

SURPRISE CITY COURT

Eff 9-1-2019

16081 N. Civic Center Plaza Suite 105, Surprise, Arizona 85374 (623) 222-4800

You can obtain case information as well as links to legal resources at www.surpriseaz.gov/court. Each person who enters the Court building will go through a security screening procedure, with the assistance from a Court Security Officer. No food, drink, or weapons of any type are allowed in the Court building.

You have just received a traffic ticket and this document will explain your options or go to: www.surpriseaz.gov/court for more information. Be sure to read both sides of your traffic ticket. You must respond to the court in person or, if eligible, use the options below, on or before the date and time indicated on your traffic ticket. If the violation is a Criminal offense, you MUST appear in court on your court date.

If you are required to pay fines, penalties, fees or other financial obligations as a result of a judgment of this court and you are unable to pay, bring this information to the attention of court staff or the judge because payments over time or other alternatives may be available. Do not ignore your responsibility to pay, as this may result in additional penalties and costs. For more information contact the court, an attorney, or go to: www.surpriseaz.gov/court.

By providing your cell phone number you are granting permission to receive texts and other communication regarding court dates, pending payments and other relevant information about your case. Normal text and SMS rates may apply. Please contact the court in which your case is filed should you desire to opt out of this service.

If you have received a civil traffic ticket, your options are detailed within this document. You may choose one of three options, or you may appear on or before the date and time shown on your civil traffic ticket to resolve your case. If you have multiple violations on your civil traffic ticket, you will need to indicate your choice for each violation. If you are unable to resolve your case on or before the court date given to you by the officer, you may submit a motion for a continuance at www.surpriseaz.gov/court.

OPTION 1 - ATTEND DEFENSIVE DRIVING SCHOOL

ONE moving violation may be dismissed. You may attend the school once every 12 months.

You are eligible to attend a defensive driving class if:

- 1. Your traffic violation did not result from an accident involving death or serious physical injury.
2. Your traffic violation has not already been set to a hearing.
3. You hold a commercial driver license and driving a vehicle requiring a Class D or a Class M driver license and the vehicle was not being used for commercial purposes. (A.R.S. §28-3392A(2)(b)). Although the violation will be reported to MVD, no points will be applied to your record. (A.R.S. §28-3394.01A)

Registration instructions:

1. Visit http://www.azdrive.com and look for Defensive Driving School information.

OR

Call the Defensive Driving School information line at 1-888-334-5565 (automated response only).

2. You must complete the online program or attend a class 7 days prior to your scheduled court date.

3. Once registered, if you need more time to complete the class, the school can grant a one time, 45-day extension. If you need additional extensions, you may submit the request by filing a motion at: www.surpriseaz.gov/court

FAILURE TO COMPLETE THE DEFENSIVE DRIVING CLASS MAY RESULT IN A DEFAULT JUDGMENT AND/OR YOUR DRIVER LICENSE SUSPENSION AND ADDITIONAL MONETARY PENALTIES.

OPTION 2 - PAY ON-LINE, OR BY MAIL

Waive your right to a hearing, enter a plea of responsible, and pay the fine. You do not have to appear in court. The full payment must be received by your

scheduled court date. We suggest allowing at least 5 days for mailed payment. Payment can be made (if 18 or older) online at www.surpriseaz.gov/court. If you intend to plead responsible but cannot afford to pay the full amount of court fines and fees, you may request a payment plan by calling (623)222-4838.

1. READ AND SIGN (if paying by mail) the following statement: I hereby waive my right to a hearing, enter a plea of responsible, and consent to judgment imposing the prescribed fine:

Signature Parent's Signature (required if younger than 18)

2. To pay online visit: www.surpriseaz.gov/court or, in person with check, money order, or cashier's check made payable to Surprise City Court.

If paying by mail, complete this form and enclose it with your payment along with a copy of the ticket.

THE FULL PAYMENT MUST BE RECEIVED BY YOUR SCHEDULED COURT DATE. FAILURE TO DO SO MAY RESULT IN A DEFAULT JUDGMENT AND DRIVER LICENSE SUSPENSION WITH ADDITIONAL MONETARY PENALTIES BEING IMPOSED.

OPTION 3 - REQUEST A HEARING BY MAIL OR EMAIL

At your hearing, you may bring witnesses and you will have the opportunity to present your case before a judge. Once the hearing begins, you can no longer attend Defensive Driving Class and if you are found responsible, all fines are expected to be paid at the conclusion of your hearing. Do not ignore your responsibility to pay the fines due to financial hardship as there are a number of payment options available from the court.

1. READ AND SIGN the following statement: I hereby request a hearing to contest the violations indicated below. I hereby enter my plea of not responsible. I understand that I am giving up the option of attending a Defensive Driving Class for those violations for which I have requested a hearing.

Signature Parent's Signature (required if younger than 18)

Persons under the age of 18 appearing in court must be accompanied by parent or guardian.

1. Indicate below, the violation(s) for which you are requesting a hearing. The numbers/letters run vertically down the left side of the ticket.

(A)1 (B)2 (C)3 (D)4 (E)5

2. Check if applicable:

I will be represented by an attorney.

I will need an interpreter. (Language):

3. Place this form along with a copy of your ticket and mail at least five business days before your scheduled court date. You will be notified of your assigned hearing date by mail or email. You must appear on that date and be ready to present evidence and examine witnesses in front of a Judicial Officer. FAILURE TO APPEAR MAY RESULT IN A DEFAULT JUDGMENT AND DRIVER LICENSE SUSPENSION WITH ADDITIONAL MONETARY PENALTIES BEING IMPOSED. If you are found responsible, all fines are expected to be paid at the conclusion of your hearing. Do not ignore your responsibility to pay the fine. If you have a financial hardship, inquire with the court to see if you qualify for a payment plan.



❖ **OPTION 2 OR 3 (MAIL), WRITE THE TRAFFIC TICKET NUMBER BELOW:**

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AND provide the following information:

Name _____			
Address _____	City _____	State _____	ZIP _____
Phone _____	Email _____		

❖ **TO CALCULATE WHAT YOU OWE IN FINES:**

Refer to the **FINE SCHEDULE** in next column. List amount in Fine Amount column below. If your court date has passed, add 1 (one) Default Fee of \$50 per ticket (not violation), plus 1 (one) \$20 Time Payment Fee. The court date is above your signature on the ticket. Pay the Grand Total amount under the Total Fine column. PLEASE DO NOT SEND CASH.

FINE AMOUNT	Total Fine
Violation 1 (A) \$ _____	\$ _____
Violation 2 (B) \$ _____	\$ _____
Violation 3 (C) \$ _____	\$ _____
Violation 4 (D) \$ _____	\$ _____
Violation 5 (E) \$ _____	\$ _____
Municipal Court Enhancement Fee	\$ \$29.19
\$20 Time Payment, if applicable	\$ _____
\$50 Default Fee, if applicable	\$ _____
GRAND TOTAL	\$ _____

Municipal Court Enhancement Fee is per local ordinance. Add one (1) per traffic ticket not each violation.

*** A.R.S. 28-645A3A & 28-647.1 – Red-Light Violations:** Persons found responsible or entering a plea of responsible for red-light traffic control signals, including flashing stop signals violations, will be ordered by the Motor Vehicle Division to attend and successfully complete Traffic Survival School or suffer suspension of driving privileges.

A.R.S. 28-2532A – No Vehicle Registration: \$582.00. If you provide proof of current registration, fine will be reduced to \$137.00.

A.R.S. 28-3169A – No Driver License in Possession: Dismissed upon proof of driver license valid on the date and time of the violation. Provide a copy of **both front and back** of your driver license. Mail or Email a legible copy at www.surpriseaz.gov/court

A.R.S. 28-907A – Child Passenger Restraint: If you have been cited for “failure to use,” the fine is \$137.00. However, if you attend CAPP (Children Are Priceless Passengers) program, the fine will be suspended with proof of completion. For more information call 602-255-3216, or visit the Arizona Governor’s Office of Highway Safety website: <https://azgohs.gov/highway-safety-programs/default.asp?ID=23>

A.R.S. 28-4135B & C – No Proof of Insurance: \$938.00 fine for a 1st offense. If you provide proof on or before your appearance date showing that the vehicle involved was insured on the **DATE & TIME** the ticket was issued, the violation will be dismissed.

****28-448A** If you provide valid proof of address change filed with MVD, the Court will waive the fine. To complete this process and obtain documentation, visit: www.servicearizona.com

*****28-3151A & 28-3222** The Court will waive the fine with valid proof of current driver license.

FINE SCHEDULE

Below are VIOLATION CODES with fine amounts that include Mandatory State surcharges and assessments. Find the violation code(s) that corresponds to the one written on your ticket. If full payment is NOT RECEIVED by the court date on your Ticket, add one **\$20 Time Payment Fee** (per A.R.S § 12-116), plus a one **\$50 Default Fee** (Per city ordinance). If your payment is late, it may result in a Default Judgment and Driver License Suspension with additional monetary penalties imposed.

Violations Eligible for Defensive Driving School	Amount	Violations NOT Eligible for Defensive Driving School	Amount
28-644A1 & 28-644A2	210.00	28-448A**	170.00
28-645A1 & 28-645A1B	210.00	28-645A2B & A3D	210.00
28-645A3A* A3B, & A3C	230.00	28-646A2 & B	170.00
28-645B & 28-645C	210.00	28-793A & 28-795	210.00
28-646A1	170.00	28-907A & B	137.00
28-647.1* & 28-647.2	210.00	28-909A1, A2 & B	65.80
28-651	210.00	28-2008 & 28-2058A2B	170.00
28-701A & 28-701E	210.00	28-2153A, B1 & B2	170.00
0-9 mph over speed limit	210.00	28-2158C	170.00
10-15 mph over speed limit	230.00	28-2354A1 to 28-2354B3	170.00
16-20 mph over speed limit	250.00	28-2532A	582.00
21-29 mph over speed limit	300.00	28-3151A & 28-3222***	170.00
28-702.01C	74.70	28-3169	170.00
28-702.04B	210.00	28-3480B	170.00
28-704A & 28-704C	210.00	28-3482A	170.00
28-705 & 28-706A, 28-706B	210.00	28-4135A (1 ST Offense)	938.00
28-709A1 & A2 & 28-710A & B	210.00	28-4139A	493.00
28-721A to 28-792B	210.00	54-8B	170.00
28-794.1, 2, 3	210.00		
28-815D	210.00		
28-797F & 28-797G	210.00		
28-797H & 28-797I	305.63		
28-851A-D & 28-852 & 28-854B	210.00		
28-855B & 28-855C	210.00		
28-856.1, 2, 3	210.00		
28-857A1; A2	493.00		
28-891A & B	210.00		
For more information visit:			
www.surpriseaz.gov/court			

Instrucciones En Español:
Si usted necesita asistencia adicional en español, favor de llamar a (623)222-4800