

CITATION NO. _____

STATE OF TEXAS	*	IN THE MUNICIPAL COURT
Plaintiff	*	
v.	*	OF THE CITY OF TALTY
_____	*	
Defendant	*	KAUFMAN COUNTY, TEXAS

DEFENDANT'S PLEA AND REQUEST FOR A DRIVING SAFETY COURSE

I hereby enter my appearance on the complaint of the offense of _____; by mail (or personally delivered). I understand that I have a right to a jury trial. I hereby waive my right to a jury trial, decline my right to review documents or evidence in my case, PLEAD NO CONTEST, and Elect under Article 45.0511, Code of Criminal Procedure, to take a driving safety course.

I understand that I must present to the Court in person or mail the following with this request:

1. **A valid Texas driver's license** or driver's permit **[CDL HOLDERS ARE NOT ELIGIBLE]** {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** (Automobile liability Insurance) pursuant to Chapter 601, Transportation Code;
3. **Payment in the amount of \$144.00** (a reduced fee from the fine shown on ticket); **[We will accept cash, money order, or check made payable to Talty Municipal Court]**
4. **Defendant's Plea and Request for a Driving Safety Course, and Affidavit;**

I understand that I must:

1. Complete a Driving Safety Course, or motorcycle operator training course, as applicable within the **90 days of this request.**
2. **Submit by the 90th day from this request a Certificate of Completion of a Driving Safety Course,** or verification of course completion of a motorcycle operator training course as evidence that I have completed such a course.
3. **Submit by the 90th day from this request an Affidavit** stating that I am not taking such a course, nor had I completed such a course 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 service on active duty, that I have not taken a course in another state in the preceding 12 months, nor am I taking such a course at the time of this request); and

4. **Submit by the 90th day from this request a certified copy of my Texas Driving Record maintained by the Texas Department of Public Safety. [<http://www.txdps.state.tx.us/>**

I understand that:

1. If I comply with the Court Order granting the taking of a Driving Safety Course {or 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 this 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. At the time of the show cause hearing, the Judge may enter a final adjudication against me and require me to pay the fine in full; and
4. The failure to appear at the show cause hearing will result in a final adjudication being entered against me, and I will be required to pay the fine and any additional costs required by law.

BY SIGNING THIS DOCUMENT, I ATTEST that I have read and understand this document, that I am eligible for the Driving Safety Course, and **I do hereby PLEAD NO CONTEST** to the offense as charged, waived my right to a trial by jury or hearing by the Court, and request the Court to grant my request to take the Driving Safety Course for the citation listed above. You may take a "State Approved" course anywhere in the State of Texas.

DATED: _____

Defendant's Signature

DEFENDANT'S PRINTED NAME

ADDRESS

CITY

STATE

ZIP CODE

TELEPHONE NUMBER: _____ EMAIL ADDRESS: _____

- If request is mailed, Affidavit must be signed and sworn before a Notary Public.
- If request is made at the Talty Municipal Court Office, the Affidavit may be signed and sworn to before the Court Clerk.
 - Incomplete or unsworn request will be returned to you and your request will be delayed.
 - The State fee does not include the cost for the Driving Safety Course.
 - The State fee does not include the cost of obtaining your certified Texas Driving Record.
 - To obtain the required certified copy of your driving record, contact The Texas Department of Public Safety at <http://www.txdps.state.tx.us/>

AFFIDAVIT

I, _____, state under oath that on the date of my request for a Driving safety Course/motorcycle operator training course, in the above-referenced cause, that I was not taking such a course, nor had I completed one within the 12 months preceding the date of my current offense that is not shown on my driving record as maintained by the Texas Department of Public Safety (or as maintained by the State that issued my driver's license – active military duty personnel only).

DEFENDANT'S SIGNATURE

SWORN AND SUBSCRIBED to before me, the undersigned authority on this _____ day of _____ appeared before me and acknowledged their understanding of said request.

NOTARY PUBLIC FOR THE STATE OF TEXAS

[Municipal Court Seal]

Mail the requested documents to:

Talty Municipal Court
9550 Helms Trail, Suite 500
Forney TX 75126

DO NOT SEND BY CERTIFIED MAIL