

CITATION NO. _____

REQUEST AND AFFIDAVIT FOR A DRIVING SAFETY COURSE (Art. 45.0511(b), CCP)

STATE OF TEXAS

§

IN THE KILLEEN MUNICIPAL

VS.

§

COURT OF RECORD

BELL COUNTY, TEXAS

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

1. A valid, non-commercial, Texas driver’s license or permit; **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 pursuant to Chapter 601, Transportation Code (automobile liability insurance);
3. payment in the amount of \$124.10 **or if the offense occurred in a school zone \$159.10**; this amount includes court costs and all administrative fees assessed.
4. I understand that I do not qualify to request the driver’s safety course for dismissal of a citation if:
 - I hold a commercial driver’s license or held a commercial driver’s license on the date of offense;
 - Committed an offense in a construction zone;
 - Speed over 25 miles over the posted speed;
 - Speeding 95 mph;
 - Passing a school bus;
 - Failed to stop and give information;
 - Failed to Yield Right of Way violation that involved an accident with bodily injury.

I understand that within 90 days of the Court granting this request, I must submit to the Court:

1. A uniform certificate of course completion of a:
 - a. If operating a car/truck at the time of violation: a DRIVING SAFETY COURSE – Courses must be approved by the Texas Department of Licensing and Regulation. Approved courses can be found at <https://www.tdlr.texas.gov/DESSearch>
 - b. If operating a motorcycle at the time of the violation: a MOTORCYCLE OPERATOR’S TRAINING COURSE – Classes must be approved by the Department of Public Safety (DPS). You can contact DPS at 512-424-2021 or online at <http://www.dps.texas.gov/msb/msbcontact.htm>
2. A copy of my driving record (Type 3A) as maintained by the Texas Department of Public Safety. **Driving records must be requested online at <https://www.dps.texas.gov/DriverLicense/driverrecords.htm>** or by writing to Texas Department of Public Safety, Driver Records Bureau, P.O. Box 149246, Austin, TX 78714. If assistance is needed in obtaining a driving record, call the DPS at 512-424-2032.
3. This affidavit signed, sworn to, and notarized.

I elect under Art. 45.0511, CCP, to take a driving safety course. I hereby enter my appearance to the offense of _____. I understand that I have the right to a jury trial, and hereby waive my right to a jury trial and plead (select one):

NO CONTEST

GUILTY

I understand that if I comply with the court order granting the taking of a course and submit all the required evidence as ordered, the Court will dismiss this case and report to the Texas Department of Public Safety the date that the course was completed for inclusion into my driving record. I understand that failure to comply with the court order will result in a mandatory show cause hearing being set to show cause as to why the requirements were not met. I also understand that failure to appear at the show cause hearing may result in a conviction being entered and reported to the Texas Department of Public Safety, the remaining fine and court costs will be due, the case may be reported to a private collections agency and a warrant may be issued for my arrest.

I state under oath that on the date of my request for a driving safety course/motorcycle operator training course (as applicable) in the above numbered 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 for the dismissal of a citation (or as maintained by the state that issued my driver’s license – active military personnel, spouse of, or child of active military personnel only).

Defendant or Attorney Signature

Date

BEFORE ME, the undersigned authority, on this day personally appeared known to me to be the person whose name is subscribed to the above statement, and after being sworn by me, duly stated that the statements contained herein are true and correct to the best of their knowledge.

Subscribed and sworn to before me on _____

NOTARY PUBLIC/COURT CLERK



KILLEEN MUNICIPAL COURT
INFORMATION SHEET



Name /Nombre: _____

Address/Direccion: _____ City _____ State _____ Zip _____

Email address/Correo Electronico: _____

(providing an email address authorizes court correspondence to be sent electronically)

Telephone Number/Numero de Telephone: _____ Cell/Numero de Celular: _____

Driver's License/Numero de Licencia # _____ State/Estado: _____

Date of Birth/Fecha de Nacimiento: _____

Employer/Empleo: _____

Employers/Business Address/Direccion de Empleo: _____

Employer/Business Telephone Number/Numero de Telefono de su Empleo o Negocio: _____

Reference(s): Name, address and telephone number of a person not living with you :

(Referencias personales: Nombre, direcciones y numeros de telefono que no viven con usted)

I ATTEST THAT THE INFORMATION CONTAINED IN THIS DOCUMENT IS TRUE AND CORRECT:
(ATESTIGUO QUE LA INFORMACION CONTENIDA EN ESTE DOCUMENTO ES VERDADERA Y CORRECTA)

AFFIANT
(el declarante)

Sworn to (affirmed) and subscribed before me this/ Jurado (afirmar) y suscrito delante de mi este _____ day (dia)
_____, _____ for (por) _____ (name of
signer/nombre del firmante).

NOTARY PUBLIC // DEPUTY CLERK OF THE MUNICIPAL COURT
Público del notario//SECRETARIO ADJUNTO DE LA CORTE MUNICIPAL
City of Killeen, State of Texas
Ciudad de Killeen, Estado de Texas

Government issued photo identification must be presented. Texas driver's license is protected from public disclosure under confidentiality laws for the State of Texas. (Se debe presentar una identificación con foto emitida por el gobierno. Licencia de Texas está protegido contra la revelación pública bajo las leyes de confidencialidad para el estado de Texas.)