

Austin County Justice of the Peace, Pct. 2

P.O. BOX 176 - 1646 MAIN STREET,
INDUSTRY. TEXAS 78944
979-357-4477

Email: jp2@austincounty.com

Monday - Thursday 8:00 a.m. - 4:30 p.m. Closed for Lunch & Friday – 8:00 a.m-12:00 p.m.

READ ALL OF THE FOLLOWING BEFORE CALLING THE COURT

PLEASE NOTE: The Judge cannot discuss the merits of a pending judicial proceeding prior to trial (Canon 3(5). Code of Judicial Conduct).

YOU MUST CHOOSE ONE OF THE FOLLOWING OPTIONS:

*******OPTION 1-Pay Your Ticket*******

Determine your fine by the schedule below. Call phone number above if your violation is not listed below.

Circle GUILTY or NO CONTEST on the REPLY FORM (other side-Section A, Check Box 1). Send (mail):

- Complete REPLY FORM-Section A
- And payment by **Cashier's Check or Money Order (NO PERSONAL CHECKS ACCEPTED)** to the court above, postmarked by the appearance date noted on your ticket.
- Or pay online at www.austincountypay.com (No partial payments)

*******OPTION 2-Take Driving Safety Course*******

To be eligible you MUST do ALL of the following:

1. Complete the REPLY FORM (other side-Section A, Check Box 2)
2. Complete the **REQUEST FORM FOR DRIVING SAFETY COURSE** and have **NOTARIZED** (other side Section B)
3. **Mail REPLY FORM, Notarized REQUEST FORM (Section A and Section B), and Cashier's Check or Money Order for \$146.00, postmarked by your appearance date on your citation.**
4. REQUEST a 3A Certified Copy of your driving record from DPS by applying online at <http://dps.texas.gov/DriverLicense/driverrecords.htm>.
5. Photocopy of your current auto liability policy and photocopy of valid Texas Driver License.
6. Make sure ALL information is typed or legibly printed. Re-check envelope to make sure all items are enclosed.

*******OPTION 3-Apply for Deferred Disposition*******

You must send:

1. Complete REPLY FORM (other side-Section A, Check Box 3)
2. Complete the REQUEST FORM (other side-Section C)
3. Mail REPLY FORM (Section A), REQUEST FORM (Section C), postmarked by your appearance date, to the court above.
4. REQUEST a 3A Certified Copy of your driving record from DPS by applying online at <http://dps.texas.gov/DriverLicense/driverrecords.htm>.
5. If the court grants deferred disposition, you will be placed on probation for up to 180 days. If you successfully complete the probation period, the charge will be dismissed. If the court denies your request, you will be allowed to withdraw your plea or pay the fine.
6. And payment by **Cashier's Check or Money Order (NO PERSONAL CHECKS ACCEPTED)** to the court above
7. Photocopy of your current auto liability policy and photocopy of valid Texas Driver License.
8. Make sure ALL information is typed or legibly printed. Re-check envelope to make sure all items are enclosed.

*******OPTION 4-Ask for Trial*******

You must send:

1. Complete REPLY FORM (other side-Section A, Check Box 4), noting NOT GUILTY plea and **desired Judge or Jury Trial.**
2. Copy of Driver's License
You will be notified by mail of trial date-you MUST notify court if your address changes.

*******OPTION 5-Do Nothing*******

A phone call is NOT an appearance; you MUST enter a plea in person or in writing!

After your appearance date passes and you have failed to appear (enter a plea) in court:

- You may be charged with an additional violation of Violate Promise to Appear or Failure to Appear.
- **Warrants** will be issued for your arrest, plus an additional fee.
- **The renewal of your Driver's License may be Denied and turned over to collection agency. Additional fees will be applied.**

SCHEDULE OF ACCEPTABLE FINES (EFFECTIVE JANUARY 1, 2020)

Contact Court If Violation Is Not Listed, Occurred in A School Zone or In a Construction Zone with Workers Present

Traffic Violations (Court Costs Included)

1. Speeding:		8. Unsafe or Fail to Control Speed	\$236.00
1 to 10 MPH over Speed Limited	\$166.00	9. Pass Stationary Emergency Vehicle	\$241.00
6 to 10 MPH over Speed Limited	\$186.00	10. Open Container	\$221.00
16 to 20 MPH over Speed Limited	\$236.00	11. No Liability Insurance (1 st Offense)	\$296.00**
21 to 24 MPH over Speed Limited	\$286.00		
25 MPH over speed limit	\$336.00		
2. No Valid or Expired Registration	\$151.00*		
3. Expired Driver's License/D.L. violation	\$171.00		
4. No Driver's License	\$221.00		
5. Driving While License Invalid	\$266.00		
6. Equipment Violations, Seat Belt, Child Safety Seat	\$146.00		
7. Red Light / Stop Sign/ Fail to Yield Right of Way	\$236.00		

*Registration renewed prior to the court date and the renewal/penalty fees paid will be dismissed with a payment of a \$20.00 dismissal fee.
**Insurance violations will be dismissed upon presentation to the court proof that the vehicle was covered by a valid policy at the time of the ticket.

ALTERNATIVES TO PAYMENT OF FINES

If you are unable to pay the fine and costs, there are alternatives to the full payment of any fine or costs owed, and we will discuss this with you at court. Should you not appear at our court, you could be arrested for failure to appear.

REPLY FORM

Mail this form, with other items requested, to the Justice Court shown at the top of the opposite page.

Section A

Name (Print or type as it appears on your Driver's License) _____ Driver's License Number or Date of Birth _____ Telephone Number (Daytime) _____

Current Mailing Address _____ City, State, Zip _____ Email Address _____

Citation No. _____ Date of Citation _____ Date cited to appear on or before _____

Alleged Violation Description #1 (entered plea below) _____ Alleged Violation Description # (entered plea below) _____

CHECK ONE AND CIRCLE: (Under 17 years of age must appear with a parent or guardian)

1 I hereby enter plea of (**circle one**) GUILTY or NO CONTEST to violation # _____, (and violation # _____) and waive appearance for trial. A Cashier's Check or Money Order in the total amount of the fine(s) as shown on the reverse side, is enclosed, or I have paid by credit card. I understand that payment of the fine will result in a conviction.

2 I hereby enter a plea of (**circle one**) GUILTY or NO CONTEST to violation # _____, and waive appearance for trial, and request Court grant me Driving Safety Course (DSC). I have completely filled out Section B.

3 I hereby enter a plea (**circle one**) GUILTY or NO CONTEST to violation # _____, (and violation # _____) and waive appearance for trial, and request that the Court grant me deferred disposition. If you are younger than 25 years of age, you must complete a driver safety course.

4 I hereby enter a plea of NOT GUILTY to alleged violation # _____, (and violation # _____) and request the court advise me of my trial date. You will be notified of Pre-Trial hearing date by mail.

INITIAL ONE:

I request a Jury Trial

I waive my right to Jury Trial and request a trial before the court (Trial before a Judge).

SIGNATURE: _____ DATE: _____

SECTION B

AFFIDAVIT FOR DRIVING SAFETY COURSE

FAILURE TO REMIT THIS FORM ON OR BEFORE YOUR APPEARANCE DATE WILL RESULT IN INELIGIBILITY FOR THE COURSE.

Please indicate (T) True or (F) False next to the statements listed below. **If any are False, you are NOT eligible for the Driving Safety Course.**

I have completely filled out (checked the box requesting D.S.C.) and enclosed the REPLY FORM (Section A, Box 2)

I do NOT possess a Commercial Driver's License. (If you **possess** a CDL you are not eligible to take DSC.)

I possess a valid TEXAS driver's license or permit.

I have NOT taken a driving safety course in lieu of paying a fine during the past year.

I am NOT in the process of taking a driving safety course to dismiss another offense.

This violation did NOT occur in a construction zone while workers were present.

I understand I CANNOT take the driving safety course in lieu of paying the fine if I am accused of speeding 95 miles per hour or more or speeding 25 MPH or more over the posted speed limit.

I **enclose valid** proof of Financial Responsibility (insurance). (A photocopy is acceptable—NO ORIGINALS PLEASE)

I **enclose** a money order or cashier's check (**NO PERSONAL CHECKS**) made payable to the Austin County JP#2 Court in the amount of **\$146.00**.

I understand that this form Must be **NOTARIZED**.

I understand that I am responsible for **completing a TX Dept of Regulation & Licensing approved Driving Safety Course within 90 days from the date this form is notarized.**

I understand that I must remit the **signed Court Copy** of the DSC Certificate of completion to the Court and 3A Certified Copy of your driving record from DPS by applying online at <http://dps.texas.gov/DriverLicense/driverrecords.htm>, before the expiration of 120 days from the notarized date.

Under penalty of Perjury, I swear or affirm that the above is true and correct. _____
SIGNATURE

SWORN TO AND SUBSCRIBED BEFORE ME this the _____ day of _____, 20_____.
(Seal)

NOTARY PUBLIC

Section C

REQUEST FOR DEFERRED DISPOSITION

To apply to the Court for deferred adjudication complete the following:

Plead guilty or no contest on Section A, Check Box 3

I do NOT possess a Commercial Driver's License (If you possess a CDL you are not eligible to take Deferred Disposition regardless of the vehicle operated.)

If you are 25 years or under, by law you are required to take and complete a Driver's Safety Course.

Provide proof of current liability insurance and copy of driver's license.

I will request a 3A Certified Copy of your driving record from DPS by applying online at <http://dps.texas.gov/DriverLicense/driverrecords.htm>.

I **enclose** a money order or cashier's check (**NO PERSONAL CHECKS**) made payable to the Austin County JP#2 Court in the amount of the fine.

Send this form to the Court prior to your court date.

SIGNATURE: _____ DATE: _____