

 **DEFERRED PROCEEDINGS**

**DEFERRED PROCEEDINGS**

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# DEFERRED DISPOSITION ORDER (Art. 45.051, C.C.P.) (Page 1 of 2)

**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 awareness or substances misuse 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

# DEFERRED DISPOSITION ORDER: DEFENDANT UNDER AGE 25 - MOVING VIOLATION (Art. 45.051(b-1), C.C.P.)

**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 Violationon the next page.

# (Page 1 of 2)

**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 awareness or substance misuse treatment or education program, such as a substance misuse education program that is designed to educate persons on the dangers of substances misuse in accordance with Section 521.374(a)(1), Transportation Code, and that is regulated by the Texas Department of Licensing and Regulation (TDLR); or an alcohol awareness program described by Section 106.115, Alcoholic Beverage Code that is regulated by TDLR, 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.

# DEFERRED DISPOSITION ORDER: DEFENDANT UNDER AGE 25 - MOVING VIOLATION (Art. 45.051(b-1), C.C.P.)

# (Page 2 of 2)

**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

# 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

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

**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.

**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.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judge, Municipal Court Date

*(municipal court seal)* City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Texas

#  DSC WARNING SIGN

**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)

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

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

**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.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge, Municipal Court Date

*(municipal court seal)* 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: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

# DRIVING SAFETY COURSE: EXTENSION OF TIME TO PRESENT EVIDENCE OF COMPLETION (Art. 45.0511(k), C.C.P.)

**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

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Parent's or Legal Guardian's Signature

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 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 (\_\_\_\_\_) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

# TEEN COURT ORDER (Art. 45.052, C.C.P.)

**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\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge, Municipal Court

*(municipal court seal)* 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: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

# TEEN COURT JURY INSTRUCTIONS (Page 1 of 2)

**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 \_\_\_\_ Jury oath

\_\_\_\_ Objection to the jury \_\_\_\_ Acceptance of sentence

\_\_\_\_ Admission of guilt \_\_\_\_ Ability to fulfill conditions of sentence

\_\_\_\_ Oath

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)

**TEEN COURT JURY INSTRUCTIONS (Page 2 of 2)**

**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* located at tmcec.com/resources/jury-charges/.

*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:

­­­­­­­­­­­­

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at .

 Appropriate Court Official Telephone Number

­­­­­­­­ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Date Teen Court Coordinator/Judge

­­­­­­­­ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Date Youth

­­­­­­­­

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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

To: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Municipal Court

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

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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\_\_\_. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Judge, Municipal Court

*(municipal court seal)* 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: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_