

**STANDING ORDER NO. 1
DEFERRED DISPOSITION**

IT IS ORDERED that the Court Clerks may process requests for Deferred Disposition ("Deferred") from a Defendant, or his attorney, at the Court Clerk's Window and may complete the paperwork for the Court's signature if the Defendant meets the eligibility requirements set forth below. Defendants not meeting said eligibility requirements may present their request for Deferred to the Court by setting the case on the Court's "Pre-Trial" or "Attorney Plea" docket.

MOVING VIOLATIONS:

A Defendant is eligible for Deferred Disposition "at the Clerk's Window" for a moving violation if:

- 1) the Defendant shows proof of valid Driver's License (not restricted to Texas D.L.);
- 2) the Defendant pays in full at the time of the request all court costs and the special expense fee (which is equal to the window fine);
- 3) the Defendant is at least 25 years of age, or if less than 25 years of age agrees to complete a driving safety course approved under Chapter 1001, Texas Education Code;

IT IS ORDERED that the deferral period shall be **30 days**, unless otherwise indicated by these orders.

A Defendant is **not** eligible for Deferred Disposition "at the Clerk's Window" for a moving violation if:

- 1) the driver is the holder of a **Commercial Driver's License**;
- 2) the offense occurred in a **construction or maintenance work zone when workers are present**;
- 3) the Defendant was involved in an **accident resulting in property damage or personal injury** (must appear in court);
- 4) the offense involves **passing a school bus**;
- 5) the offense involves failing to obey school crossing guard;
- 6) the offense involves speeding in excess of **25 mph or more over the posted speed limit** or in excess of **80 mph**; or

NON-MOVING VIOLATIONS:

A Defendant is eligible for Deferred Disposition “at the Court Clerk’s Window” for non-moving violations if:

- 1) the Defendant pays in full at the time of the request all court costs and the special expense fee (which is equal to the window fine, and penalty fine if applicable);

IT IS ORDERED that the deferral period shall be **30 days**, unless otherwise indicated by these orders.

A Defendant is **not** eligible for Deferred Disposition “at the Court Clerk’s Window” for non-moving violations if:

- 1) the offense involves a violation of the Alcohol Beverage Code;
- 2) the offense is for Driving Under the Influence pursuant to 106.041 of the Texas Alcoholic Beverage Code;
- 3) the offense involves violations of Chapter 161 of the Texas Health and Safety Code (Tobacco violations); or
- 4) the offense involves personal complaints;

FAIL TO MAINTAIN FINANCIAL RESPONSIBILITY:

A Defendant is eligible for Deferred Disposition “at the Court Clerk’s Window” for the offense of Failing to Maintain Financial Responsibility if:

- 1) the Defendant pays in full at the time of the request all court costs and the special expense fee (which is equal to the window fine, and penalty fine if applicable); and
- 2) the Defendant presents proof of Financial Responsibility that is valid on the day of the request, maintains financial responsibility for the entire deferral period of **30 days** and provides proof of financial responsibility to the Court at the end of the period, either in person or by mail.

IT IS ORDERED that if the Defendant fails to comply with the terms of probation, the Clerk shall summon the Defendant to court to show cause for such failure. If the Defendant fails to appear, a final judgment shall be prepared for the Court’s signature.

SIGNED AND ENTERED on this the 24th day of August, 2016.



Henry L. Campbell
Presiding Judge

JUDGE'S ORDER NO. 2
DISMISSAL OF FINANCIAL RESPONSIBILITY VIOLATIONS

IT IS ORDERED that any time prior to the date of hearing for a citation of "Fail to Maintain Financial Responsibility" a Clerk may accept proof of financial responsibility for dismissal if it complies with the following requirements for acceptable proof.

IT IS ORDERED that the status of the violator's driver's license or right to obtain a driver's license shall be considered when determining eligibility for dismissal. Written documentation shall be provided from Insurance Company stating that the defendant is covered based on the status of the violator's driver's license or ability to obtain one.

ACCEPTABLE PROOF

Any typewritten, company generated "Owner's Policy" of insurance coverage covering the day the citation was issued as long as the proof contains the name of the defendant or the make and model of the vehicle the defendant was driving. (Minimum coverage as of April 1, 2008 is 25/50/25. Effective January 1, 2011, the minimum liability coverage increases to 30/60/25)

Premium notices, payment receipts and/or handwritten documents are not "acceptable proof" of financial responsibility.

Fleet policies may be accepted by a Clerk for dismissal if the defendant presents valid proof consistent with the criteria above and indicia of authorization to drive the covered vehicle.

All documents presented to the Court as proof of Financial Responsibility shall be submitted for verification prior to dismissal, unless directed otherwise by the Court.

IT IS FURTHER ORDERED that a Clerk shall set any cases regarding the sufficiency or validity of proof of financial responsibility for hearing before the Court.

If a Defendant presents acceptable proof for a case for which a warrant has been issued, a Clerk shall attempt immediately to verify the proof. **IT IS ORDERED** that if a Clerk cannot verify financial responsibility for the defendant or the vehicle on the date the citation was issued, the Defendant shall be required to post an appearance bond in the amount of the window fine and any additional fees and/or fines that may be assessed.

SIGNED AND ENTERED on this the 31st day of July, 2014.



Henry Campbell
Presiding Judge

JUDGE'S STANDING ORDER NO. 3
COURT SETTINGS

DOCKET SETTINGS

IT IS ORDERED that a Defendant or his attorney, who appears at the Court Clerk's Window anytime prior to "Pending Warrant Status," may, without the requirement of posting a bond, obtain a setting on the Court's "Pre-Trial" docket, or the "Attorney Plea" docket, if applicable.

IT IS ORDERED that if a Defendant fails to appear for a properly noticed Court date, he must post a bail bond (cash, surety, or attorney) to obtain another Court Date. If a Judgment *Nisi* is entered against the Defendant, any subsequent bail bond shall be posted in cash, unless expressly approved by the Court.

CONTINUANCES

IT IS ORDERED that a motion for continuance must be in writing and filed with the Court in order to continue a case on the Court's docket. Deviations from this procedure must be approved by the Court.

SIGNED AND ENTERED on this the 31st day of July, 2014.



Henry Campbell
Presiding Judge

JUDGE'S STANDING ORDER NO. 4
COMPLIANCE DISMISSALS

IT IS ORDERED that a Clerk may accept for processing and dismissal, after proof of compliance, the following cases:

1. Display Expired License Plates (registration) (T.C. 502.407(b))
2. Operate a vehicle without two valid license plates (T.C. 504.943(d))
3. Expired Texas Driver's License (T.C. 521.026)
4. Fail to Display Driver's License (T.C. 521.025(d))
5. Fail to Change Address/Name on Driver's License (T.C. 521.054)
6. Violation of Driver's License Restriction (T.C. 521.221)
7. Operate vehicle with defective required equipment (or in unsafe condition)(T.C.547.004(c).
8. Expired disabled parking placard (T.C.681.013)

The Clerk shall make a copy for the file of the document(s) establishing proof of compliance and present the file to the Court for dismissal of the citation.

ACCEPTABLE PROOF OF COMPLIANCE AND DISMISSAL PROCEDURES

The following are acceptable means of proving remediation and/or compliance and the procedures for processing the case for dismissal:

Expired License Plate (Registration)

1. The standard form generated by a County Tax Assessor's office stamped by the County Tax Assessor's office indicating the date and amount of payment; or
2. The new registration receipt form generated by the County Tax Assessor's office stamped by the County Tax Assessor indicating the date and amount of payment;
3. The date of compliance is not more than 20 working days after the date of offense.
4. The Clerk shall collect a fee of \$20.00 before the case may be processed for dismissal.

Operate a vehicle without two valid license plates

1. The defect must be remedied before the defendant's first court appearance.
2. The Clerk shall collect a fee of \$10.00 before the case may be processed for dismissal.

Expired Driver's License

1. The temporary license issued by the Department of Public Safety indicating renewal of the license and the date renewed;
2. The date of compliance is not more than 20 working days after the date of offense;
3. The Clerk shall collect a fee of \$20.00 before the case may be processed for dismissal.

Fail to Display Driver's License

1. A valid Texas driver's license that was valid at the time of the offense;
2. No fee shall be collected for dismissal of this charge.

Fail to Change Address/Name on Driver's License

1. A valid Texas driver's license that indicates the name and address of the Defendant has been corrected;
2. A receipt issued by the Department of Public Safety (DPS) indicating that the change was made within 20 working days after date of the offense;
3. The Clerk shall collect a fee of \$20.00 before the case may be processed for dismissal.

Violation of Driver's License Restriction

1. A valid Texas driver's license without the restriction or endorsement;
2. A receipt issued by the (DPS) dated as of or before the defendant's first court appearance;
3. The Clerk shall collect a fee of \$10.00 before the case may be processed for dismissal.

Operate vehicle with defective required equipment (or in unsafe condition)

1. Must remedy the defect before the defendant's first court appearance.
2. The Clerk shall collect a fee of \$10.00 before the case may be processed for dismissal.

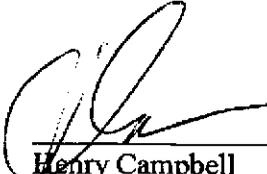
Expired disabled parking placard

1. Must remedy the defect within 20 working days after the date of offense.
2. The Clerk shall dismiss if expired not more than 60 days.

3. The Clerk shall collect a fee of \$20.00 before the case may be processed for dismissal.

In the event the proof does not comply with the above requirements, at the request of the Defendant, the Clerk may set the case on the "Pre-Trial" docket for hearing before the Court.

SIGNED AND ENTERED on this the 29th day of December, 2016.



Henry Campbell
Presiding Judge

JUDGE'S STANDING ORDER NO. 5
WARRANTS

IT IS ORDERED that a Defendant may post a "Cash Bond" using cash, cashier's check, money order, credit or debit card or other cash equivalent. **No checks personal shall be accepted to pay a warrant.**

IT IS ORDERED that upon the posting a bond or payment in full of the fine, the warrant shall be immediately recalled and notification shall be sent to the Lancaster Police Department for removal of the warrant from regional crime information computers.

Appearance Bonds, whether cash or surety, must be signed by the principal. Attorney bonds may be accepted without the signature of the principal if the attorney has filed a Notice of Appearance or acknowledges by other means his status as attorney of record for the Defendant. All attorney bonds shall include the attorney's signature and state bar card number. If the attorney's name, bar card number, address and telephone number is provided, the attorney bond may be accepted by facsimile. A Clerk shall date-stamp all bonds received.

IT IS ORDERED that no bond shall be required during the period of pending warrant status or until such time as a warrant is signed by the Court, unless the Defendant has failed to appear for a properly noticed Court date or is in "bond forfeiture" status. In the event a Judgment *Nisi* has signed, the Defendant shall post a "Cash Bond" before the case is placed back on a docket.

SIGNED AND ENTERED on this the 31st day of July, 2014.



Henry Campbell
Presiding Judge