

**CINDY DINOVO
CLERK OF COURT**

CRIMINAL/TRAFFIC DIVISION 740.203.1570 / FAX 740.203.1599
Payment may be made on-line at www.municipalcourt.org

CINDY DINOVO, CLERK OF COURT
DELAWARE MUNICIPAL COURT
70 N. UNION STREET, DELAWARE, OHIO 43015

APPLICATION/WAIVER FOR TRAFFIC SAFETY PROGRAM (TSP)

MM-minor misdemeanor/M4-4th degree misdemeanor/UCM-unclassified misdemeanor/CZ-construction zone

1ST SPEED/ASSURED CLEAR DISTANCE WITHIN YEAR

| | |
|--|-------------------------|
| 1 - 15 mph over the limit / ACDA..... | \$130 (\$141 CZ) |
| 16 - 29 mph over the limit..... | \$155 (\$191 CZ) |
| 30+ mph over the limit..... | \$180 (\$241 CZ) |
| 36+ mph in school zone @ open/close hrs w. children/recess M4 | \$180 (\$241 CZ) |
| 36+ mph in business district (M4)..... | \$180 (\$241 CZ) |
| 51+ mph in city outside business district (M4)..... | \$180 (\$241 CZ) |

2ND SPEED/ASSURED CLEAR DISTANCE WITHIN YEAR

| | |
|--|-------------------------|
| 1 - 15 mph over the limit / ACDA..... | \$155 (\$191 CZ) |
| 16 - 29 mph over the limit..... | \$180 (\$241 CZ) |
| 30+ mph over the limit..... | \$210 (\$291 CZ) |
| 36+ mph in school zone @ open/close hrs w. children/recess M4 | \$210 (\$291 CZ) |
| 51+ mph in city outside business district (M4)..... | \$210 (\$291 CZ) |
| 36+ mph in business district (M4)..... | \$210 (\$291 CZ) |

3RD SPEED/ASSURED CLEAR DISTANCE WITHIN YEAR

| | |
|--|-------------------------|
| 1 - 15 mph over the limit / ACDA..... | \$180 (\$241 CZ) |
| 16 - 29 mph over the limit..... | \$205 (\$241 CZ) |
| 30+ mph over the limit..... | \$230 (\$341 CZ) |
| 36+ mph in school zone @ open/close hrs w. children/recess M4 | \$230 (\$341 CZ) |
| 51+ mph in city outside business district (M4)..... | \$230 (\$341 CZ) |
| 36+ mph in business district (M4)..... | \$230 (\$341 CZ) |

OTHER TRAFFIC MISDEMEANORS

| | |
|---|--------------------------|
| Reckless Operation - on or off road (MM)..... | \$205 |
| Reckless Operation - on or off road (M4) | Must appear |
| Improper approach to emergency vehicle (MM)..... | \$141 (M4 - Must appear) |
| Seatbelt-Driver (UCM)..... | \$120 |
| Seatbelt-Passenger (UCM)..... | \$110 |
| Child Restraint/Booster Seat | \$144 |
| Resisting Officer O.R.C. 4513.36 (MM)..... | \$205 (M4 - Must appear) |
| Overweight violations (UCM) | Contact Court |
| Other Traffic offense w/max. penalty a fine not over \$150 (MM-UCM) | \$130 |
| M4 Traffic offense not otherwise listed | \$160 |

MISCELLANEOUS VIOLATIONS

| | |
|---|-------------|
| Drug Abuse (Marijuana) (MM)..... | Must appear |
| Title 15 offense w/maximum penalty of a fine not over \$150 (MM-UCM) | \$125 |
| M4 Title 15 offense (M4)..... | \$155 |
| Non Traffic offense w/maximum penalty of a fine not over \$150 (MM-UCM) | \$180 |
| Delaware Ordinance-Underage possession/consumption DCO 529.021 (UCM)..... | \$309 |

ENTERING A PLEA / PAYING A WAIVER / PROOF OF INSURANCE

You may appear in court on your scheduled court date set forth on the ticket to enter a guilty, no contest, or not guilty plea **-OR-** you may plead guilty in advance by signing the back of the ticket and enclosing it with payment of the pre-determined amount. This is called paying a waiver and you give up your right to appear in court. If you qualify, you may apply for the Traffic Safety Program, information provided on the reverse side of this form. **If you have posted bond or you are an Ohio resident, a not guilty plea may be entered in writing by mail or FAX prior to your scheduled court date. A continuance of one week may be requested in writing by mail or FAX prior to your scheduled court date.**

Personal checks are acceptable from Ohio residents only. All other payments must be in the form of a **certified check or money order.** The court must receive your payment at least 24 hours in advance of your scheduled appearance. All payments should be made payable to the **Delaware Municipal Court.**

Failure to either appear in court or pay a waiver will result in a warrant for your arrest and/or cancellation of your driver's license.

You must provide proof of insurance. If you fail to provide adequate proof of insurance (a bill is not sufficient) covering your operation of the vehicle **at the time of the offense,** your license will be suspended by the Bureau of Motor Vehicles. If you are required to appear in court, you must bring proof of insurance with you.

If you are charged solely with one or more misdemeanor moving violations, and if you have not participated in this Court's Traffic Safety Program (TSP) within the past four years, you have the option of applying for the TSP now. **If you are eligible for the TSP and if you complete it, your case will be dismissed and you will not be convicted on the traffic charges in the case.** If you are eligible for the TSP and if you apply for that program but then fail to complete it the Court will accept your guilty or no-contest plea and you will be convicted on all of the traffic charges in your case. If you apply for the TSP, you will **not** be entitled to any refund of moneys paid to the court or to the Defensive Driving Course described below. If you choose to participate in the TSP you must complete **all three** of the requirements listed below:

1. You must mail or otherwise deliver **all** of the following to the Delaware Municipal Clerk of Court **before your scheduled court date:**
 - a. This form with your plea, signature and contact information added below.
 - b. Proof of automobile liability insurance covering your operation of the vehicle at the time when you committed the traffic offense(s).
 - c. Payment of the **total sum** of all fines for all of the offenses with which you are charged.
2. You must also pay for and complete the online Defensive Driving Course offered by the Safety Council of Central Ohio (SSCO) at www.nscddonline.com/delawaretraffic. (Completion of this application form does not enroll you in that course, and the fee for the course is a cost that you must pay in addition to the money that you send to the court for your traffic fines). SSCO's phone number is 800.775.1484. If you live outside Ohio, SSCO can refer you to a comparable course in your home state.
3. Within 60 days after your scheduled court date, you must send to the Delaware Municipal Court your **original** certificate of completion for the online Defensive Driving Course. A photocopy of your certificate of completion **will not** be accepted as proof of your completion of the course.

If you complete the first step above, and if the Court then determines that you are not eligible to participate in the TSP, the Clerk will notify you and will schedule a new court date for you. If that happens, any money that you have paid to the court will be held as bond until the case is finished.

A record of your guilty or no-contest plea will be sent to the Ohio Bureau of Motor Vehicles (BMV) if you apply for but do not complete the TSP despite being eligible to do so, and points may then be assessed against your driver's license by the BMV.

By signing below, you are certifying that 1) you are eligible for the TSP; 2) you are willing to waive your right to appear at the court to contest the traffic charges in your case; and 3) you understand and accept the requirements of the TSP.

To apply for the TSP, check either box and then sign & complete the lines below:

- I plead guilty to the traffic charges in my case. My plea of guilty is a complete admission of my guilt, and I accept the legal consequences of my actions.
- I plead no contest to the traffic charges in my case. My plea of no contest is an admission that the facts on my traffic ticket are true, and I understand that the Court will find me guilty based on that admission.

DEFENDANT

ADDRESS

CITY, STATE, ZIP CODE

TICKET NUMBER COURT DATE PHONE NUMBER