



A light gray icon of a pair of scales of justice, centered on the page. The scales have two pans hanging from a central beam, and a vertical post with a decorative top. The text is overlaid on the scales.

DEFERRED PROCEEDINGS

DEFERRED PROCEEDINGS

Table of Contents

Deferred Disposition

 Deferred Disposition Order.....	106
 Deferred Disposition Order: Defendant Under Age 25 - Moving Violation.....	108
Deferred Disposition: Notice to Defendant to Show Cause.....	110
Deferred Disposition: Extension of Deferral Period.....	111
Judgment: Final Disposition of Deferred Disposition	112

Driving Safety Course

DSC Warning Sign.....	113
Request for a Driving Safety Course.....	114
Affidavit for a Driving Safety Course.....	115
Judgment: Driving Safety Course Granted	116
Driving Safety Course: Notice to Defendant to Show Cause	117
Driving Safety Course: Extension of Time to Present Evidence of Completion.....	118
Judgment: Final Disposition of Driving Safety Course	119

Teen Court

Teen Court Request/Agreement	120
Teen Court Order.....	121
Teen Court Jury Instructions	122
Teen Court Community Service Referral.....	124

Chemically Dependent Person Order	125
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CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER DEFERRING FURTHER PROCEEDINGS

The Court finds that _____, Defendant, [was found guilty (before the Court) (by a jury) of] [pled (guilty)(no contest) to] the offense of _____ on the ___ day of _____, 20 __, and that the punishment has been set at a fine of \$ _____ and court costs.

Court costs in the amount of \$ _____ are hereby **ORDERED** to be:

- paid immediately
 - paid through installments of \$ _____ per _____ (time period)
 - discharged through community service of _____ hours to be performed at _____
 - discharged by attending _____ hours of a tutoring program
- (If a combination thereof, check all applicable boxes.)

Under the authority of Article 45.051, Code of Criminal Procedure, the Court defers further proceedings without entering an adjudication of guilt until the ___ day of _____, 20 __.

DEFERRAL PERIOD: _____, 20 __ until _____, 20 __ (not to exceed 180 days).

CONDITIONS OF DEFERRED DISPOSITION

DEFENDANT SHALL:

- 1. Pay a fine in the amount of \$ _____ (not to exceed the amount of the fine that could be imposed). The fine shall be collected by _____ (any date before the date on which the period of probation ends).
- 2. Post bond in the amount of \$ _____ to secure payment of the fine.
- 3. Pay restitution to _____ (victim of the offense) in the amount of \$ _____ (not to exceed the fine assessed).
- 4. Submit to professional counseling as follows: _____
- 5. Submit to diagnostic testing for alcohol, a controlled substance, or drug as follows: _____
- 6. Submit to a psychosocial assessment as follows: _____
- 7. Successfully complete an alcohol or drug abuse treatment or education program as follows: _____
- 8. Pay the costs of diagnostic testing, psychosocial assessment, or a treatment or education program, as follows: _____
- 9. Complete a driving safety course approved under Ch. 1001, Education Code.
- 10. Complete the following course: _____
- 11. Perform _____ hours community service at: _____
- 12. Submit proof of financial responsibility as required by law to the Court at the termination of the deferral period; said proof showing that Defendant kept in force financial responsibility during the entire deferral period.
- 13. Other: _____
- 14. Present to the Court satisfactory evidence of complying with each requirement and reasonable condition imposed by the Judge.

Violation of any of the above noted conditions shall constitute a violation of this agreement.

DEFERRED DISPOSITION ORDER (Art. 45.051, C.C.P.) (Page 2 of 2)

If Defendant successfully complies with the conditions of this agreement, then this case shall be **DISMISSED** by the Court and shall **NOT** be reported as a conviction. Failure to comply shall cause this case to result in a **CONVICTION**, payment of the fine of \$ _____ owed, and the conviction will be reported as required by law.

A copy of this Order was delivered to the Defendant on this date.

Received, agreed to, and signed this the ____ day of _____, 20 ____.

Defendant's Signature

(municipal court seal)

Judge, Municipal Court
City of _____

County, Texas

Editor's Note: This order is inapplicable to defendants younger than age 25 accused of a traffic offense classified as a moving violation. See *Deferred Disposition Order: Defendant Under 25 – Moving Violation* on next page

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER DEFERRING FURTHER PROCEEDINGS

THE COURT FINDS THAT:

1. _____, a Defendant younger than 25 years of age, [was found guilty (before the Court)(by a jury) of] [pled (guilty)(no contest) to] the offense of _____, a traffic offense classified as a moving violation on the ___ day of _____, 20__.
2. The punishment has been set at a fine of \$ _____ and court costs.
3. Court costs in the amount of \$ _____ are hereby ordered to be:
 - paid immediately
 - paid through installments of \$ _____ per _____ (time period)
 - discharged through community service of _____ hours to be performed at _____
 - discharged by attending _____ hours of a tutoring program (if Defendant is under 17 years of age and the offense occurred in a building or on the grounds of the Defendant's school)
 - or a combination thereof.

Under the authority of Article 45.051, Code of Criminal Procedure, the Court defers further proceedings without entering an adjudication of guilt until the ___ day of _____, 20__.

DEFERRAL PERIOD: _____, 20__ until _____, 20__ (not to exceed 180 days).

STATE-MANDATED CONDITIONS:

Pursuant to Article 45.051(b-1)(2), Code of Criminal Procedure, the Defendant is ordered to complete a driving safety course approved under Ch. 1001, Education Code.

Check only if applicable: Pursuant to Art. 45.051(b-1)(3), C.C.P., the Defendant, who holds a provisional driver's license, is ordered to submit to a driver's license examination as required by Section 521.161(b)(2), Transportation Code, regardless of whether the defendant was previously examined, and pay a \$10 reimbursement fee to the Department of Public Safety.

ADDITIONALLY, THE COURT ORDERS THAT THE DEFENDANT SHALL:

- 1. Pay a fine in the amount of \$ _____ (not to exceed the amount of the fine that could be imposed). The fine shall be collected by _____ (any date before the date on which the period of probation ends).
- 2. Post bond in the amount of \$ _____ to secure payment of the fine.
- 3. Pay restitution to _____ (victim of the offense) in the amount of \$ _____ (not to exceed the fine assessed).
- 4. Submit to professional counseling as follows: _____
- 5. Submit to diagnostic testing for alcohol, a controlled substance, or drug as follows: _____
- 6. Submit to a psychosocial assessment as follows: _____
- 7. Successfully complete an alcohol or drug abuse treatment or education program, such as a drug education program approved by the Department of State Health Services in accordance with Section 521.374, Transportation Code, or an alcohol awareness program described by Section 106.115, Alcoholic Beverage Code as follows: _____
- 8. Pay the costs of diagnostic testing, psychosocial assessment, or a treatment or education program, as follows: _____
- 9. Perform _____ hours community service at: _____
- 10. Submit proof of financial responsibility as required by law to the Court at the termination of the deferral period; said proof showing that Defendant kept in force financial responsibility during the entire deferral period.
- 11. Other: _____
- 12. Present to the Court satisfactory evidence of complying with each requirement and reasonable condition imposed by the Judge.

Violation of any of the above noted conditions shall constitute a violation of this agreement.

If Defendant successfully complies with the conditions of this agreement, then this case shall be **DISMISSED** by the Court and shall **NOT** be reported as a conviction. Failure to comply shall cause this case to result in a **CONVICTION**, payment of the fine of \$_____ owed, and the conviction will be reported as required by law.

A copy of this Order was delivered to the Defendant on this date.

Received, agreed to, and signed this the ____ day of _____, 20____.

Defendant's Signature

(municipal court seal)

Judge, Municipal Court
City of _____

County, Texas

Editor's Note: Effective September 1, 2021, under Art. 45.041(b-6), C.C.P., a justice of the peace or municipal judge may not require a defendant who is under the conservatorship of the Department of Family and Protective Services, or in extended foster care, to pay any amount of a fine and costs imposed by the justice or judge. The justice or judge is authorized to require the defendant to perform community service in lieu of the payment of fine and costs as appropriate. (H.B. 80, 87th Legislature (2021)).

DEFERRED DISPOSITION: NOTICE TO DEFENDANT TO SHOW CAUSE (Art. 45.051, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER TO SHOW CAUSE

Name: _____ Offense: _____

Address: _____

You are hereby ordered to appear before the _____ Municipal Court at _____ o'clock ____m., on the _____ day of _____, 20____, to show cause why you failed to comply with the Court's order in this case by _____, 20 ____.

Failure to appear on this date and time will result in a conviction and a judgment of \$ _____ being entered against you based on the punishment set when you were granted deferred disposition.

(municipal court seal)

Judge, Municipal Court

City of _____

_____ County, Texas

Date: _____

DEFERRED DISPOSITION: EXTENSION OF DEFERRAL PERIOD (Art. 45.051(c-2), C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER GRANTING EXTENSION OF DEFERRAL PERIOD

The Court finds that _____, Defendant, was granted a deferral of final disposition under Article 45.051, Code of Criminal Procedure for the offense of _____, said deferral period beginning on the _____ day of _____, 20____ and ending on the _____ day of _____, 20____.

On this, the _____ day of _____, 20____, the Defendant appeared before me, the undersigned judge, and showed good cause for (his)(her) failure to present satisfactory evidence of compliance with the orders imposed in the Order Deferring Further Proceedings entered in this cause. Pursuant to Section 45.051(c-2), Code of Criminal Procedure, it is hereby **Ordered** that the Defendant be granted an additional period during which the Defendant may present to this Court evidence of the Defendant's compliance with the Order Deferring Further Proceedings. This additional period will expire on the _____ day of _____, 20____, at which time, if the Defendant has failed to comply with the orders, conviction will be entered against the Defendant.

Judge, Municipal Court Date

(municipal court seal)

City of _____

_____ County, Texas

Editor's Note: Article 45.051(c-2) of the Code of Criminal Procedure does not provide a maximum amount of time for which the judge may grant an extension for a deferred disposition.

JUDGMENT: FINAL DISPOSITION OF DEFERRED DISPOSITION (Art. 45.051, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

JUDGMENT

On this the ____ day of _____, 20____, in the above numbered and entitled cause:

- It is **Ordered** that the cause is dismissed, and there be no final conviction, on the grounds that the Defendant presented evidence of successful completion of the terms of the deferred disposition.
- It is **Ordered** that the cash bond to secure payment of the fine posted by Defendant in the amount of \$ _____ shall be refunded.
- It is **Ordered** that, as the Defendant has failed to comply with the terms of the deferred disposition, final conviction is entered and the Defendant is **Ordered** to pay the fine assessed in the amount of \$ _____ and all unpaid court costs in the amount of \$ _____
 - immediately.
 - by _____ [enter later date].
 - at designated intervals (see attached Installment Agreement Order incorporated as part of this judgment).
 - It is **Ordered** that the cash bond posted by the Defendant is forfeited to pay the fine assessed.
 - It is **Ordered** that any fine paid during the deferral period by the Defendant be credited toward the payment of the fine amount hereby imposed.

(municipal court seal)

Judge, Municipal Court

Date

City of

County, Texas

Editor's Note: The judge may impose a lesser fine than the fine assessed in the Order granting deferred unless the defendant is under the age of 25 and was charged with a moving violation offense. In that case, the amount of the fine may not be less than the fine assessed when the defendant was granted the deferred disposition. Art. 45.051(d)-(d-1), C.C.P.

You may be able to require that this charge be dismissed by successfully completing a driving safety course or a motorcycle operator training course. You will lose that right if, on or before your appearance date, you do not provide the Court with notice of your request to take the course.

**Article 45.0511(q),
Code of Criminal Procedure**

REQUEST FOR A DRIVING SAFETY COURSE (Art. 45.0511(b), C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS	§	IN THE MUNICIPAL COURT
VS.	§	CITY OF _____
_____	§	_____ COUNTY, TEXAS

DEFENDANT’S REQUEST FOR A DRIVING SAFETY COURSE

I hereby enter my appearance on the complaint of the offense of: _____ (in person)(by counsel)(by certified mail). I understand that I have a right to a jury trial. I hereby waive my right to a jury trial, plead (guilty)(no contest), and elect under Article 45.0511, Code of Criminal Procedure, to take a driving safety course.

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

1. A valid 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 of court costs; and
4. Payment of a \$_____ nonrefundable reimbursement fee (*not to exceed \$10*).

I understand that I must:

1. Complete a driving safety course or motorcycle operator training course as applicable within 90 days of this request;
2. Submit by the 90th day from this request a uniform certificate of course completion of a driving safety course or a 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 that I was not taking such a course nor had I completed one 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 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 in the preceding 12 months nor am 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 driving record as maintained by the Texas Department of Public Safety.

I understand that:

1. If I comply with the court order granting the taking of a driving safety/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 the 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. The judge may at the show cause hearing enter a final adjudication against me and require me to pay the fine; and
4. The failure to appear at the show cause hearing will result in a final adjudication being entered against me, and that I will be required to pay the fine and any additional costs required by law.

I ATTEST THAT I HAVE READ THIS DOCUMENT.

Defendant's Signature Date

Defendant’s Attorney (if applicable) Date

AFFIDAVIT FOR A DRIVING SAFETY COURSE (Art. 45.0511(c)(3), C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

AFFIDAVIT

I, _____, state under oath that on the date of my request for a driving safety course/motorcycle operator training course 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 (or as maintained by the state that issued my driver's license - active military duty personnel only).

Defendant's Signature

Sworn and subscribed before me, the undersigned authority on this the ____ day of _____, 20 ____.

(municipal court seal)

(Judge)(Court Clerk)(Deputy Court Clerk)
(Notary Public in and for the State of Texas)

Editor's Note: Required to be filed within 90 days of the request for a driving safety course/motorcycle operator training course.

JUDGMENT: DRIVING SAFETY COURSE GRANTED (Art. 45.0511, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ **COUNTY, TEXAS**

INTERIM JUDGMENT

On this the ____ day of _____, 20 __, the Defendant in the above numbered and entitled cause appeared (by attorney) (in person) (by mail), entered a plea of (guilty) (no contest), and waived a jury trial or any trial; and the Court finds the Defendant guilty of the offense of _____. The Defendant, having been found guilty, is assessed a fine of \$ _____ plus any and all costs required to be paid.

The Defendant elected to take a driving safety course, and the Court finds that the Defendant meets the requirements for taking a driving safety course. The imposition of this judgment is hereby deferred for a period of 90 days and the Defendant is hereby granted the right to take a (driving safety course) (motorcycle operator training course). The Defendant is ordered to pay immediately all court costs and fees required by statute or ordinance in the amount of \$ _____.

The Defendant is required to complete the course and present evidence (a uniform certificate of completion of the driving safety course) (a verification of completion of the motorcycle operator training course) to this Court by _____, 20 __. Furthermore, when presenting evidence of course completion, the Defendant is ordered to present a certified copy of the Defendant's driving record as maintained by the Texas Department of Public Safety (or if the Defendant is on active military duty or is the spouse or dependent child of a member of the United States military forces on active military duty, an affidavit under Art. 45.0511(c)(4), C.C.P.), showing that the Defendant has not completed an approved driving safety course or motorcycle operator training course, as applicable, within the 12 months preceding the date of the offense, and an affidavit stating that the Defendant was not taking a driving safety course or motorcycle operator training course, as applicable, under Article 45.0511, Code of Criminal Procedure, on the date of the request to take this course and has not completed such a course that is not shown on the Defendant's driving record within the 12 months preceding the date of the offense.

(municipal court seal)

Judge, Municipal Court

Date

City of _____

_____ County, Texas

DRIVING SAFETY COURSE: NOTICE TO DEFENDANT TO SHOW CAUSE (Art. 45.0511, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ **COUNTY, TEXAS**

ORDER TO SHOW CAUSE

Name: _____ Offense: _____

Address: _____

You are hereby ordered to appear before the _____ Municipal Court at _____ o'clock ____m., on the _____ day of _____, 20____, to show cause why you failed to comply with the Court's order in this case by _____, 20____.

Failure to appear on this date and time will result in a judgment of \$ _____ being entered against you based on the punishment set when you were granted your request for a driving safety course.

(municipal court seal)

Judge, Municipal Court

City of _____

_____ County, Texas

Date: _____

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER GRANTING EXTENSION OF TIME

The Court finds that _____, Defendant, was granted a deferral of imposition of judgment under Article 45.0511, Code of Criminal Procedure, for the offense of _____, to allow to Defendant to complete a driving safety course or motorcycle operator training course. The Defendant was ordered to complete the course and present evidence of successful completion to this Court by the ____ day of _____, 20 ____.

On this, the ____ day of _____, 20____, the Defendant appeared before me, the undersigned judge, and showed good cause for (his)(her) failure to furnish this evidence to the Court. Pursuant to Section 45.0511(k), Code of Criminal Procedure, it is hereby **Ordered** that the Defendant be granted an extension of time during which the Defendant may present to this Court a (uniform certificate of course completion as evidence that the Defendant successfully completed the driving safety course) (verification of course completion as evidence that the Defendant successfully completed the motorcycle operator training course). Defendant must present this evidence by the ____ day of _____, 20____, at which time, if the Defendant has failed to present such evidence, conviction will be entered against the Defendant.

Judge, Municipal Court

Date

(municipal court seal)

City of _____

County, Texas

JUDGMENT: FINAL DISPOSITION OF DRIVING SAFETY COURSE (Art. 45.0511, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ **COUNTY, TEXAS**

FINAL JUDGMENT

On this the ____ day of _____, 20 __, on the above numbered and entitled cause:

- The judgment is **Ordered** removed and the case dismissed on the grounds that the Defendant presented evidence of successful completion of a (driving safety course) (motorcycle operator training course) and a certified copy of the Defendant's driving record, if applicable, from the Texas Department of Public Safety, and the required affidavit under Article 45.0511(c)(3) or 45.0511(c)(4), Code of Criminal Procedure.
- The Defendant, having not complied with the Court's order set forth above, having been given notice of a show cause hearing, and having failed to show good cause why he/she failed to comply with the Court's order, is **Ordered** to pay the fine assessed in the amount of \$ _____.
 - immediately.
 - by _____.
 - at designated intervals (see attached Installment Agreement Order incorporated as part of this judgment).

Judge, Municipal Court

Date

(municipal court seal)

City of _____

_____ County, Texas

TEEN COURT REQUEST/AGREEMENT (Art. 45.052, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

I hereby acknowledge that in order to attend the Teen Court program in lieu of a conviction being entered on my criminal record or driving record, I must satisfy the following conditions:

1. I am under the age of 18 or enrolled full-time in an accredited secondary school in a program leading toward a high school diploma.
2. I have not successfully completed a Teen Court program in the year preceding the date that the alleged offense occurred.
3. I understand that I have _____ (a period not to exceed 180 days) calendar days from today's date to complete the program. No extensions can or will be granted.
4. I am responsible for returning to this Court a copy of the **certificate of completion** showing that I have completed the Teen Court program within 90 days from the date of my Teen Court hearing or prior to the end of the deferral period, whichever is earlier.
5. I understand that non-compliance with any portion of this request may result in the Court's issuing a warrant for my arrest and will result in the fine becoming due.
6. I understand that the Teen Court may charge non-refundable reimbursement fees, not to exceed \$20 (\$40 in cities in the Texas-Louisiana border region), for the course in addition to any other costs owed.

Name

Offense

Address

Date of Offense

Date of Birth

Age

School Attending

Home Telephone

Parent's or Legal Guardian's Work Telephone

Today's Date

Completion Date

Signed this the ____ day of _____, 20__.

Defendant's Signature

Judge, Municipal Court

Parent's or Legal Guardian's Signature

City of _____

_____ County, Texas

(municipal court seal)

You are responsible for ensuring that the Court receives your Teen Court certificate of completion. If you have any questions about these requirements, contact the Court at (____) _____.

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER DEFERRING FURTHER PROCEEDINGS

The Court finds that the Defendant, _____, has pled (guilty) (no contest) to the offense of _____ and orders that punishment be set at a fine of \$_____.

However, the Court orders that the finding of guilty and the imposition of the fine be deferred for (insert a period not to exceed 180 days) _____ days, on condition that during the term of the suspension the Defendant will:

- complete the Teen Court program within 90 days after the date of the Teen Court hearing to determine punishment or by _____ (enter the last day of the deferral period), whichever date is earlier;
- contact the Teen Court Coordinator at _____ within _____ days to make an appointment;
- pay court costs of \$_____ (Check here if court costs are waived);
- return to the Court by _____, 20____, with proof that the Teen Court program was completed;
- pay to the Court a non-refundable reimbursement fee set by the Court at the amount of \$_____ (this fee may not exceed \$10; \$20 for cities in the Texas-Louisiana border region) (Check here if this fee is waived);
- pay to the Court a non-refundable \$10 Teen Court reimbursement fee (\$20 in the Texas-Louisiana border region) (Check here if this fee is waived).

The Court further Orders that if the Defendant, at the conclusion of 180 days from this date, presents satisfactory evidence that (he)(she) has complied with the conditions herein imposed, the charge will be dismissed and not be part of the Defendant's criminal record or driving record. However, if the charge is a traffic offense, the Court shall report to the Department of Public Safety the date the Defendant successfully completed the Teen Court program for inclusion in the Defendant's driving record.

Signed this the _____ day of _____, 20____.

(municipal court seal)

Judge, Municipal Court
City of _____
_____ County, Texas

I have read and understand the terms of this order.

Defendant's Signature

Parent's or Legal Guardian's Signature

Address

Offense _____ Date of Offense

Birthdate:

School Attending:

Today's Date:

Completion Date:

.....
It is hereby ORDERED that, the Defendant having presented satisfactory evidence of successful completion of the teen court program, this cause be DISMISSED.

Judge, Municipal Court
Date: _____

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

Name of Accompanying Adult: _____

Offense Class(es): _____

Range of Hours: _____

- _____ Fifth Amendment
- _____ Objection to the jury
- _____ Admission of guilt
- _____ Oath

- _____ Jury oath
- _____ Acceptance of sentence
- _____ Ability to fulfill conditions of sentence

The above admonishments, oaths, and procedures were given to the above named Defendant.

Presiding Judge

Date

JURY INSTRUCTIONS

You, the jury, are advised to retire to the Jury Room and proceed in determining the recommendation that you will make to the Court regarding the offense(s). You are instructed that your recommendation in deciding the number of community service hours for each offense listed and whether the hours are to be served consecutively or concurrently **must be unanimous**. Answer the questions on the back of this sheet to be certain full consideration is given. Return this to the bailiff when a verdict has been reached and return quietly to the jury seating section.

Recommended hours: Defense _____ Prosecution _____

JURY RECOMMENDATION

We, the Teen Jury, recommend that the Defendant receive the following constructive sentence:

For multiple offenses list the hours for each offense and state whether they are to be served consecutively (added together end to end) or concurrently (worked off at the same time).

This decision is unanimous; all questions on the back of this statement were read and considered in the deliberations.

Required jury terms: _____

Signature, Presiding Juror

(Other jurors sign on back of sheet)

Editor's Note: This form is an example of Teen Court Jury Instruction. Individual Teen Courts differ and will need to adapt based on individual processes. Additionally, for the Jury Instruction used in an actual trial, see *TMCEC Jury Charge Bank*.

TEEN COURT JURY INSTRUCTIONS (Page 2 of 2)

These questions are to appear on the back side of the previous page.

1. Age of Defendant: _____ years (*on citation*).
2. Is it likely that Defendant can get to jury duty and the community service agency independently or that he/she must depend on others for transportation? _____
_____.
3. Pertinent facts brought out in the hearing that were considered in reaching the verdict: _____
_____.
4. Did the jury believe the witness' testimony? YES NO
If not, why not? _____
5. Does the "punishment" fit the violation committed? YES NO

In the jurors' judgment, will the number of hours be adequate to make a lasting impression on the Defendant, but not be so many as to be overwhelming and cause him/her to drop out (especially if there are multiple offenses involved)? YES NO

Additional comments to the Judge (optional):

Jurors (signatures):

TEEN COURT COMMUNITY SERVICE REFERRAL

COMMUNITY SERVICE REFERRAL FORM

To: _____ Telephone: _____
Name of Contact

Name of Agency

This is to introduce _____, who is to complete _____ hours of community service by _____, 20____, with your agency. When this teen has completed the required hours, please return this sheet, signed at the bottom, to him/her, so it may be returned to: (Court or Teen Court Coordinator's address)_____.

In the event the community service is not completed by the date shown above, please mail this copy to the Teen Court Coordinator at the above address.

The Emergency Release Form should remain with your agency while the youth is performing his/her community service.

This teenager (and the parent/guardian, if this is a juvenile) has signed this document to acknowledge permission for you to release information regarding this youth to: (name of Court)_____.

Thank you for your participation; if you have any questions or problems, please contact:

Appropriate Court Official at _____ Telephone Number

Date

Teen Court Coordinator/Judge

Date

Youth

Date

Parent/Guardian (only if youth is under 17 years)

To: _____ Municipal Court

Name of Youth has completed _____ hours of community service with this agency.

Agency Name

Signature of Supervisor

Date

CHEMICALLY DEPENDENT PERSON ORDER (Art. 45.053, C.C.P.)

CAUSE NUMBER: _____

STATE OF TEXAS

§

IN THE MUNICIPAL COURT

VS.

§

CITY OF _____

§

_____ COUNTY, TEXAS

ORDER DEFERRING FURTHER PROCEEDINGS

- The Defendant pled not guilty to the charge and requested a trial by jury. The jury having been impaneled and sworn, and having heard the evidence, found the Defendant guilty, and the jury assessed a fine of \$ _____; or
- The Defendant pled not guilty to the charge and waived a trial by jury. After hearing the evidence, the Court found the Defendant guilty and assessed a fine of \$ _____; or
- The Defendant pled guilty/no contest to the charge and waived a trial by jury. The Court found the Defendant guilty and assessed a fine of \$ _____.

The Court finds that the offense resulted from or was related to the chemical dependency of the Defendant, and that an application for court-ordered treatment of the Defendant is being made in accordance with Chapter 462 of the Texas Health and Safety Code.

It is Ordered that further disposition is deferred, without entering an adjudication of guilt, for a period of 90 days from the date of this Order, subject to the following terms, and on condition that the Defendant:

File an application for court-ordered treatment in accordance with Chapter 462, Health and Safety Code, at the cost of the Defendant; and appear in this Court on _____, 20____, at _____ o'clock ____m. to present satisfactory evidence that the Defendant has been committed for and completed the treatment in accordance with Chapter 462, Health and Safety Code, at which time this Court will dismiss this proceeding or, on failure of the Defendant to comply, will impose the fine assessed and enter a final conviction.

Signed on _____, 20____.

(municipal court seal)

Judge, Municipal Court

City of _____

County, Texas

RECEIPT OF ORDER BY DEFENDANT

I, the Defendant, acknowledge receipt of this Order and understand my obligations. I hereby agree to appear as required by this Order. I further understand that if I fail to appear and attend or complete the treatment as agreed, a warrant ordering my arrest may be issued by the Court.

Defendant's Signature

Date

Employment

Address and Telephone

Work Address and Telephone

In case of emergency, notify:

Name: _____

Telephone: _____

Address: _____

It is hereby ORDERED that, the Defendant having presented satisfactory evidence that the Defendant was committed for and completed the court-ordered treatment in accordance with Chapter 462, Health and Safety Code, this cause be DISMISSED and there shall be no final conviction.

Judge, Municipal Court

Date: _____