



## Deferred Disposition

With a plea of guilty or no contest, you may be eligible for deferred disposition on your citation, which may keep the violation from being reported on your driving record with the Texas Department of Public Safety. However, you will lose that right if you do not appear at the Municipal Court before the 15<sup>th</sup> calendar day after the date of the citation.

Provided the municipal court judge grants your motion for deferral, you will be placed on probation for a period of time, usually 90 days. As a condition of your probation, you must not receive another citation in the State of Texas during the 90-day probationary period. Other conditions may be imposed for your probation, but you will be made aware of those terms with your motion for deferred disposition.

The Court requires the Motion for Deferred Form and payment by cash, check, money order or credit/debit card upon request.

At the conclusion of the probation period, and provided the conditions of your probation have been met, the municipal court judge will dismiss the citation without a final disposition. For traffic offenses, dismissals will not be reported to the Department of Public Safety (DPS) in Austin, and the dismissal should not affect your driving record.

You are eligible to request deferred disposition if you:

1. Have a valid driver's license, which is **NOT** a CDL (Commercial Driver's License);
2. Have current liability insurance on the vehicle you were driving, including rental vehicles;
3. Have not requested deferred disposition for any other offense within the past 12 months preceeding the date of the offense on your current citation; and
4. Your citation is **NOT** for one of the following offenses:
  - Speeding 25 mph or more over the posted speed limit;
  - Speeding at a speed of 95 mph or more;
  - Failure to give information or render aid at scene of an accident;
  - Leaving scene of an accident;
  - Passing a school bus; or
  - Any moving violation within a construction zone when workers were present.



Request for Deferred Disposition:

If making the request in person at the court, you MUST:

1. Present your valid driver's license;
2. Present your valid liability insurance covering the vehicle you were driving, including rental vehicles;
3. Enter a plea of guilty or no contest; and
4. Pay the citation amount, plus a \$30.00 deferral fee.

If making the request by mail, you MUST:

1. Provide a clear and legible copy of your valid driver's license;
2. Provide a clear and legible copy of your valid liability insurance covering the vehicle you were driving, including rental vehicles;
3. Enter a plea of guilty or no contest;
4. Provide a letter requesting Deferred Disposition that is postmarked by your due date; and
5. Pay the citation amount, plus a \$30.00 deferral fee.

If you still have questions regarding eligibility, please contact the Municipal Court at 817-249-6083 or in person at:

911 Winscott Road  
Benbrook, TX 76126