

Revised 07/01/2010

WALTON COUNTY TRAFFIC CITATION OPTION FORM-PART A

YOU MUST SELECT ONE OF THE FOLLOWING FOUR OPTIONS

YOU CANNOT CHANGE YOUR SELECTION WITHOUT PENALTY AFTER YOU RETURN THIS FORM

ALL FINE AMOUNTS MUST BE PAID WITH ONE OF THE FOLLOWING PAYMENT OPTIONS--A PERSONAL CHECK DRAWN ON A FLORIDA BANK, MAJOR CREDIT CARD, CASHIERS CHECK OR MONEY ORDER. OUT OF STATE PERSONAL CHECKS ARE NOT ACCEPTED. PLEASE MAKE YOUR CHECKS OR MONEY ORDERS PAYABLE TO CLERK OF COURT AND INCLUDE YOUR CITATION NUMBER.

1. **PAY THE FINE.** Applicable amounts are listed on the bottom of this page in column 1. Your payment must be received within 30 days from the date of your citation. NOTE: You may receive mail solicitation from private Driver Improvement Schools. However, you will not be eligible to elect Driver Improvement School once the Clerk of Court has received payment of your fine. **If you select this option, complete the information below and mail this form, the appropriate fine and a copy of your citation to the Traffic Division in the provided envelope.**

2. **ATTEND DRIVER IMPROVEMENT SCHOOL.** If you select this option, upon successful completion of the program and payment of fine, no points will be assessed on your Florida driving record for this citation. However, the citation will appear on your driving record and your insurance company may consider it in determining your rates. **If you select this option, you must complete Part B on the reverse side and understand your responsibilities of selecting this option.**

3. **DENY VIOLATION** and request a hearing date. If you select this option complete the information below and mail this form to the Traffic Division in the provided envelope. NOTE: The court may (a) impose a fine up to \$500.00 and/or in cases of speeding in a school zone or construction zone impose up to a \$1000.00 fine, (b) require you to attend driver improvement or child restraint school, or (c) impose the fine and require attendance at school. If you select this option, you will receive further instructions by mail.

4. **IF YOU ARE CHARGED WITH TAG, REGISTRATION, DRIVER LICENSE OR INSURANCE VIOLATIONS under §320.07(3)(a), 320.0605, 322.15(1) or 316.646(1)** of the Florida Statutes, you must provide proof of valid registration, driver license or insurance along with payment of \$10.00 within 30 days from the date of your citation to dismiss the claim. The registration, driver license or insurance must have been valid at the time the citation was issued. Complete the information below and mail this form, copy of valid registration, copy of valid insurance or copy of valid driver license ,fine amount, and yellow copy of your citation to the Traffic Division in the provided envelope.

I have selected the option marked above and understand that I cannot change my election without penalty after I return this form. Dated this _____ day of _____, _____.

Driver's Signature: _____
Address: _____
City, State, and Zip: _____
Florida Driver License #: _____
Traffic Citation Number: _____

COLUMN 1

COLUMN 2

CALCULATION OF FINE IF NOT ATTENDING "DRIVER IMPROVEMENT SCHOOL"

VIOLATION FOR:
FAIL TO STOP AT A TRAFFIC SIGNAL: \$259.00
FAILURE TO USE CHILD RESTRAINT DEVICE: \$161.00
MOVING VIOLATION WITH NO SPEED: \$161.00

MOVING VIOLATION WITH SPEED:

SPEED OVER LIMIT	FINE
6 - 9 MPH	\$126.00
10 - 14 MPH	\$201.00
15 - 19 MPH	\$251.00
20 - 29 MPH	\$276.00
30+ MPH	Hearing

CALCULATION OF FINE IF ATTENDING "DRIVER IMPROVEMENT SCHOOL"

FAILURE TO USE CHILD RESTRAINT: Must have Court Approval.
MOVING VIOLATION WITH NO SPEED: \$168.00
MOVING VIOLATION WITH SPEED:

SPEED OVER LIMIT	FINE
6 - 9 MPH	\$ 133.00
10 - 14 MPH	\$ 208.00
15 - 19 MPH	\$ 258.00
20 - 29 MPH	\$ 283.00
30+ MPH	Hearing

***NOTE: For a moving violation with speed in a school or construction zone, contact the Clerk of Circuit Court at (850) 892-8115 for applicable fine amount.**

PART B

**COMPLETE THIS SECTION ONLY IF YOU SELECTED OPTION 2.
YOU CANNOT CHANGE YOUR ELECTION AFTER YOU RETURN THIS FORM.**

ALL FINE AMOUNTS MUST BE PAID WITH ONE OF THE FOLLOWING PAYMENT OPTIONS—A PERSONAL CHECK DRAWN ON A FLORIDA BANK, MAJOR CREDIT CARD, CASHIERS CHECK OR MONEY ORDER.

OUT OF STATE PERSONAL CHECKS ARE NOT ACCEPTED

1. Make checks or money orders payable to CLERK OF COURT for the fine listed on the reverse side along with the completed Affidavit in the provided envelope. **Your payment must be received within 30 days from the date of your citation, or your license will be suspended.**
2. Execute the following Driver Improvement School affidavit. Your signature must be notarized or acknowledged by a Deputy Clerk of Court.

DRIVER IMPROVEMENT SCHOOL AFFIDAVIT

- a. Subject to the penalty and possible contempt of Court, I do hereby swear or affirm that, as of this date, I have not elected to attend a driver improvement course within the past 12 months, nor more than five times in my life, as provided in §318.14(9) of the Florida Statutes.
- b. I also swear or affirm that I will register with and attend a driver improvement course approved by the Department of Highway Safety and Motor Vehicles and will forward my certificate of completion to the TRAFFIC DIVISION, CLERK OF COURT, within 60 days from the date signed on this Affidavit. To obtain a list of driver improvement courses in your area, please reference your local yellow pages under the heading "Driving Instruction."
- c. I understand that if I fail to complete the course and return my certificate of completion, my license will be suspended, I will be assessed points against my license, I will be assessed an \$18.00 processing fee and possibly a \$60.00 reinstatement fee.

Driver's Signature: _____
Address: _____
City: _____
State: _____
Florida Driver License Number: _____

Notary Public/Deputy Clerk

My commission expires

MAIL ADDRESS

Walton County Clerk of Courts
Walton County Courthouse
Traffic Division
Post Office Box 1260
DeFuniak Springs, Florida 32435-1260
(850) 892-8115

Walton County Clerk of Courts
Walton County Courthouse Annex
31 Coastal Centre Boulevard
Santa Rosa Beach, Florida 32459
(850) 267-3066

TRAFFIC INFRACTIONS

A civil traffic infraction is a non-criminal charge issued by a law enforcement office in the form of a citation. In most instances, a civil traffic infraction may be disposed of by:

- **A payment of a civil penalty, otherwise known as a fine.**
- **The election and completion of an authorized driver improvement course and payment of fine.**
- **A hearing before the Court.**

You may request any of these options by completing the Traffic Citation Option Form* and returning it to the Clerk of the Court within the time allowed.

Location

**Walton County Courthouse
Traffic Division
571 U.S. Highway 90 East
DeFuniak Springs, FL 32433**

Payments

By mail:

**Clerk of the Circuit Court
Attn: Traffic Division
P.O. Box 1260
DeFuniak Springs, FL 32435-1260**

Options

- **Pay the fine.**
- **Attend driver improvement school.**
- **Deny the violation.**
- **Dismissal for tag, registration, driver's license or insurance violations with payment of \$10.00 dismissal fee.**
- **Dismissal for disabled permit or license tag violation with payment of a \$10.00 dismissal fee.**

Payment of Civil Penalty or Fine

If you choose to pay the civil penalty or fine:

- **You must make payment to the Clerk of the Court within 30 calendar days of the date the citation was issued.**
- **Citations may be paid by cash, cashier's check, major credit card, money order or checks drawn on a Florida bank.**
- **You may make payment in person, online, credit card or through the mail.**

- You may verify the correct amount of the civil penalty through the Clerk's Fee Schedule.
- Failure to pay within this time period may result in a suspension of your license and an assessment of reinstatement fees, and late fees.

Election to Attend Driver Improvement School

If you choose to attend one of these course:

- You may choose this option no more than once every 12 months; not to exceed five elections within a lifetime.
- You must complete and return the notarized Traffic Citation Option Form* along with the applicable fees to the Clerk of the Court within 30 calendar days from the date the citation was issued.
- You must enroll, attend and return the certificate of completion of the Driver Improvement course within 60 days from the date you paid the fine and filed your election form with the Clerk of the Court. Failure to do so will result in suspension of your license, reinstatement fees, school reversal fees and late fees.
- You may attend any Driver Improvement course approved by the State of Florida in any county in Florida.
- You may receive mail from private Driver Improvement Schools through the mail or you may contact local schools for additional information. You will find them listed in the phone directory under "Traffic School" or "Driving Instruction".

Request a Court Hearing

If you want to deny the violation and request a court hearing:

- You must notify the Clerk in writing within 30 days of the date the citation was issued to request a civil hearing be scheduled. You may use the Traffic Citation Option Form*.
- You will receive a notice from the Clerk advising you of the date and time of your hearing.
- The law enforcement officer that issued the citation will be present at your hearing, as well as any witnesses listed by the officer.
- You are responsible for making sure any witnesses you want to testify appear at your hearing.
- If the Court finds you committed the offense, you may be ordered to pay a fine and/or attend driver improvement school.
- If you reside out-of-state, you must complete and return the notarized Traffic Citation Option Form*, Affidavit of Defense Form*, driving record from the state where you reside, along with the applicable fees to the Clerk of the Court within 30 calendar days from the date the citation was issued.

If you have been charged with the following violation:

- Valid registration s. 320.07(3)(a) and s. 320.07(3)(b) F.S.
 - Fail to carry vehicle registration s. 320.0605(1) F.S.
 - No valid driver's license s. 322.03(1) F.S.
 - Failed to exhibit or carry driver's license s. 322.15(1)
 - Fail to exhibit personal injury protection insurance s. 316.646(1)
 - D.L. expires less than 4 months s. 322.065
1. You may have the violation dismissed by providing proof of valid registration, driver's license, or insurance along with payment \$10.00 dismissal fee to the Clerk of the Court within 30 days of the date the citation was issued.
 2. This option is only available in cases in which your registration, driver's license or insurance was valid at the time the citation was issued.

If you have been charged with any of the following violations, you may enter a plea of Nolo Contendere and pay a reduced fine:

Pursuant to s. 318.14(3)(b) F.S., a person may in lieu of payment of fine or court appearance, provide proof of compliance to the Clerk of Court, Traffic Division, enter a plea of Nolo Contendere, and pay court costs. Adjudication is to be withheld upon completion of the above conditions. This election can only be made once during a twelve month period and no more than three times during a lifetime.

This subsection applies to the following non-criminal offenses:

Chapters 320 and 322 – Tag/Driver's License/Registration----- \$96.25

or

316.646 F.S. – No proof of Insurance----- \$75.90

Proof of compliance consists of a valid, renewed or reinstated Driver's License or registration certificate and proper proof of maintenance of security (Insurance) as required by s. 316.646 F.S. If you elect this option you must complete and return the Nolo Contendere Affidavit*, with the applicable fees to the Clerk of the Court within 30 calendar days from the date the citation was issued.

If you have been charged with the Following Violation:

- **Disabled Parking Permit or Disabled License Plate Violation s. 316.1955 F.S.**
 1. **You may have the violation dismissed by providing proof of valid disabled parking permit or disabled license plate to the Law Enforcement agency that issued the citation. Law Enforcement will provide you with an Affidavit of Compliance, which must accompany your payment of the \$10.00 fee to the Clerk of the Court within 30 days of the date the citation was issued.**
 2. **This option is only available in cases in which your disabled parking permit or disabled license plate was valid at the time the citation was issued.**

***all forms are in Adobe PDF format. You will need Adobe Acrobat Reader to view these documents.**

AFFIDAVIT FOR NOLO CONTENDERE

I hereby plea Nolo Contendere to the charge of _____,
and I Swear or Affirm, that I am eligible for the above option and I understand that
I may only elect this option once during a twelve month period and no more than
three times during a lifetime and that this option is final.

Signed this _____ day of _____ 20_____.

Print Name

Signature

Citation Number

Driver's License Number

By: _____,
Deputy Clerk