

HOW TO REQUEST DEFERRED DISPOSITION

You are eligible for Deferred Disposition if:

- 1) You did not possess a Commercial Drivers License (CDL) at the time of the offense.
 - 2) You have not participated in any Deferred Disposition program during the past one year (calculated from date of previous dismissal to the date of your current citation) in this Court.
 - 3) You are not currently participating in a Deferred Disposition in any other Court.
 - 4) Your violation was not in a construction/work zone with workers present.
- YOU may NOT be eligible for Deferred Disposition for the following moving violations: Speeding: 25+MPH over limit or traveling 80+MPH. You may request Deferred Disposition for only ONE violation.

If you are 24 or younger you will be required to complete a Driver's Safety Course as a condition of Deferred Disposition.

If you are eligible, you may sign up for Deferred Disposition by sending the following four items to the Court:

- 1) A photo copy of your valid drivers license.
- 2) Required fee – the same amount as the fine amount listed on your ticket or brochure.
- 3) The Deferred Disposition Request form below (completed).
- 4) The Deferred Disposition Affidavit form below (completed and signed by a notary), or appearing at the Court on or before your appearance date.

DEFERRED DISPOSITION REQUEST

"I hereby voluntarily enter a plea of NO CONTEST, waive my right to a jury trial and request Deferred Disposition for ticket #_____. (Only one violation allowed)

Violation Charged: _____

"I understand that the Court will defer further proceedings without entering an adjudication of guilt and place me on probation for a period of 120 days. I understand that during the first 90 days I must not receive any moving traffic violation. If I successfully complete the deferral period without receiving an additional traffic violation the case will be dismissed and will not appear on my record as a conviction."

Signature Street Address

City State Zip Code

Day Time Telephone Number Home Telephone Number

DEFERRED DISPOSITION AFFIDAVIT

"Now comes the Defendant in the above styled and numbered case and requests that he/she be granted Deferred Disposition pursuant to Article 45.051 of the Texas Code of Criminal Procedure, as amended, and that in support of the Defendant's application would show the Court the following:

- 1) I have not been granted Deferred Disposition by this court during the past one year (calculated from the date of previous dismissal to the date of your current citation).
- 2) I am not currently participating in a Deferred Disposition Program in any other Court.

"The foregoing representations are true and correct in all respects, and by signing below I acknowledge the accuracy of the above statements."

Defendant's Signature

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

SEAL

Notary Public in and for the State of Texas

FULL PAYMENT OF THE FEES AND THE ABOVE FORMS PROPERLY COMPLETED MUST BE RECEIVED IN THE COURT OFFICE ON OR BEFORE THE APPEARANCE DATE SHOWN ON THE FRONT OF YOUR CITATION. LATE OR INCOMPLETE REQUESTS WILL BE REJECTED. REQUESTS THAT ARE APPROVED WILL BE MAILED AN INSTRUCTION PACKET TO THE ADDRESS INDICATED ABOVE.

NOTICE

DRIVER'S RESPONSIBILITY PROGRAM

"A conviction of an offense under a traffic law of this state or a political subdivision of this state may result in the assessment on your driver's license of a surcharge under the Driver Responsibility Program."

Chapter 708 of the Transportation Code establishes a Driver's Responsibility System implemented through the Department of Public Safety (DPS). The system is based on points related to traffic convictions. Moving violations will be assessed two points for each non-accident violation and three points for each accident violation. Each year DPS will assess a surcharge on the license of a person who has accumulated six or more points during the preceding 36 month period. The DPS will collect the surcharge and may use automatic license suspension to collect the fee. A "No Insurance" (Failure to Maintain Financial Responsibility) conviction results in a surcharge of \$250.00 per year. A "No Driver's License" conviction results in a surcharge of \$100.00 per year. These surcharges will last three years. If you have questions about the Driver's Responsibility Program contact the DPS.

DO NOT IGNORE YOUR CITATION!

Failure to comply with your written promise to appear constitutes a separate offense and may result in additional fines, costs, and/or warrant(s) being issued for your arrest. If a warrant for your arrest is issued, you will be subject to arrest at your home, place of business or wherever you may be found. **A telephone call does not constitute a lawful appearance!**

Inability to pay this fine is not an excuse for failure to appear in court to answer this charge. Extensions to pay the FINE may be granted at the time of appearance.

If you are convicted of a misdemeanor offense involving violence where you are or were a spouse, intimate partner, parent, or guardian of the victim or are or were involved in another similar relationship with the victim, it may be unlawful for you to possess or purchase a firearm, including a hand gun or long gun, or ammunition, pursuant to federal law under 18 U.S.C. Section 922 (g)(9) or section 46.04(b), Texas Penal Code. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

Updated 7/28/09



Lewisville Municipal Court

1197 West Main Street

P.O. Box 299002

Lewisville, Texas 75029

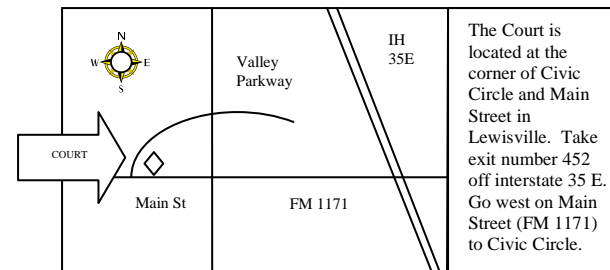
Telephone: (972) 219-3436

Fax: (972) 219-3708

www.cityoflewisville.com

Court offices are open each day from 7:30 a.m. until 4 p.m., Monday through Friday and until 6:30 p.m. each Thursday.

Please wait one week to contact the court about your citation



OPTIONS FOR HANDLING

YOUR TICKET:

Se habla español. Llamar o pasar por nuestra oficina.

OPTION 1 - PLEAD NO CONTEST OR GUILTY AND PAY THE FINE

- A. PAY ON-LINE at www.cityoflewisville.com or by phone at (972) 219-3436 and **select option # 5.**
- B. BY MAIL – Circle the appropriate plea on the reverse side of your ticket and sign your name. Mail the ticket along with your check or money order (made payable to the "City of Lewisville") in the full amount to: Lewisville Municipal Court, 1197 West Main Street, P.O. Box 299002, Lewisville, Texas 75029. Payment must be received on or before the appearance date on your ticket.
- C. IN PERSON at the court office each day between 7:30 a.m. and 4p.m. and until 6:30 p.m. each Thursday. We accept cash, checks, money orders, MasterCard and Visa.

OPTION 2 - REQUEST A COURT HEARING

- A. IN PERSON at the court office during regular business hours.
- B. THROUGH AN ATTORNEY - You have the right to retain your own attorney at your expense. Once an attorney has made an appearance for you, the court will conduct all business through the attorney of record.

Court Hearings **WILL NOT** be scheduled by telephone.

OPTION 3 - REQUEST DRIVING SAFETY COURSE (DSC)

See instructions entitled "How to Request a Driving Safety Course."

OPTION 4 - REQUEST DEFERRED DISPOSITION (PROBATION)

See instructions entitled "How to Request Deferred Disposition".

SPECIAL INSTRUCTIONS FOR JUVENILES

Juveniles (ages 10-16) **MUST APPEAR IN PERSON WITH A PARENT OR LEGAL GUARDIAN** for a court hearing. A hearing date will be scheduled and a notice will be mailed to the address on the front of your citation. A court hearing is also required to request Driving Safety Course or Deferred Disposition. Payments from Juveniles will not be accepted prior to an appearance before the court.

JUVENILES

Pursuant to HB 2319(h): You and your parent have a legal obligation to provide the Court in writing with your current address and residence. The obligation does not end when you reach the age of 17. On or before the seventh day after the date you or your parent changes residence, you or your parent shall notify the Court of the current address by completing a "Juvenile Change of Address" form. A violation of this requirement may result in arrest and is a Class C misdemeanor punishable by fine up to \$500.00. The obligation terminates **only** on **full** discharge and satisfaction of the judgment.

HOW TO REQUEST A DRIVING SAFETY COURSE

You may be eligible to attend a driving safety course or a motorcycle safety course (if you were operating a motorcycle at the time of the citation) for dismissal of your ticket. You can only take a driving safety course for ONE violation.

You are eligible for a Driving Safety Course if:

- 1) You possess a Texas Drivers License;
- 2) You have not completed a Driving Safety Course for ticket dismissal in the previous 12 months (calculated from date of previous completion date to the violation date of your current citation);
- 3) You have current proof of insurance showing you as a covered driver;
- 4) Your violation was not in a construction/work zone with workers present;
- 5) Your citation was for a moving violation.
- 6) If cited for speeding, you're the alleged speed was less than 25mph over the speed limit.
- 7) You do not have a commercial driver's license or permit.

If you are eligible, you may sign up for a Driving Safety Course by sending the following 5 items to the Court:

- 1) Required fees: \$111.00 for Non-School Zone Violations and \$136.00 for School Zone Violations
- 2) A copy of your valid Texas Driver's license (DL).
- 3) A copy of your valid insurance.
- 4) The Driving Safety Course request form below (completed).
- 5) The Driving Safety Course Affidavit form below (completed).

or appearing at the Court (with your DL and Insurance) on or before your appearance date.

DO NOT TAKE THE COURSE BEFORE OBTAINING COURT APPROVAL

DRIVING SAFETY COURSE REQUEST

"I hereby voluntarily enter a plea of NO CONTEST, waive my right to a jury trial and request Driving Safety Course for ticket # #_____. (Only one violation allowed)

Violation Charged: _____

"I understand that the instructions will be mailed to me at the address indicated below."

Signature _____ Street Address _____

City _____ State _____ Zip Code _____

Day Time Telephone Number _____ Home Telephone Number _____

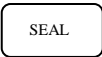
DRIVING SAFETY COURSE AFFIDAVIT

"I, _____, state under oath that I am not in the process of taking a driving safety course under Code of Criminal Procedure Article 45.0511, or a motorcycle operators course nor have I completed a driving safety course under that section or a motorcycle operators course under the mandatory provisions that is not yet reflected on my driver's record as maintained by the Texas Department of Public Safety.

"The foregoing representations are true and correct in all respects, and by signing below acknowledge the accuracy of the above statements."

Defendant's Signature _____

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



Notary Public in and for the State of Texas

FULL PAYMENT OF THE FEES AND THE ABOVE FORMS PROPERLY COMPLETED MUST BE RECEIVED IN THE COURT OFFICE ON OR BEFORE THE APPEARANCE DATE SHOWN ON THE FRONT OF YOUR CITATION. LATE OR INCOMPLETE REQUESTS WILL BE REJECTED. REQUESTS THAT ARE APPROVED WILL BE MAILED AN INSTRUCTION PACKET TO THE ADDRESS INDICATED ABOVE.

SPEEDING VIOLATIONS

Miles over Limit		School Zone	Work Zone	School Zone Work Zone
1	\$107.00	\$266.00	\$113.00	\$406.00
2	113.00	266.00	125.00	406.00
3	119.00	266.00	137.00	406.00
4	125.00	266.00	149.00	406.00
5	131.00	266.00	161.00	406.00
6	137.00	266.00	173.00	406.00
7	143.00	266.00	185.00	406.00
8	149.00	266.00	197.00	406.00
9	155.00	266.00	209.00	406.00
10	161.00	266.00	221.00	406.00
11	167.00	326.00	233.00	526.00
12	173.00	326.00	245.00	526.00
13	179.00	326.00	257.00	526.00
14	185.00	326.00	269.00	526.00
15	191.00	326.00	281.00	526.00
16	197.00	326.00	293.00	526.00
17	203.00	326.00	305.00	526.00
18	209.00	326.00	317.00	526.00
19	215.00	326.00	329.00	526.00
20	221.00	326.00	341.00	526.00
21	227.00	326.00	353.00	526.00
22	233.00	326.00	365.00	526.00
23	239.00	326.00	377.00	526.00
24	245.00	326.00	389.00	526.00
25	251.00	326.00	401.00	526.00
26	257.00	326.00	413.00	526.00
27	263.00	326.00	425.00	526.00
28	269.00	326.00	437.00	526.00
29	275.00	326.00	449.00	526.00
30	281.00	326.00	461.00	526.00
31	287.00	326.00	473.00	526.00
32	293.00	326.00	485.00	526.00
33	299.00	326.00	497.00	526.00
34 +	301.00	326.00	501.00	526.00

ORDINANCE VIOLATIONS

ACCUMULATED WEEDS	\$168.00
ASSAULT (PHYSICAL CONTACT)	\$318.00
CRIMINAL MISCHIEF	\$268.00
DISORDERLY CONDUCT	\$168.00
LITTERING	\$268.00
POSSESSION OF DRUG PARAPHERNALIA	\$268.00
PUBLIC NUISANCE (ANIMAL NOISE)	\$168.00
SALE TOBACCO PRODUCTS TO MINOR	\$268.00
STRAY ANIMALS/ANIMAL AT LARGE	\$168.00
THEFT UNDER \$50.00	\$268.00
UNATTENDED CHILD IN VEHICLE	\$318.00
UNSIGHTLY MATTER (1 ST OFFENSE)	\$168.00
UNSIGHTLY MATTER (2 ND OFFENSE)	\$265.00
UNSIGHTLY MATTER (3 RD OFFENSE)	\$313.00

PARKING VIOLATIONS

Defendant must send a copy of the citation and drivers license with the payment.

FAIL TO DISPLAY PARKING FEE RECEIPT	\$ 41.00
FIRE LANE	\$118.00
HANDICAPPED SPACE/BLOCKING ACCESS RAMP	\$266.00
PARKED ON SURFACE W/O BORDER/GRASS	\$ 66.00
PARK VEHICLE IN AREA FOR BOAT TRAILERS ONLY	\$ 68.00
PARKED WRONG SIDE OF STREET	\$ 99.00

FINE SCHEDULE

These fines are acceptable by the court prior to the initial answer date on the citation. All fines and costs are subject to change.

TRAFFIC VIOLATIONS

(All Accidents - ADD \$75.00)

BACKED WITHOUT SAFETY	\$151.00
CHANGED LANES WHEN UNSAFE	\$201.00
CUT ACROSS DRIVEWAY TO MAKE TURN	\$201.00
DISREGARD OFFICIAL TRAFFIC CONTROL DEVICE	\$201.00
DISREGARD POLICE OFFICER	\$251.00
DISREGARD SCHOOL CROSSING GUARD	\$276.00
DRIVING WHILE LICENSE INVALID	\$258.00
DROVE FROM/ONTO CONTROLLED ACCESS HWY	\$201.00
DROVE ON SHOULDER WHERE PROHIBITED	\$201.00
DROVE ON WRONG SIDE – DIVIDED HIGHWAY	\$251.00
DROVE WITHOUT LIGHTS WHEN REQUIRED	\$201.00
DROVE WRONG WAY ON ONE WAY ROADWAY	\$251.00
FAIL TO CONTROL SPEED	\$176.00
FAIL TO DECREASE SPEED/PASSING EMER VEHICLE	\$301.00
FAIL TO DRIVE IN SINGLE LANE	\$151.00
FAIL TO OBTAIN TX DL – NEW RESIDENT	\$118.00
FAIL TO SIGNAL LANE CHANGE	\$151.00
FAIL TO STOP FOR SCHOOL BUS	\$326.00
FAIL TO VACATE LANE CLOSEST TO EMR VEHICLE	\$301.00
FAIL TO YIELD RIGHT OF WAY	\$201.00
FAIL TO YIELD TO EMERGENCY VEHICLE	\$301.00
FOLLOWING DISTANCE	\$201.00
JUNKED VEHICLE – PUBLIC NUISANCE	\$163.00
NO DRIVERS LICENSE	\$187.00
NO MOTORCYCLE OPERATORS LICENSE	\$187.00
NO SEAT BELT (DRIVER OR ADULT PASSENGER)	\$151.00
OPERATE MOTOR VEHICLE W/O PLATES	\$168.00
PERMIT UNLICENSED MINOR/OPERATOR TO DRIVE	\$168.00
RACING	\$301.00
RAN RED LIGHT	\$201.00
RAN STOP SIGN	\$201.00
SEAT BELT VIOLATION	\$151.00
TURNED RIGHT AT INTERSECTION	\$176.00
TURNED RIGHT TOO WIDE	\$176.00
TURNED WHEN UNSAFE	\$201.00
UNSECURED CHILD/SAFETY SEAT VIOLATION	\$201.00
UNSAFE SPEED	\$176.00
VIOLATE DRIVERS LICENSE RESTRICTION	\$143.00

COMMERCIAL VEHICLE VIOLATIONS

CVE-AUDIBLE AIR LEAK (TIRE/OTHER CONNECTION)	\$268.00
CVE-DEFECTIVE VEHICLE LAMPS/MISC	\$168.00
CVE-DEFECTIVE TIRE (TREAD TOO THIN) ALL TIRES	\$318.00
CVE-DROVE OVER ALLOWED HOURS	\$250.00
CVE-FAIL TO DISPLAY CAB CARD	\$218.00
CVE-FAIL TO DISPLAY DL	\$118.00
CVE-FAIL TO SECURE LOAD OR EQUIPMENT	\$318.00
CVE-FIRE EXTINGUISHER VIOLATION	\$168.00
CVE-IMPROPER ID MARKINGS/WRONG DOT #	\$168.00
CVE-LOAD UNSECURE – BLOWING/SPILLING	\$218.00
CVE-NO CMV TRAILER REGISTRATION/EXPIRED	\$168.00
CVE-NO CMV (DOT) EXP INSPECTION CERTIFICATE	\$168.00
CVE-NO COMMERCIAL DL (1 ST OFFENSE)	\$268.00
CVE-NO COMMERCIAL DL (SUBSEQUENT OFFENSE)	\$418.00
CVE-NO LICENSE RECPT/NO REGISTRATION IN VEH	\$168.00
CVE-NO MEDICAL CERTIFICATE IN POSSESSION	\$168.00
CVE-NO OPERATING AUTHORITY (INTER/INTRA)	\$318.00
CVE-NO/DEFECTIVE BRAKES	\$318.00
CVE-NO/DEFECTIVE/LOOSE TIE DOWNS	\$368.00
CVE-OVER GROSS WEIGHT (1-5k)	\$218.00
CVE-OVER GROSS WEIGHT (5k-10k LBS)	\$468.00
CVE-OVER GROSS WEIGHT (10k+ LBS)	\$818.00
CVE-OVER GROSS WEIGHT (SUBSEQUENT UP TO 5k)	\$368.00
CVE-OVER GROSS WEIGHT (SUBSEQUENT 5k-10k)	\$868.00
CVE-OVER GROSS WEIGHT (SUBSEQUENT 10k+)	\$1568.00
CVE-OVER GROSS WEIGHT (CEMENT TRUCK)	\$268.00
CVE-OVERWIDTH	\$318.00
CVE-STEERING SYSTEM WORN/MISSING	\$318.00
CVE-VIOLATE ROUTE PERMIT	\$250.00

COMPLIANCE VIOLATIONS

EXPIRED INSPECTION CERTIFICATE

The violation may be dismissed if, the vehicle was inspected before the first court appearance date, sufficient proof is submitted to the court, **the inspection certificate was not expired for more than 60 days**, and a \$20.00 dismissal fee is paid.

Or pay the fine of \$151.00

EXPIRED REGISTRATION

The violation may be dismissed if, the vehicle was registered before the first court appearance date, sufficient proof is submitted to the court, **the penalty fee was paid to the tax assessor office**, and a \$20.00 dismissal fee is paid.

Or pay the fine of \$118.00

EXPIRED DRIVERS LICENSE

The violation may be dismissed if, before the first court appearance date, sufficient proof is submitted to the court, and a \$20.00 dismissal fee is paid.

Or pay the fine of \$143.00

FAILURE TO DISPLAY LICENSE TO PEACE OFFICER

The violation may be dismissed, if sufficient proof of a **valid license on the date of the citation** is presented to the court on or before your appearance date.

Or pay the fine of \$118.00

FAIL TO CHANGE NAME/ADDRESS ON DL

The violation may be dismissed, if sufficient proof is presented to the court on or before your appearance date and a \$20.00 dismissal fee is paid.

Or pay the fine of \$118.00

FINANCIAL RESPONSIBILITY OFFENSES (Insurance)

NO INSURANCE/FMFR

The violation may be dismissed, if sufficient proof of a **valid insurance policy on the date and at the time of the citation** is presented to the court on or before your appearance date and after verification from the insurance company. All insurance documents will be verified for validity on the day and time of the alleged violation.

Fine

FMFR	\$293.00
FMFR-Subsequent conviction	\$433.00