

CAUSE NO. _____

THE STATE OF TEXAS

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§

IN THE COUNTY COURT

VS.

AT LAW NO. _____

(Texas Driver's License No. _____)

BEXAR COUNTY, TEXAS

ORDER WAIVING SURCHARGES FOR INDIGENT DEFENDANT

On the ____ day of _____, 20____, Defendant was convicted by this Court of an offense for which surcharges are assessed under Texas Transportation Code, Chapter 708 (Driver Responsibility Program), to wit: _____, which offense occurred on _____. However, Defendant has provided evidence to the Court to establish that Defendant is indigent, as follows (circle one):

- 1) a copy of the person's most recent federal income tax return that shows that the person's income or the person's household income does not exceed 125 percent of the applicable income level established by the federal poverty guidelines;
- 2) a copy of the person's most recent statement of wages that shows that the person's income or the person's household income does not exceed 125 percent of the applicable income level established by the federal poverty guidelines; or
- 3) documentation from a federal agency, state agency, or school district that indicates that the person or, if the person is a dependent as defined by Section 152, Internal Revenue Code of 1986, the taxpayer claiming the person as a dependent, receives assistance from:
 - A) the food stamp program or the financial assistance program established under Chapter 31, Human Resources Code;
 - B) the federal special supplemental nutrition program for women, infants, and children authorized by 42 U>S>C> Section 1786;
 - C) the medical assistance program under Chapter 32, the Human Resources Code;
 - D) the child health plan program under Chapter 62, Health and Safety Code;

or

E) the national free or reduced-price lunch program established under 42 U.S.C. Section 1751 et seq.

Alternate Evidence of Indigency

1) Defendant previously was determined by the Court to be indigent for the purposes of this case, and was provided court-appointed counsel. The court finds that status is unchanged.

2) Other (specify): _____

Therefore, the Court finds that Defendant is indigent and, pursuant to Texas Transportation Code Sec. 708.158, effective 09/01/2011, ORDERS that the Department of Public Safety WAIVE all surcharges which would otherwise be assessed under Texas Transportation Code, Chapter 708, as a result of the conviction in this case.

Signed this _____ day of _____, 20_____.

JUDGE PRESIDING