

STATE OF TEXAS

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IN THE MUNICIPAL COURT

COUNTY OF BEXAR

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CITY OF SAN ANTONIO

STANDING ORDER NO. 2—DRIVING SAFETY COURSE

WHEREAS, the Rules of the Municipal Court of the City of San Antonio, Texas and Chapter 21 of the Texas Government Code give the Courts responsibility and authority ensuring the integrity and impartiality of court proceedings; and require that proceedings be conducted with dignity and in an orderly and expeditious manner with control of the proceedings so that justice is done; and

WHEREAS, in the interest of public safety during the COVID-19 and related coronavirus public health crises, this Order is established to address protocols on a Defendant’s request to complete a driving safety course.

NOW THEREFORE, IT IS HEREBY ORDERED by the Presiding Judge of the City of San Antonio Municipal Court that the following policy is in effect from this day forward regarding a Defendant’s request to complete a driving safety course:

- A. It is presumed that all Defendants are eligible to complete a driving safety course on unadjudicated matters.
- B. Court Clerks may process requests to complete a driving safety course on unadjudicated matters from a Defendant, or a Defendant’s attorney, and may complete the paperwork for the Court’s signature unless the Defendant is not eligible for completion of a driving safety course as outlined below. Defendants who are not eligible for completion of a driving safety course may be eligible for deferred disposition (see Standing Order No. 1). Any Defendant not eligible for either completion of a driving safety course or deferred

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disposition under Standing Order No. 1 will be granted a one-time automatic reset of 60 days.

- C. Upon the Court's order allowing a Defendant to complete a driving safety course, the Defendant shall have 90 days to successfully complete the approved driving safety course and present to the Court all of the requirements outlined in Article 45.0511 (c) of the Texas Code of Criminal Procedure and pay any and all court costs and fees (including reimbursement fees) as outlined in Article 45.0511 (f) of the Texas Code of Criminal Procedure.

MOVING VIOLATIONS:

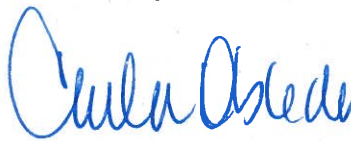
A Defendant is not eligible for the completion of a driving safety course under this Standing Order on unadjudicated matters for a moving violation if:

- 1) The Defendant fails to present a valid Texas Driver's License or permit (unless the Defendant is a member, or the spouse or dependent child of a member, of the United States military forces serving on active duty).
- 2) The Defendant is the holder of a Commercial Driver's License or held a Commercial Driver's License at the time of the alleged offense.
- 3) The Defendant fails to provide proof of financial responsibility as required by Chapter 601 of the Texas Transportation Code which was valid and in force as of the date the Defendant makes the request to complete the driving safety course with the Court.
- 4) The offense is alleged to have occurred in a construction or maintenance work zone and the citation indicates that workers were present; and
- 5) The alleged offense involves a speed of 95 mph or more.

- 6) The alleged offense involves speeding in excess of 25 mph or more over the posted speed limit.
- 7) The alleged offense involves passing a school bus.
- 8) The Defendant completed an approved driving safety course within the 12 months preceding the date of the alleged offense.

If the Defendant fails to timely comply with the terms of the driving safety course and provide all the requirements outlined in Article 45.0511 (c) and (f) of the Texas Code of Criminal Procedure, the Clerk shall summon the Defendant to Court to show cause for such failure. If the Defendant fails to appear at the “show cause setting,” a final judgment shall be prepared for the Court’s signature.

SIGNED AND ENTERED on this, the 10 day of March, 2020.



CARLA OBLEDO
PRESIDING JUDGE,
CITY OF SAN ANTONIO MUNICIPAL COURT