**Should I Take a Driving Safety Course**

**Or**

**Request Deferred Disposition to Have My Traffic Ticket Dismissed?**

**DSC DEFERRED**

|  |  |  |
| --- | --- | --- |
|  | **DSC** | **DEFERRED** |
| **ELIGIBILITY** | • Any moving violation (not for  “paperwork offenses” such as  inspection/registration or defective  equipment)  • Valid Texas Driver’s License  • CDL Holders are not eligible  • Valid Texas Auto Liability  Insurance.  • Must not be taking DSC for  another offense  • Must not have taken DSC in past  year to dispose of another offense  • Requires plea of “No Contest” or  “Guilty”  • **Must request before appearance**  **day or will require judge’s**  **approval** | • Any Violation  • Valid Texas Driver’s License  • CDL Holders are not eligible  • Valid Texas Auto Liability  Insurance  • Requires Plea of “No Contest” or  “Guilty”  • **Must have judge’s approval**  (May require court appearance  for certain offenses) Court will  consider:  o Seriousness of violation  o Accident/Injury  o Other offenses at time of  incident  o Offender’s driving record |
| **OFFENSES**  **EXCLUDED** | • Offenses in construction zones  when workers are present  • Speeding 25 miles or more over  the speed limit  • 95 miles per hour or more  • Passing a School Bus  • Reckless Driving  • Fleeing/Eluding Police  • Failure to Stop and Render Aid  • Failure to Stop at Accident:  Damage  • **Any offense according to**  **Judge’s discretion.** | • Offenses in construction zones  when workers are present.  • **Any offense according to**  **Judge’s discretion.**  • **Court Policy:** Failure to stop in  obedience to traffic control  devices (Red lights, stop signs,  etc. requires personal  appearance in court) |
| **LENGTH OF**  **PROBATION** | 90 Days (Three months) | 30-180 Days |
| **COSTS UP**  **FRONT** | Court cost at time of request plus $10. Administrative fee. | Special Expense  (Full fine amount) and  Court Costs  Call for amount |
| **EXTRA**  **EXPENSES** | $10.00 to Department of  Public Safety  $25-$100 for certified  driver safety course | • Drivers who hold provisional  licenses must pay $10 to  Department of Public Safety for  examination fee (Effective  9/1/2005)  • Drivers under age 25 must pay  $25-100 for driving safety course  (Effective 9/1/2005) |
| **CONDITIONS**  **OF**  **PROBATION** | 1. No moving violations during period  of probation  2. Obtain Driving Record from DPS  3. Take driving safety course  4. Provide court with Driving Record  and certificate of course  completion before end of  probation | • No moving violations during  period of probation  • Return affidavit of compliance  • Drivers under age 25 must  complete a driving safety course  approved under Chapter 1001,  Education Code (Effective  9/1/2005)  • Drivers who hold provisional  licenses must be examined by  the Department of Public Safety  (Effective 9/1/2005)  • Proof of course and examination  completion must be provided to  the court |
| **PENALTY**  **FOR NON -**  **COMPLIANCE** | 1. Conviction  2. Payment of Additional Fine  3. Offense reported to DPS  4. Potential warrant for arrest if fine  remains unpaid | 1. Conviction  2. Bond forfeited to Fine  3. Offense reported to DPS |