

CITY OF DUNCANVILLE MUNICIPAL COURT OF RECORD

STANDING ORDER NO. 4

PROOF OF INSURANCE

IT IS ORDERED that a clerk may accept proof for dismissal for a citation of "Fail to Maintain Financial Responsibility", after verification, 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 not be considered when determining eligibility for dismissal.

ACCEPTABLE PROOF

Any typewritten, company generated proof of insurance coverage covering the day the citation was issued as long as the proof contains the following information:

1. the name and address of the insurer;
2. the insurance policy number;
3. the policy period;
4. the name and address of each insured;
5. the make and model of the covered vehicle;
6. a statement that the insurance coverage meets the minimum standards for liability coverage as required by Texas state law.

The proof must also include the telephone number for the insurer for verification purposes. An operator's policy or evidence of financial responsibility for any vehicle driven by the Defendant may also be accepted for dismissal after verification.

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

Fleet policies may be accepted by the clerk for dismissal, after verification, if the defendant presents valid proof consistent with the above criteria and authorization to drive the covered vehicle.

If the defendant is not the owner of the vehicle, the defendant may present a written statement from the owner along with the insurance policy for the vehicle. The owner statement should include a legible copy of the owner's driver's license. The proof may be accepted for dismissal after verification.

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

IT IS FURTHER ORDERED that if a Defendant presents acceptable proof for a case for which a warrant has been issued, the clerk shall immediately attempt to verify the proof. Upon verification, the warrant status shall be removed. If a charge of Failure to Appear has been filed in conjunction with the underlying case, upon dismissal, the Failure to Appear shall also be dismissed.

IT IS ORDERED that if the clerk cannot verify financial responsibility for a case for which a warrant has been issued, the Defendant shall be required to post a bond in order to set the case for a hearing.

SIGNED AND ENTERED on this the 1st day of February, 2019.



John Rizo, Presiding Judge