

JUDGE JAMES COWART
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TO QUALIFY FOR A DEFENSIVE DRIVING COURSE YOU MUST:

1. HOLD A VALID TEXAS DRIVER'S LICENSE CANNOT HAVE A CDL DRIVERS LICENSE.
2. IF YOU ARE ACTIVE MILITARY AND WISH TO TAKE A DEFENSIVE DRIVING COURSE AND YOU QUALIFY YOU MUST SEND A COPY OF YOUR MILITARY ID ALONG WITH YOUR INSURANCE AND COURT COSTS.
2. NOT EXCEED THE SPEED LIMIT MORE THAN 24 MPH IN A PRIVATE VEHICLE.
3. NOT HAVE HAD DEFENSIVE DRIVING IN THE LAST TWELVE MONTHS TO DISMISS A CITATION.
4. MUST SHOW COURT PERSONAL PROOF OF LIABILITY INSURANCE THAT SHOWS YOU LISTED AS AN INSURED DRIVER ON THE DAY YOU RECEIVED YOUR TICKET.

IF THE ABOVE RULES APPLY TO YOU, YOU MAY TAKE THIS COURSE.

1. WRITE A LETTER TO THIS OFFICE BY YOUR ORIGINAL DUE DATE ON THE CITATION REQUESTING DEFENSIVE DRIVING. ALONG WITH THIS LETTER INCLUDE A CASHIER'S CHECK OR MONEY ORDER (**NO PERSONAL CHECKS**) FOR \$105.00 TO COVER COURT COSTS ON YOUR CITATION. THIS FEE IS NON-REFUNDABLE AND MUST BE SENT IN BY THE ABOVE STATED DATE. YOU ALSO MUST INCLUDE PROOF OF LIABILITY INSURANCE WITH THIS LETTER.
2. THE SECOND PAGE OF THIS PACKET IS A FORM TO GET A CERTIFIED COPY OF YOUR DRIVING RECORD. FILL THIS FORM OUT COMPLETELY AND SEND IT TO AUSTIN AT THE ADDRESS THAT IS AT THE TOP OF THE FORM. IF YOU KNOW THIS RECORD WILL RETURN SHOWING YOU HAVE NOT HAD DEFENSIVE DRIVING DURING THE LAST YEAR, GO AHEAD AND TAKE YOUR COURSE.
3. WITHIN YOUR 90 DAY TIME LIMIT, YOU MUST SEND IN A CERTIFICATE SHOWING YOU COMPLETED THE COURSE AND SEND TO AUSTIN TO GET A COPY OF YOUR DRIVING RECORD SENT TO THE COURT. FAILURE TO TURN THIS IN WILL RESULT IN AN ADDITIONAL CHARGE OF \$304.00 BEING ADDED TO YOUR ORIGINAL COST. IF YOU QUALIFY TO TAKE THE DEFENSIVE DRIVING COURSE, YOUR CERTIFICATE OF COMPLETION AND DRIVING RECORD WILL BE DUE IN THIS OFFICE BY 90 DAYS FROM THE ORIGINAL DUE DATE ON YOUR CITATION,

SINCERELY,

JAMES R. COWART
JUSTICE OF THE PEACE, PCT. 5

THE STATE OF TEXAS
vs.

IN JUSTICE COURT
OF SMITH COUNTY
PCT. 5, PLACE 1

DRIVING SAFETY COURSE REQUEST FORM (BY ADULT)

I HEREBY PLEAD (GUILTY) (NO CONTEST) TO THE OFFENSE, A MOVING VIOLATION, AS STATED ON THE ATTACHED CITATION, AND WAIVE A TRIAL BY JURY. I CERTIFY THAT:

I HAVE A VALID TEXAS DRIVER'S LICENSE.

MY DRIVING RECORD AS MAINTAINED BY THE TEXAS DEPARTMENT OF PUBLIC SAFETY DOES NOT INDICATE COMPLETION OF A DRIVING SAFETY COURSE TO OBTAIN DISMISSAL OF A TICKET WITHIN THE ONE YEAR PRECEDING THE DATE OF THIS TICKET.

I AM NOT CHARGED WITH SPEEDING MORE THAN 24 MPH OVER THE POSTED SPEED LIMIT FOR A PRIVATE VEHICLE.

I DO NOT POSSESS A COMMERCIAL DRIVERS LICENSE.

I HAVE ATTACHED PROOF OF FINANCIAL RESPONSIBILITY AS REQUIRED BY SECTION 1A, TEXAS MOTOR VEHICLE SAFETY RESPONSIBILITY ACT.

I UNDERSTAND THAT THE COURT WILL ENTER A JUDGMENT AGAINST ME FOR A FINE AND COSTS TOTALING \$ _____ AND WILL DEFER THE IMPOSITION OF THE JUDGEMENT FOR 90 DAYS TO ALLOW ME TO TAKE THE DRIVING SAFETY COURSE AND FURNISH PROOF OF SUCCESSFUL COMPLETION OF THE COURSE, WHEN THE COURT WILL REMOVE THE JUDGMENT AND DISMISS THE CHARGE. **I UNDERSTAND THAT FAILURE TO COMPLETE THE DEFENSIVE DRIVING COURSE WITHIN THE ALLOTTED TIME WILL RESULT IN THE FINE AMOUNT BEING DOUBLED, AND IF I WAIT UNTIL THE 90 DAY LIMIT HAS EXPIRED A FAILURE TO APPEAR OF \$304.00 WILL BE ADDED TO MY FINE.**

I UNDERSTAND THAT I HAVE 90 DAYS TO RETURN PROOF OF SUCCESSFUL COMPLETION OF A DRIVING SAFETY COURSE APPROVED UNDER THE TEXAS DRIVER AND TRAFFIC SAFETY EDUCATION ACT OR I WILL BE REQUIRED TO PAY THE FINE AND COSTS. I ALSO UNDERSTAND THAT THE COURT MAY ISSUE A CAPIAS PRO FINE STATING THE AMOUNT OF THE JUDGMENT AND SENTENCE WHICH MAY RESULT IN MY BEING ARRESTED AND BROUGHT BEFORE THE COURT.

DEFENDANT'S SIGNATURE

THE STATE OF TEXAS
COUNTY OF SMITH

BEFORE ME, THE UNDERSIGNED AUTHORITY, APPEARED _____
_____, WHO UPON STATED THAT (HE) (SHE) IS NOT IN THE
PROCESS OF TAKING A COURSE UNDER ARTICLE 543.103, TRANSPORTATION CODE
OR ARTICLE 45.011 CCP, AND HAS NOT COMPLETED A COURSE UNDER THAT
SECTION THAT IS NOT YET REFLECTED ON THE DRIVING RECORD.

DEFENDANT

SWORN TO AND SUBSCRIBED BEFORE ME ON _____, .

NOTARY PUBLIC, STATE OF TEXAS

DEFENDANT'S ACKNOWLEDGMENT

I, THE DEFENDANT, UNDERSTAND THAT ON MY PLEA OF (GUILTY) (NO CONTEST), THE COURT WILL ENTER JUDGMENT AGAINST ME ASSESSING A FINE IN THE AMOUNT OF \$_____. I ALSO UNDERSTAND THAT I AM REQUIRED TO PRESENT A UNIFORM CERTIFICATE OF COMPLETION OF THE DRIVING SAFETY COURSE ON OR BEFORE 90 DAYS FROM THE ORIGINAL DUE DATE ON THE CITATION. I HEREBY GIVE MY PROMISE TO COMPLETE THE COURSE AND FURNISH THE REQUIRED EVIDENCE OF COMPLETION OF THE DRIVING SAFETY COURSE WITHIN THE NINETY DAY PERIOD SPECIFIED, THE COURT WILL REQUIRE ME TO APPEAR AT THE TIME AND PLACE SPECIFIED IN A NOTICE MAILED TO ME AT THE ADDRESS APPEARING ON THE CITATION, TO SHOW CAUSE WHY I HAVE NOT PRESENTED EVIDENCE ON COMPLETION OF THE DRIVING SAFETY COURSE. I UNDERSTAND THAT MY FAILURE TO APPEAR AT THE TIME AND PLACE STATED IN THAT NOTICE SHALL CONSTITUTE AN OFFENSE PUNISHABLE BY A FINE OF NOT MORE THAN \$200.00 PLUS COURT COSTS IF I FAIL TO APPEAR, IN ADDITION, THE COURT MAY ISSUE A CAPIAS PROFINE STATING THE AMOUNT OF THE JUDGMENT AND COMMANDING THE SHERIFF OR CONSTABLE TO BRING ME BEFORE THE COURT.

DATE: _____
DEFENDANT

HOME PHONE: _____ ADDRESS: _____
EMPLOYMENT: _____
ADDRESS: _____ WORK PHONE _____
IN CASE OF EMERGENCY NOTIFY: _____