motorcycle operator training and safety program approved by the state agency under Chapter 662 TRC.

If I was charged with a Child Safety Seat Violation, I understand that I must take a 6-hour Specialized Driving Safety Course that includes 4 hours of training related to the effectiveness of child passenger safety seat systems in reducing the harm to children, etc.

If the Court grants this request, I understand that I must file a Driver Safety Course “Court” Certificate of Completion and a Certified Copy of my Driving Record (3-A) as maintained by the Texas Department of Public Safety.

If I have successfully complied with the terms and conditions of the Driver Safety Course, the Court will process this matter for DISMISSAL and a conviction will not be reported.

If I fail to comply with all the terms and conditions set by this Court and/or fail to appear for a Show Cause Hearing for my failure to comply with the requirements of this Court, I understand that Judgment and CONVICTION will be entered against me in this matter. The offense will be reported as required by law. If I fail to pay the judgment entered against me, a Capias Pro Fine Warrant will be issued for my arrest.

I, the Defendant, do hereby waive discovery pursuant to Article 39.14, C.C.P., waive my right to trial, enter my plea of NO CONTEST and swear or affirm to the statements above.

Defendant Signature	Date
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