

# **Traffic Violations / Class C Fine Only Violations** **Instructions for requesting an indigent** **hearing:**

The court needs the following at minimum:

- Completed attached Indigence affidavit/paperwork (original completed/signed documents; copies cannot be accepted)
- Copy of any kind of government assistance you receive (food stamps, employment, etc.)
- If you are a student, you must provide proof of school enrollment (Copies accepted)
- Work pay stubs if any OR Letter from your employer verifying your employment/pay/average hours working (Copies accepted)
- A statement from you that includes (original completed/signed letter; copy cannot be accepted):
  - Your plea for the charge/violation
  - Your current/good MAILING address and telephone number
  - Any specific request to resolve the charge/violation in lieu of direct payment
    - Please be advised if you are pleading Not Guilty for a charge/violation, you do not submit this paperwork.

Please be aware that the court may also need additional information such as the following. Please be prepared to communicate the availability of when it can be provided if/when requested by the Judge:

- Copy of your last tax income tax return
- Copy of your last bank statement from any and all bank accounts you may have

When you submit the above and the attached, the COURT will present your information to Judge Allen for review. If deemed necessary, an Indigent Hearing may be scheduled to discuss your request further. The Court suggests that you call or email the office on a monthly basis if you have not received a letter in the mail after your submission to the court.

**Bastrop County Justice of the Peace Precinct One**

**P.O. Box 336, Bastrop, Texas, 78602**

**Phone: 512-581-4258**

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# AFFIDAVIT OF INDIGENCE

*This section to be filled out by Court Personnel*

No. \_\_\_\_\_

The State of Texas

In the \_\_\_\_\_ Court

vs.

\_\_\_\_\_

\_\_\_\_\_ County

Offense \_\_\_\_\_

Level of Offense \_\_\_\_\_

**All information must be completed by the defendant and must be current, accurate, and true. Intentionally or knowingly giving false information may result in your prosecution for the offense of aggravated perjury, a felony. The punishment for aggravated perjury includes imprisonment not to exceed ten (10) years and a fine not to exceed ten thousand dollars (\$10,000). Please fill in all blanks. If you do not know the information being asked, enter DO NOT KNOW in the blank. If the information being asked does not apply to you, enter N/A in the blank.**



Defendant's Personal Information	
Name	
Phone Number	
Street Address	
City, State, Zip	
Social Security #	
Driver's License #	
Date of Birth	
Name of Spouse	

Dependents:			
Name(s) (list below):	Age	Relation	Income

Are you currently in jail or in a correctional institution?
___ No
___ Yes     If yes, provide name of institution:

Are you currently residing in a mental health facility?
___ No
___ Yes     If yes, provide name of facility:

Do you have an application pending at a mental health facility?
___ No
___ Yes     If yes, provide name of facility:

Employer Information	
Employer	
Phone Number	
Supervisor's Name	
Street Address:	
City, State, Zip	
Hours worked	___ per week or ___ per month
Pay rate	
Spouse's Employer	
Street Address:	
City, State Zip	
Hours worked	___ per week or ___ per month
Pay rate	

If unemployed, list:	
Length of time unemployed	
Name of previous employer	
Street Address of previous employer:	
City, State, Zip	

**Defendant's Financial Information**

Public Assistance Are you currently receiving (check all that apply)
<input type="checkbox"/> Food Stamps
<input type="checkbox"/> Medicaid
<input type="checkbox"/> Public housing
<input type="checkbox"/> Temporary Assistance to Needy Families (TANF)
<input type="checkbox"/> Supplemental Security Income (SSI)

Expenses (Monthly)	Monthly Payment
Rent or Mortgage Payment	
Car Payment	
Insurance (Life, Health, Car, Homeowners, etc.)	
Child Care	
Child Support	
Water	
Gas	
Telephone	
Electricity	
Food	
Clothes	
Medical	
Cable TV or Satellite TV	
Pager	
Cell Phone	
<b>Loan and Debt Payments</b>	
Outstanding Loans (list type of Loans)	
Credit Card Debt (list name of cards)	
Balance:	
\$ _____	
Balance:	
\$ _____	
Other Monthly Expenditures (Describe)	
<b>TOTAL MONTHLY EXPENSES</b>	

Income (Monthly)	Monthly Amount
Take Home Pay	
Spouse's Take Home Pay	
Investment Income	
Stock Dividend	
Bond Dividend	
Rental Income	
Pension Payments	
Unemployment	
Social Security Benefits	
Child Support	
Public Assistance	
TANF	
SSI	
Medicaid	
Other	
Cash Gifts	
Other (Describe)	
<b>TOTAL GROSS MONTHLY INCOME</b>	

Assets		Value
<b>A. Place of Residence</b> ___ Rent    ___ Own Describe if house, condominium, apartment, other:		\$
<b>B. Real Property Owned; Description/Location:</b>		\$
<b>C. Automobile(s)</b> Make                      Model                      Year		\$
Make                      Model                      Year		\$
Make                      Model                      Year		\$
<b>D. Stock and Bonds (provide description)</b>		\$
		\$
		\$
<b>E. Other Property (list all jewelry, equipment, watercrafts, etc.)</b>		\$
		\$
		\$
<b>F. Bank Accounts</b>		
Bank Name	Type of Account	Balance
		\$
		\$
		\$
		\$
<b>G. Other Assets (Identify)</b>		<b>VALUE</b>
		\$
<b>ASSETS TOTAL VALUE</b>		<b>\$</b>

I have / have not (circle one) attempted to hire an attorney. The names of the attorneys I have contacted are as follows:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

On this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, I have been advised by the (name of the court) Court of my right to representation by counsel in the trial of the charge pending against me. I am without means to employ counsel of my own choosing and I hereby request the court to appoint counsel for me. By signing my name below, I swear, that all of the above information about my financial condition is current, accurate, and true.

\_\_\_\_\_  
Defendant's Signature

SUBSCRIBED and SWORN to before me, the undersigned authority, this \_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Clerk's Signature

This court finds the defendant    **is / is not**    indigent.

\_\_\_\_\_  
Signature of Judge

## VERIFICATION AGREEMENT

I do / do not (circle one) authorize the court to verify the financial information given to determine my eligibility by contacting my employer and/or other third parties who can confirm the information provided. I understand that if I do not authorize the court to contact the necessary parties, then I must provide verification of the information in a manner that is acceptable to the court or I will not have an attorney appointed.

\_\_\_\_\_  
Applicant's Signature

SUBSCRIBED and SWORN to before me, the undersigned authority, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Clerk's Signature

### MY EMPLOYMENT INFORMATION:

JOB TITLE: \_\_\_\_\_

EMPLOYER'S NAME: \_\_\_\_\_

EMPLOYER'S ADDRESS: \_\_\_\_\_

SUPERVISOR'S NAME: \_\_\_\_\_

WORK PHONE: \_\_\_\_\_

HOURS OF WORK: \_\_\_\_\_

PAY RATE: \_\_\_\_\_

### MY FINANCIAL INFORMATION:

NAME OF FINANCIAL INSTITUTION: \_\_\_\_\_

ACCOUNT NUMBER: \_\_\_\_\_

BALANCE: \_\_\_\_\_

\_\_\_\_\_  
SIGNATURE OF EMPLOYEE/PERSON SUBJECT TO FINANCIAL INFORMATION