

Comparison of Deferred Disposition and Driving Safety Course Dismissals

	Deferred Disposition	Driving Safety Course
Authorizing Statute	CCP Art. 45.051	CCP Art. 45.0511
Up to Court's Discretion?	Yes	Not if defendant meets "mandatory" eligibility requirements
Eligible Offenses	Everything except Disqualified Offenses listed below	<div style="background-color: #e0e0e0; height: 40px; margin-bottom: 5px;"></div> For Defendants <25 years old, Moving Violations except Disqualified Offenses below
Disqualified Offenses	<div style="background-color: #e0e0e0; height: 80px; margin-bottom: 5px;"></div> Rules of the Road offenses (other than inspection and seat belt offenses and offenses committed by pedestrians) committed in work zones with workers present	Speeding ≥ 25 mph over limit Speeding ≥ 95 mph total speed Passing school bus loading/unloading children Leaving scene of accident without exchanging info Failing to stop and render aid after injury accident Any offense committed by person holding a CDL or who held one at time of offense

		Any offense committed in a work zone with workers present other than a vehicle emissions inspection or maintenance offense, a pedestrian offense, a child passenger safety seat offense or a seat belt offense
Length of Deferral Period	1-180 days	90 days
Costs and Fees	<p>Court Costs + Initial Fine (initial fine may not exceed the maximum fine for the offense)</p> <p>Upon conviction, may impose fine as punishment (must credit any "initial fine" paid toward this fine)</p> <p>Time payment reimbursement fee must be assessed if any amount owed is paid more than 30 days after the order to pay (but only one fee may be assessed per case)</p>	<p>"Mandatory DSC": Court Costs + "Reimbursement Fee" which is capped at \$10</p> <p>"Discretionary DSC": Court Costs + fine (fine may not exceed maximum fine for the offense)</p> <p>Time payment reimbursement fee must be assessed if any amount owed is paid more than 30 days after the order to pay (but only one fee may be assessed per case)</p>
Texas DL required?	No	
Proof of Insurance required?	No	Yes