

Judicial Standing Order No. 10
Driving Safety Course

IT IS ORDERED that a court clerk may process a request from a defendant to take a Driving Safety Course (DSC) at the Clerk's Window if the defendant:

1. requests DSC no later than the "appearance date" stated on the citation. (If requested by mail, the "Mail Box" rule applies);
2. files with the court a signed affidavit complying with all eligibility requirements for DSC as set forth in Sec. 45.0511(c)(3) of the Texas Code of Criminal Procedure;
3. provides proof of financial responsibility, pursuant to the Texas Transportation Code, valid and in force as of the date the defendant "signs up" for DSC with the Court. Proof must conform to Standing Order No. 6;
4. presents a valid Texas Driver's License or permit;
5. pays the DSC fee *instantly*.

IT IS FURTHER ORDERED that if a defendant requests to take a DSC but fails to appear before the appearance date on the citation, the clerk shall add an additional \$75 to the DSC fee and process the request pursuant to Sec. 45.0511(d).

Pre-conditions No. 2 through No. 5 above also apply.

IT IS FURTHER ORDERED that a Clerk may accept proof of completion of a Driving Safety Course (DSC) for dismissal of the case at the Clerk's window or by mail under the following circumstances:

1. The defendant presents a certificate indicating timely completion of the DSC and a driving record certified by the Texas Department of Public Safety (DPS) issued after the offense date.
2. The driving record presented by the defendant indicates the defendant has not completed a driving safety course for the purpose of dismissing a moving violation citation within the twelve (12) months preceding the date of the citation.
3. The course certificate indicates "court copy", is signed by the defendant and contains with no alterations, modifications and/or erasures.

IT IS FURTHER ORDERED that upon presentation and verification of completion of the DSC, a clerk shall present the case to the Court for dismissal. The case shall be dismissed if the defendant has complied with all conditions as ordered by the Court.

If the defendant fails to provide evidence of successful completion of the DSC within the time period allowed by law, the Clerk shall summon the defendant to court to show cause why such evidence was not submitted timely. If the defendant fails to appear, a final judgment shall be prepared for the Court's signature.

No time payment fee shall be assessed until the 31st day after a final judgment has been entered by the Court.

IT IS FURTHER ORDERED that if a defendant presents a uniform course completion certificate for DSC that indicates the course was completed after the citation was issued but prior to the date the court granted the DSC, the Clerk shall accept the certificate and process the case as ordered above.

IT IS SO ORDERED on this 5th day of January, 2023.

Diane Dupnik
Justice of the Peace, Pct 1,
Aransas County, TX.