

ELIGIBILITY:

1. You are **NOT** eligible to request deferred disposition if:
 - You **HAVE** a commercial driver's license (CDL) or **HAD** one on the date and time the offense occurred.
 - Your **OFFENSE OCCURRED** in a construction zone with workers present in the work zone.
2. You are eligible to request deferred disposition *by mail or electronically* if:
 - You were at least age 17 at the time of the offense.
 - You are **NOT** charged with any of the following violations. (*For the below violations, you must appear before the Judge to request deferred*).
 - A minor charged with an alcohol or tobacco related offense.
 - Charged with an offense that resulted in a motor vehicle collision or crash.
 - An offense that occurred in a school zone.
 - Charged with speeding 25 or more miles over the speed limit or at a speed greater than 90 MPH.
 - Passing or failing to remain stopped for a school bus.

INSTRUCTIONS:

The Court will grant deferred disposition if you:

1. **Meet** all the eligibility requirements.
2. **Enter** a plea of guilty or no contest and waive your right to jury trial and your right to discovery.
3. **Submit** a copy of your driver's license or other official identification.
4. **Sign the deferred disposition form certifying** that the information you are submitting is true and correct. Your signature means that you are agreeing to the terms of the deferred disposition.
5. **If you are requesting deferred disposition for multiple offenses, you must complete and submit a separate form for each offense.**
6. **SUBMIT THE COMPLETED FORM ELECTRONICALLY OR BY MAIL.** If you are submitting the form **electronically**, it must be submitted no later than the **10th business day after the appearance date on your citation**. If you are submitting the form **by mail**, the form must be received by the Court no later than the 10th business day after the appearance date on your citation.
 - If you submitted the request **electronically**, call the Court office to make sure the request was received and approved. **UNLESS** a payment plan application was also submitted, you **MUST** go online to www.vidorpayments.com or call 1-800-444-1187 to make your payment by the next business day, ***after you have called the Court to make sure the request was approved.***
 - If you submitted the request by **mail**, you must send payment with the request, **UNLESS** you have also sent in a payment plan application.

The cost for deferred disposition is generally \$50.00 more than the current cost of your citation. **This does NOT apply to offenses listed above under ELIGIBILITY in number 2, or if you are requesting deferred for multiple offenses. In some instances, the Judge may require you to submit a driving record before granting your request.**

REQUIRED TERMS FOR CERTAIN OFFENSES (*In addition to payment of the deferred admin. fee and cost*):

- If your offense is for **Fail to Maintain Financial Responsibility (valid liability insurance)**, you will be required to immediately present proof of valid liability insurance for the next 6 months without any lapse in coverage. You must be a named insured on the policy.
- If your offense is for **No Driver's License or Driving While License Invalid**, you will be required to obtain and provide proof to the Court of a valid driver's license or occupational license within 30 days.
- If you are **under age 25** and charged with a traffic (moving) violation, you will be required to complete a driving safety course as a condition of the deferred and submit proof to the Court within 90 days.
- If you are **under age 25 AND hold a provisional driver's license**, and are charged with a traffic (moving) violation, you will be required to complete a driving safety course and you will be required to re-take your driving test at the Texas Department of Public Safety as a condition of the deferred and submit proof of both to the Court within 90 days.
- If you are charged with an offense related to **City Code Enforcement (Ordinance)**, you will be required to submit proof to the Court that the violation has been remedied within 30 days.

Requesting deferred disposition of your case does **NOT** guarantee that a deferred disposition will be granted. The Judge reserved the right to deny any request considering such factors as prior offenses, circumstances, et cetera.

Citation Number: _____

STATE OF TEXAS
VS.

§
§
§

IN THE MUNICIPAL COURT
CITY OF VIDOR
ORANGE COUNTY, TEXAS

Print or Type Name

BY MY SIGNATURE BELOW, I CERTIFY THAT I HAVE READ THE ELIGIBILITY REQUIREMENTS AND THAT I AM ELIGIBLE FOR DEFERRED DISPOSITION AND I AGREE TO ALL THE REQUIREMENTS LISTED BELOW.

1. I acknowledge that I understand that I have a right to request from the prosecutor all documents, items, and information regarding my case that is in the possession of the prosecutor and I waive that right.
2. I understand that by submitting my plea and request for deferred disposition that this does not automatically place me on probation. Only after the Judge grants and signs the Order of Deferred Disposition will I be placed on deferred probation for the length of time specified by the Judge (*no less than one day or more than 180 days*).
3. **I understand and agree that if I do not submit ALL the requirements needed to process my case for deferred disposition, or pay the required fees and costs timely, that the Court will accept my plea and enter a conviction on my case, which may result in a conviction being reported on my driving record and payment of the fine and costs within 30 days from the date of the conviction.**

I HEREBY ENTER MY PLEA OF (INITIAL ONE): _____ No Contest / _____ Guilty and waive my right to a jury trial or any trial, and waive my right to discovery and request deferred disposition.

✓ I understand the total amount of my deferred is \$ _____ and is due by the next business day unless payment arrangements have been made and/or I've submitted a payment plan application with this deferred request.

Check this box if you are submitting a payment plan application.

✓ I understand that I must not commit any crime against the laws of the State of Texas or the City of Vidor during the probationary period. *Length of probationary period will be determined by the Judge and shall be no less than 1 day or more than 180 days.*

✓ I understand that I must complete the following requirements and submit evidence to the Court timely **(check all below that apply to your type of offense or age).**

- Immediately present proof of valid liability insurance for the next 6 months without any lapse in coverage. You must be a named insured on the policy.
- Obtain and provide proof to the Court of a valid driver's license or occupational license within 30 days.
- Complete a driving safety course and submit proof to the Court within 90 days.
- Complete a driving safety course & re-take driving test at the Texas DPS & submit proof of both to the Court within 90 days.
- Submit proof to the Court that the violation of City Code has been remedied within 30 days.

✓ I understand that if I successfully complete the terms of the deferred disposition as ordered, my case will be dismissed and not reported as a conviction. I also understand that if I do not successfully complete the terms of the deferred disposition, I will be sent a notice to appear in Court to show cause as to why I did not complete the terms of the deferral. If the Judge determines that cause is not sufficient, or if I fail to appear, I understand that the deferred disposition will be revoked, a Judgment (conviction) will be entered, and the conviction will be reported to the Department of Public Safety to be entered on my driving record.

BY MY SIGNATURE BELOW, I agree to ALL the requirements for requesting deferred disposition and all the terms and additional requirements (if any) of the deferred disposition order IF GRANTED. I certify that all the information submitted on this form is true and correct. I understand that if I submit false information on this document that I am committing a felony. **If form submitted electronically:** By typing my name on this document, I certify that it is my signature.

Signed this the _____ day of _____, 20_____

X

Defendant's Signature

Defendant's Printed Name

Mailing Address

Driver License Number & State

E-mail Address

Telephone Number