

DEFERRED DISPOSITION

You are eligible for Deferred Disposition if:

- 1) You did not possess a Commercial Drivers License at the time of the offense.
- 2) You have not participated in any Deferred Disposition program during the past one-year (calculated from date of previous dismissal to the date of your current citation) in this Court.
- 3) You are not currently participating in a Deferred Disposition in any other Court.
- 4) Your violation was not in a construction/work zone with workers present.

You may NOT be eligible for Deferred Disposition for the following moving violations: Speeding in excess of 25 MPH over posted limit, traffic-related offenses involving a school bus, or cases in which an accident occurred. You may request Deferred Disposition for only ONE moving violation.

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

If you are eligible, you may sign up for Deferred Disposition by sending the following three items to the Court or appearing in person on or before your appearance date. If in person a notary is not required.

- 1) Required fee – the same amount as the fine amount listed on your citation or brochure.
- 2) The Deferred Disposition Request form below (completed).
- 3) The Deferred Disposition Affidavit form below (completed) and notarized.

DEFERRED DISPOSITION REQUEST

I wish to enter a plea of NO CONTEST, waive my right to a jury trial and request Deferred Disposition for citation #_____.

Violation Charged:_____.

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

Signature Street Address

City State Zip Code

Day Time Telephone Number Home Telephone Number

DEFERRED DISPOSITION AFFIDAVIT

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

- 1) That I have not participated in a Deferred Disposition Program during the past one year in this court (calculated from the date of previous dismissal to the date of your current citation).
- 2) I am not currently participating in a Deferred Disposition Program in any other Court.
- 3) Pursuant to Art. 39.14 of the Code of Criminal Procedure, I have certain rights to view documents or information pertaining to my criminal case. I hereby decline to review such information and request that the Court accept my plea herein.

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

Defendant's Signature

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

Notary Public

FULL PAYMENT OF THE FEES AND THE ABOVE FORMS PROPERLY COMPLETED MUST BE MAILED TO THE COURT OFFICE ON OR BEFORE THE APPEARANCE DATE SHOWN ON THE FRONT OF YOUR CITATION (15 CALENDAR DAYS FROM DATE OF OFFENSE). LATE OR INCOMPLETE REQUESTS WILL BE REJECTED. REQUESTS THAT ARE APPROVED WILL BE MAILED AN INSTRUCTION PACKET TO THE ADDRESS INDICATED ABOVE.

PLEASE READ IMPORTANT NOTICES

Driver's responsibility system:

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

Insurance violation notice:

A second or subsequent conviction of an offense under the Texas Motor Vehicle Safety Responsibility Act will result in the suspension of your driver's license and motor vehicle registration unless you file and maintain evidence of financial responsibility with the Department of Public Safety for two years from the date of conviction. The department may waive the requirement to file evidence of financial responsibility if you file satisfactory evidence with the department showing that at the time this citation was issued, the vehicle was covered by a motor vehicle liability insurance policy or that you were otherwise exempt from the requirements to provide evidence of financial responsibility.

Offense involving violence:

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

Notice regarding discovery:

Pursuant to Art. 39.14 of the Code of Criminal Procedure, a Defendant has the right to request and examine documents and evidence to be used against them. Prior to entering your plea, you can submit to the Court a written request for such information. If you choose to make payment via the mail or the Court's website, you explicitly decline to review such information and request that the Court accept your plea.

Alternatives to Full Payment of Fine or Cost:

If you are assessed a fine or costs in your case and are unable to pay the full amount of the fine or costs owed, you may request alternative methods of satisfying the fines and costs assessed. If the court determines that you are indigent or that you do not have sufficient resources or income to immediately pay all or part of the fine and costs, the Court may: allow you to make payments on an installment plan (an additional one-time \$25 payment fee will be applied if any payment made more than 30 days after judgment); waive all or part of the fines and costs; credit your fines and costs for time-served; grant an extension for payment; or allow you to perform community service in lieu of paying all or part of the fines and costs.

WARNING - This brochure is provided to you as a courtesy and sets forth general information. It is not meant to replace the advice of an attorney and nothing in this brochure is intended to be legal advice. The employees of the Court are prohibited from offering or providing you legal advice. You are encouraged to seek the advice of an attorney if you have questions about the law, procedures and your rights under law.

Revised 9-28-17



Flower Mound Municipal Court
4150 Kirkpatrick Lane
Flower Mound, Texas 75028
Telephone: (972) 874-3370
Fax: (972) 874-3379

Monday – Friday
7:30 a.m. to 5:00 p.m.

www.flower-mound.com

YOU HAVE **FIFTEEN (15) CALENDAR DAYS** FROM THE DATE OF OFFENSE TO MAKE A COURT APPEARANCE.

Please allow three business days for your citation to be entered before contacting the court.

A telephone call does not constitute an appearance. Only Information can be given by phone. The staff cannot process request for deferred, DSC, set or reschedule court dates via phone.

No electronic or digital images of documents will be accepted by the court.

Para una versión en Español por favor vaya a www.flower-mound.com y visita la página de la Corte Municipal.

IMPORTANT INFORMATION

WARNING - Failure to appear in person, by mail, or fax on or before your appearance date may result in additional violation(s); fines and costs; a warrant for your arrest; denial of your vehicle registration by the Tax Assessor's office; suspension of your driver's license; and/or your case being reported to a collection agency.

OPTIONS FOR HANDLING YOUR CITATION

OPTION 1 - PLEAD NO CONTEST OR GUILTY AND PAY THE FINE. THIS WILL RESULT IN A CONVICTION.

- A. IN PERSON - at 4150 Kirkpatrick Lane, between 7:30 a.m. - 5:00 p.m., Monday – Friday. Only the defendant or their attorney may appear on their behalf.
- B. BY MAIL – Circle the appropriate plea on your citation and sign your name. Mail the citation along with your check or money order (made payable to the Town of Flower Mound) for full payment. Payment must be postmarked on or before the appearance date on your citation.
- C. PAY ON-LINE at www.flower-mound.com. An additional 5% fee will be added for processing on-line and phone payments.
- D. BY PHONE (Se habla espanola) – 1-800-444-1187

OPTION 2 - REQUEST A COURT HEARING

You may have alternative options, such as: payment plans, community service, extensions, time served or indigence by setting a court hearing and obtaining a court order.

- A. IN PERSON – at 4150 Kirkpatrick Lane between 7:30 a.m. - 5:00 p.m., Monday – Friday.
- B. BY MAIL – Check the appropriate box on your citation. Sign your name and fill in your current address. Your date and time to appear will be mailed to you. Your request must be postmarked on or before your appearance date on your citation.
- C. BY FAX – Fax your request on or before your appearance date on your citation. The fax number is (972) 874-3379. Please call (972) 874-3370 to confirm receipt of fax. Your date and time to appear will be mailed to you.

Court Hearings **CANNOT** be scheduled by telephone.

The following two options will keep the violation from appearing on your driving record if completed successfully.

OPTION 3 - REQUEST DRIVING SAFETY COURSE (DSC)
See instructions titled Driving Safety Course. This request can be made either by mail (using form in brochure) or in person.

OPTION 4 - REQUEST DEFERRED DISPOSITION
See instructions titled Deferred Disposition. This request can be made either by mail (using form in brochure) or in person.

SPECIAL INSTRUCTIONS FOR JUVENILES

Juveniles (ages 10-16) **MUST APPEAR IN PERSON WITH A PARENT OR LEGAL GUARDIAN** for a court hearing (not within 15 calendar days). A hearing date will be scheduled and a notice will be mailed to the address on the front of your citation. A court hearing is also required to request Driving Safety Course or Deferred Disposition. **DO NOT MAIL PLEA OR PAYMENT TO THE COURT.**

DRIVING SAFETY COURSE

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

You are eligible for a Driving Safety Course if:

- 1) You did not possess a Commercial Driver’s License at the time of the offense.
- 2) You have not completed a Driving Safety Course for citation dismissal in the previous 12 months (calculated from date of previous completion to the violation date of your current citation).
- 3) You have a valid Texas driver’s license or permit.
- 4) You have valid proof of insurance showing you as a covered driver (must be a printed copy).
- 5) Your violation was not in a construction/work zone with workers present.
- 6) Your citation was for a moving violation (except for passing a school bus).
- 7) If cited for speeding, your actual speed must be less than 25mph over the speed limit.

If you are eligible, you may sign up for a Driving Safety Course by sending the following 5 items to the Court or appearing in person with the first 3 items on or before your appearance date:

- 1) Required fees: \$109.00 for Non-School Zone Violations and \$134.00 for School Zone Violations
- 2) A copy of your valid Texas Driver’s license.
- 3) A printed copy of your valid insurance showing you as a covered driver.
- 4) The Driving Safety Course request form below (completed).
- 5) The Driving Safety Course Affidavit form below (completed) and notarized.

DRIVING SAFETY COURSE REQUEST

I wish to enter a plea of NO CONTEST, waive my right to a jury trial and request a Driving Safety Course for citation # _____. Violation Charged: _____. I understand that the instructions will be mailed to me at the address indicated below.

Signature _____ Street Address _____

City _____ State _____ Zip Code _____

Day Time Telephone Number _____ Home Telephone Number _____

DRIVING SAFETY COURSE AFFIDAVIT

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

Pursuant to Art. 39.14 of the Code of Criminal Procedure, I have certain rights to view documents or information pertaining to my criminal case. I hereby decline to review such information and request that the Court accept my plea herein

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

Defendant’s Signature

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

Notary Public

FULL PAYMENT OF THE FEES AND THE ABOVE FORMS PROPERLY COMPLETED MUST BE MAILED TO THE COURT OFFICE ON OR BEFORE THE APPEARANCE DATE SHOWN ON THE FRONT OF YOUR CITATION (15 CALENDAR DAYS FROM DATE OF OFFENSE). LATE OR INCOMPLETE REQUESTS WILL BE REJECTED. REQUESTS THAT ARE APPROVED WILL BE MAILED AN INSTRUCTION PACKET TO THE ADDRESS INDICATED ABOVE. DO NOT TAKE THE COURSE BEFORE OBTAINING COURT APPROVAL.

COMPLIANCE DISMISSALS

You must appear as directed in the Municipal Court of Flower Mound, Texas on or before fifteen (15) calendar days from the date of offense.

DISMISSAL WITH HEARING: Charges for the following violations **may** be dismissed: Operate Motor Vehicle without License Plates; Display Obscured or Altered License Plates; Violate Driver’s License Restriction or Endorsement; Defective Equipment; and No Registration Sticker. To determine if your citation is eligible for dismissal, you must schedule a Court date and appear before the Judge

DISMISSAL WITHOUT HEARING: You may request to have up to twenty (20) working days to correct the following violations: Expired Registration; Expired Driver’s License; and Fail to Change Name/Address on DL. Please, contact court for more information.

EXPIRED REGISTRATION

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

Or, pay the fine of \$200.00

ATTACHING OR DISPLAYING ON A MOTOR VEHICLE A REGISTRATION INSIGNIA THAT IS ASSIGNED FOR A PERIOD OTHER THAN THE PERIOD IN EFFECT

The violation may be dismissed, if sufficient proof **showing the vehicle had current registration at the time of offense** is presented to the court on or before your appearance date, and the \$10.00 dismissal fee is paid to the court.

Or, pay the fine of \$200.00

EXPIRED DRIVERS LICENSE

The violation may be dismissed, if the **driver’s license was renewed**, sufficient proof is submitted to the court and the \$20.00 dismissal fee is paid to the court.

Or, pay the fine of \$171.00

DRIVING WITHOUT LICENSE IN POSSESSION

The violation may be dismissed, if sufficient proof of a **valid license on the date of the citation** is presented to the court on or before your appearance date and the \$10.00 dismissal fee is paid to the court.

Or, pay the fine of \$166.00

NO INSURANCE/FMFR

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

Or, pay the fine of \$366.00; Subsequent Conviction \$416.00.

FAIL TO CHANGE NAME/ADDRESS ON DL

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

Or pay the fine of \$166.00

SPEEDING VIOLATIONS

Alleged Speed		School Zone	Work Zone w/ Workers Present
1-10 MPH	\$175.00	\$200.00	\$250.90
11	\$179.00	\$204.00	\$258.90
12	\$183.00	\$208.00	\$266.90
13	\$187.00	\$212.00	\$274.90
14	\$191.00	\$216.00	\$282.90
15	\$195.00	\$220.00	\$290.90
16	\$199.00	\$224.00	\$298.90
17	\$203.00	\$228.00	\$306.90
18	\$207.00	\$232.00	\$314.90
19	\$211.00	\$236.00	\$322.90
20	\$215.00	\$240.00	\$330.90
21	\$219.00	\$244.00	\$338.90
22	\$223.00	\$248.00	\$346.90
23	\$227.00	\$252.00	\$354.90
24	\$231.00	\$256.00	\$362.90
25	\$235.00	\$260.00	\$370.90
26 & Over	\$299.00	\$324.00	\$498.90

TRAFFIC VIOLATIONS

ALLOW UNLICENSED DRIVER TO DRIVE	\$226.00
CELL PHONE USED IN ACTIVE SCHOOL ZONE	\$275.00
CHILD NOT IN SAFETY SEAT	\$124.00
CUTTING ACROSS PARKING LOT	\$230.00
DEFECTIVE EQUIPMENT	CALL
DISREGARD SCHOOL XING-GUARD	\$324.00
DISREGARD TRAFFIC CONTROL DEVICE	\$275.00
DISREGARD TRAFFIC CONTROL DEVICE – WORK ZONE W/WORKERS	\$450.90
DISREGARD TRAFFIC CONTROL DEVICE IN SCHOOL ZONE	\$324.00
DRIVE W/O HEADLIGHTS AT NIGHT	\$299.00
DRIVE WITH WRONG CLASS DL	\$266.00
DRIVING WHILE LICENSE INVALID	\$416.00
DROVE ON WRONG SIDE OF ROAD	\$256.00
DUTY UPON STRIKING FIXTURE OR HIGHWAY LANDSCAPING	\$300.00
FAIL TO CONTROL SPEED	\$295.00
FAIL TO DIM HEADLIGHTS	\$215.00
FAIL TO DRIVE IN SINGLE LANE	\$225.00
FAIL TO LIGHT/FLAG EXTENDED LOAD	\$201.00
FAIL TO OBTAIN TX DL	\$200.00
FAIL TO SIGNAL INTENT	\$200.00
FAIL TO STOP AT RAILROAD XING	\$299.00
FAIL TO STOP FOR SCHOOL BUS	\$625.00
FAIL TO USE DESIGNATED LANE	\$225.00
FAIL TO YIELD RIGHT OF WAY	\$275.00
FOLLOWING TOO CLOSELY	\$250.00
FYROW EMERGENCY VEHICLE	\$299.00
ILLEGIBLE LICENSE PLATE	\$181.00
IMPROPER MESSAGE USE ON WIRELESS DEVICE	\$198.00
IMPROPER PASSING	\$231.00
IMPROPER TURN	\$231.00
IMPROPER WINDOW TINT	\$176.00
LEAVING CHILD UNATTENDED IN VEHICLE	\$566.00
LOAD ON NON-LOAD SURFACE	\$262.00
NO DRIVERS LICENSE	\$225.00
NO LICENSE PLATE LIGHT	\$171.00
NO MOTORCYCLE ENDORSEMENT	\$167.00
NO MOTORCYCLE HELMET	\$166.00
NO REAR OR FRONT LICENSE PLATE	\$171.00
NO REGISTRATION	\$171.00
NO REGISTRATION RECEIPT	\$174.00
NO SAFETY CHAINS	\$299.00
PARKING VIOLATION	CALL
PASSING IN A NO PASSING ZONE	\$231.00
PASSING STOPPED EMERGENCY VEHICLE	\$299.00
RED LIGHT VIOLATION	\$250.00
RED LIGHT VIOLATION – WORK ZONE W/WORKERS	\$400.90
RED LIGHT VIOLATION IN SCHOOL ZONE	\$276.00
REGISTRATION ON WRONG VEHICLE	\$216.00

RIDING IN BED OF TRUCK <18 YRS	\$299.00
SEATBELT VIOLATION	\$149.00
STOP SIGN VIOLATION	\$250.00
STOP SIGN VIOLATION – WORK ZONE W/WORKERS	\$400.90
STOP SIGN VIOLATION IN SCHOOL ZONE	\$276.00
STOP/STAND IN CROSSWALK – SCHOOL ZONE	\$175.00
SUBSEQUENT DRIVING WHILE LICENSE INVALID	\$566.00
UNNECESSARY USE OF HORN	\$156.00
UNRESTRAINED CHILD 8YRS<16YRS	\$274.00
UNSAFE BACKING	\$200.00
UNSAFE LANE CHANGE	\$225.00
UNSAFE SPEED	\$275.00
VIOLATE DL RESTRICTION	\$167.00

ALCOHOL/TOBACCO VIOLATIONS

ADULT - PUBLIC INTOXICATION	\$416.00
CONSUME ALC. ON PREMISES UNLAWFULLY	\$216.00
MINOR – PUBLIC INTOXICATION	APPEAR
MINOR DRIVING UNDER THE INFLUENCE	APPEAR
MINOR IN CONSUMPTION OF ALCOHOL	APPEAR
MINOR IN POSSESSION OF ALCOHOL	APPEAR
MINOR IN POSSESSION OF TOBACCO	APPEAR
MISREPRESENTATION OF AGE (ID)	APPEAR
OPEN CONTAINER IN VEHICLE	\$266.00
OPEN CONTAINER ON PREMISES UNLAWFULLY	\$191.00
POSS./SMOKING TOBACCO SCHOOL PROPERTY	APPEAR
POSSESS ALCOHOL IN PUBLIC PARK	\$266.00
SUBSEQUENT ADULT - PUBLIC INTOXICATION	\$516.00
TOBACCO VIOLATION (OTHER)	APPEAR

ANIMAL VIOLATIONS

ANIMAL AT LARGE	\$195.00
BARKING DOG	\$166.00
FAIL TO ATTACH TAG (ANIMAL)	\$116.00
FAIL TO STERILIZE ANIMAL	\$261.00
LOOSE LIVESTOCK	\$261.00
NO ANIMAL RABIES SHOT	\$181.00
NO ANIMAL REGISTRATION	\$166.00

OTHER VIOLATIONS

ASSAULT (CLASS C)	APPEAR
CRIMINAL MISCHIEF	\$366.00
CRIMINAL TRESPASS	\$366.00
CURFEW VIOLATION – MINOR	APPEAR
DISCHARGE FIREWORKS	\$266.00
DISOBEY POLICE OFFICER	\$299.00
DISORDERLY CONDUCT	CALL
DISRUPT SCHOOL CLASSROOM	APPEAR
FAILURE TO IDENTIFY	\$366.00
GLASS CONTAINER IN PUBLIC PARK	\$200.00
LAKE PATROL VIOLATIONS	CALL
LITTERING	\$316.00
NOISE ORDINANCE	\$266.00
ORDINANCE VIOLATION (OTHER)	CALL
POSSESS DRUG PARAPHERNALIA	\$416.00
POSSESS FIREWORKS	\$266.00
RECKLESS DAMAGE	\$266.00
SOLICITING WITHOUT A PERMIT	\$366.00
SUBSEQUENT POSSESS DRUG PARAPHERNALIA	CALL
THEFT UNDER \$100.00	\$366.00

All fines and costs are subject to change. If you do not see your violation listed in this brochure please contact the court at (972) 874-3370 for more information.