

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER VII: COMPLIANCE DISMISSALS

IT IS ORDERED that a Clerk may process a case for dismissal in accordance with the requirements outlined in the chart below. If all requirements are met, the Clerk shall forward the case to the Judge for a compliance dismissal. Proof of compliance and a fee can be submitted at any time for dismissal only if the defect was remedied in the specified time to comply.

Offense	Time to Comply	Required Conditions	Fee
Expired Vehicle Registration / license plate - TC 502.407(b)	Within twenty (20) working days of the offense or before the defendant's initial appearance date, whichever is later.	Must show proof that the registration was renewed, and the late penalty was paid to the county assessor-collector.	\$10
Operate motor vehicle without registration insignia - TC 502.473(d)	Before the defendant's initial appearance date.	Must show proof that the defect was remedied or proof that the vehicle had a registration insignia that was valid at the time of the offense.	\$10
Operate vehicle under improper registration / Display altered registration insignia – TC 502.475(c)	Before the defendant's initial appearance date.	Must show proof that the defect was remedied.	\$10
Operate motor vehicle without license plates or with one license plate – TC 504.943(d)	Before the defendant's initial appearance date.	Must show proof that the defect was remedied.	\$10
Display Obscured License Plate - TC 504.945(d)	Before the defendant's initial appearance date.	Must show proof that the defect was remedied and that the plates displayed at the time of the offense were valid.	\$10
Expired Driver's License - TC 521.026(a)	Within twenty (20) working days of the offense or before the defendant's initial appearance date, whichever is later.	Must show proof that the defect was remedied.	\$10
Fail to report change of address or name to TX DPS - TC 521.054(d)	Within twenty (20) working days of the offense.	Must show proof that the defect was remedied.	\$10
Violation of Driver's License Restriction or Endorsement - TC 521.221(d)	Before the defendant's initial appearance date.	Must show proof that the restriction or endorsement was due to a condition that has been surgically or medically corrected before the date of the offense OR in error and shows proof that the endorsement has been removed.	\$10
Defective Equipment (Non-CMV) - TC 547.004(c)	Before the defendant's initial appearance date.	Must show proof that the defect was remedied.	\$10
Expired Disabled Parking Placard - TC 681.013	Within twenty (20) working days of the offense or before the defendant's initial appearance date, whichever is later.	Must show proof that the defect was remedied.	\$10

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record
Bastrop County, Texas

Effective: 9/3/2024

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER VIII: COURT SECURITY COMMITTEE

IT IS ORDERED that the Bastrop Municipal Court Security Committee is hereby established. The court security committee is hereby composed of the following persons:

1. Bastrop Municipal Court Judge or a person designated by the judge; and
2. Court Administrator; and
3. Bastrop Police Department, or their designee; and
4. Assistant City Manager; and
5. Council Member John Kirkland
6. Any other person that the Security Committee determines is necessary to assist the committee.

IT IS ORDERED that the Bastrop Municipal Court of Record Security Committee shall establish the policies and procedures necessary to provide adequate security to the Bastrop Municipal Court of Record. The Bastrop Municipal Court of Record Security Committee may recommend to the City Manager or the City Council for the uses of resources and expenditures of money for courthouse security but may not direct the assignment of those resources or the expenditure of those funds. The Municipal Court Judge or their designee shall serve as the presiding officer of the committee.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER X: DEFERRED DISPOSITION

IT IS ORDERED upon appearance and request, as defined by Standing Order-Appearances, Dockets & Continuances, the Clerk may process a Deferred Disposition Order to forward to the Judge for review if the Defendant:

(1) has not been ordered to a Deferred Disposition three (3) or more times in the Bastrop Municipal Court; and
(2) is not prohibited from Deferred Disposition by law, and as outlined below.

- A. Moving Violations** – The deferral period is for ninety (90) days during which the Defendant must:
1. Pay the deferred fine (fine amount at time of request) and court costs.
 2. Not be subsequently charged with a similar offense committed after the date of the order.
 3. Complete a Driving Safety Course and submit the certificate of completion by the end of the deferral period.
- B. Non-Moving Violations** – The deferral period is for ninety (90) days during which the Defendant must:
1. Pay the deferred fine (fine amount at time of request) and court costs.
 2. Not be subsequently charged with a similar offense committed after the date of the order.
 3. Complete a class relevant to the offense and submit the certificate of completion by the end of the deferral end period.
- C. Speeding >25 MPH over the limit** – The deferral period is for ninety (90) days during which the Defendant must:
1. Pay the deferred fine (fine amount at the time of request) and court costs.
 2. Not be subsequently charged with a similar offense committed after the date of the order.
 3. Complete a Driving Safety Course and submit the certificate of completion by the end of deferral period.
 4. Submit a copy of the driving record from the Department of Public Safety.
- D. Driving While License Invalid** – The deferral period is for one hundred-twenty (120) days during which the Defendant must:
1. Pay the deferred fine (fine amount at the time of request) and court costs.
 2. Not be subsequently charged with a similar offense committed after the date of the order.
 3. Submit proof of a valid driver's or occupational license court order by the end of the deferral period.
- E. No Driver's license** – The deferral period is for ninety (90) days during which the Defendant must:
1. Pay the deferred fine (fine amount at the time of request) and court costs.
 2. Not be subsequently charged with a similar offense committed after the date of the order.
 3. Submit proof of an appointment with the Department of Public Safety for a driver's license or permit or enrollment in a driver's education program to obtain driver's license or permit.
- F. Failure to Maintain Financial Responsibility** – The deferral period is for ninety (90) days during which the Defendant must:

1. **At the time of request the Defendant must submit proof of valid insurance listing the Defendant as a driver on the policy.
2. Pay the deferred fine (fine amount at time of request) and court costs.
3. Not be subsequently charged with a similar offense committed after the date of the order.
4. Submit proof at the end of the deferral period that the defendant is on an active insurance policy.

G. Possession of Drug Paraphernalia – The deferral period is for ninety (90) days during which the Defendant must:

1. Pay the deferred fine (fine amount at the time of request) and court costs.
2. Not be subsequently charged with a similar offense committed after the date of the order.
3. Complete and turn in certificate of completion from a drug awareness course by the end of the deferral period.

H. Public Intoxication - The deferral period is for ninety (90) days during which the Defendant must:

1. Pay the deferred fine in the amount of \$200.00 and court costs.
2. Not be subsequently charged with a similar offense committed after the date of the order.
3. Complete and turn in certificate of completion from an alcohol awareness course by the end of the deferral period.

I. Assault Family Violence – The deferral period for ninety (90) days during which the Defendant must:

1. Pay the deferred fine in the amount of \$200.00 and court costs.
2. Not be subsequently charged with a similar offense committed after the date of the order.
3. Complete and turn in certificate from an anger management course (four (4) hour minimum) by end of the deferral period.

Exceptions:

- Pre-disposition cases in which the Defendant is twenty-one (21) years old or younger and involves an offense under Texas Penal Code, Texas Alcohol & Beverage Code or Health and Safety Code regarding tobacco must appear in open court either in person or virtually, unless otherwise specified by the Judge.
- If a Defendant is a CDL holder or had a CDL at the time of the violation and if the violation involved the movement of a vehicle, they are not eligible for a deferred disposition. However, any other available options can be exercised.

IT IS FURTHER ORDERED that if a Defendant fails to comply with any requirements of a deferral, the Clerk shall schedule the case for a Show Cause Hearing and notify the Defendant of that hearing. The case shall be scheduled at least thirty (30) days out or may be set sooner if agreed upon by the Defendant. Motions for Continuance can be filed in accordance with Standing Order-Appearances, Dockets, & Continuances. The Defendant may also opt to waive their Show Cause hearing in writing and pay any balance in full or make payment arrangements in accordance with Standing Order-Payments & Payment Arrangements.

If the Defendant fails to appear at their scheduled hearing and a conviction is entered, the Defendant shall be notified that a final conviction has been entered and the case is then set on the second show cause hearing docket (Capias Pro Fine docket).

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record
Bastrop County, Texas

Effective: 9/3/2024

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XI: DRIVING SAFETY COURSE (DSC)

IT IS ORDERED that a request for a Driving Safety Course (DSC) can be processed by the Clerk if the Defendant:

1. Has not taken a DSC within the last twelve (12) months preceding the date of the violation;
2. Has not been charged with an ineligible offense as defined under CCP 45.0511;
3. Enters an appearance as defined by the Standing Order-Appearances, Dockets & Continuances; and
4. Submits by their initial appearance date:
 - a. A plea of no contest or Guilty and request for a DSC; and
 - b. A sworn affidavit stating that at the time of the request they were not taking or had not taken a DSC within the last twelve (12) months preceding the date of the violation; and
 - c. Proof of a valid non-CDL Texas driver's license or, if the Defendant is a member, spouse, or dependent child of a member of the US Military Forces, a valid driver's license issued by another State; and
 - d. Proof of valid financial responsibility; and
 - e. Payment of the court costs in the amount of \$144.00 (non-school zone) or \$169.00 (school zone) as applicable to the offense.

Upon meeting and submitting all requirements stated above by the initial appearance date, the Defendant shall be given ninety (90) days from the date of their request to submit the following:

1. A court copy of a uniform certificate of completion of DSC approved by the TDLR; and
 - a. The certificate must state the Court name/city and show a completion date after the date of the violation but not after the ninetieth (90th) day of the request.
 - b. The court copy of the certificate can be accepted if sent via email, fax, mail, or in person with or without a signature.
2. A copy of a Texas driving record, form 3 or 3A, as maintained by the DPS. The driving record must show that a DSC has not been completed within the last twelve (12) months preceding the date of the violation.

The Clerk shall accept any of the requirements of a DSC and can forward those requirements and submissions to the Judge to review for judgment and/or dismissal.

IT IS FURTHER ORDERED that if a Defendant fails to comply with any requirements of a DSC, the Clerk shall schedule the case for a Show Cause Hearing and notify the Defendant of that hearing. The case shall be scheduled at least thirty (30) days out or may be set sooner if agreed upon by the Defendant. Motions for continuance can be filed in accordance with Standing Order-Appearances, Dockets, & Continuances. The Defendant may also opt to waive their show cause hearing in writing and pay any balance in full or make payment arrangements in accordance with Standing Order-Payments & Payment Arrangements.

If the Defendant fails to appear at their scheduled hearing and a conviction is entered, the Defendant shall be notified that a final conviction has been entered and the case is then set on the second show cause hearing docket (Capias Pro Fine docket).

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record
Bastrop County, Texas

Effective: 9/3/2024

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XII: JAIL TIME CREDIT REQUESTS

IT IS ORDERED that upon a Defendants written request (Request Credit for Time incarcerated form) for time served / request for time incarcerated and proof of official documentation stating:

- The offense for which the defendant was incarcerated;
- The specific name of the facility and location where the defendant was incarcerated;
- When the defendant began incarceration; and
- The date when the defendant's incarceration is scheduled to end.

The Clerk may apply the time served / credit for time incarcerated at a rate of \$150.00 per twelve (12) hours of time served. It is required for the Defendant to enter a plea of Guilty or No Contest in order for the request to be considered.

The case must be in active warrant status or a conviction be entered on the case in order to be eligible. Defendant is not eligible to obtain jail time credit for incarceration that occurred prior to the offense date.

**** Note to Defendant:** If you are seeking jail time credit for an offense, that you are only eligible upon a conviction for the underlining offense that will be reported to all relevant state agencies.

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

Effective. 9/3/2024

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XIII: OMNI / FAILURE TO APPEAR PROGRAM

IT IS ORDERED that the clerk(s) shall lift the OMNI hold for defendants upon final disposition of any case.

IT IS FURTHER ORDERED that the OMNI hold shall not be removed without written permission from either the Judge or Prosecutor if the case has not reached its final disposition.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XIV: PAYMENTS & PAYMENT ARRANGMENTS

IT IS ORDERED that at any time the Defendant enters an appearance as defined by Standing Order- Appearances, Dockets & Continuances to address their case, any active arrest, capias pro fine, or capias warrant shall be recalled.

Upon appearance, request, and submission of a completed payment application, the Clerk may process a payment plan. If the Defendant wishes to submit a request for other payment options, the Defendant may submit a request along with a completed payment application to the Judge or can set their request on an Uncontested Docket / Open Court Docket.

If a payment plan is requested, an initial payment of \$50.00 must be made to begin the payment plan and the minimum monthly payments shall be based on the total due of all applicable cases prior to any initial payments (if any). If the total due is \leq \$500.00, the minimum monthly payment must be at least \$50.00. If the total due is \$501.00 to \$1,000.00, the minimum monthly payment must be at least \$100.00. If the total due is \$1,001.00 to \$2,000.00 the minimum monthly payment must be at least \$200.00. If the total due is \$2,001.00 or greater, the minimum monthly payment must be at least \$250.00. If the Defendant is unable to pay the minimum monthly amount required, the Defendant may submit a request for a lower monthly payment amount along with a completed payment application to the Judge or can request to be scheduled for an Open Court Docket.

Any subsequent violations can be incorporated into an existing payment plan that is current, upon request of the Defendant, by preserving the existing due date and adjusting the scheduled monthly payment amount to conform to this Order as applicable.

If the Defendant fails to comply with any terms of payment, without curing default within thirty (30) days, then the Clerk shall schedule the case for a Show Cause Hearing (if not previously scheduled for a Show Cause Hearing) and notify the Defendant of that hearing. The case shall be scheduled at least thirty (30) days out or may be set sooner if agreed upon by the Defendant. Motions for continuance shall be processed in accordance with Standing Order -Appearances, Dockets, & Continuances. If the defendant fails to appear at the scheduled show cause hearing, a Capias Pro Fine warrant shall be issued.

If a defendant has appeared at a Show Cause hearing and the payment plan is re-instated and the defendant defaults on the first payment due after the Show Cause hearing, the Clerk shall draft the case(s) for a Capias Pro Fine warrant.

IT IS ORDERED any pre-disposition cases in which the defendant is < 21 years old and involves an offense under Texas Penal Code or Texas Alcohol & Beverage Code must appear in open court, unless otherwise specified by the Judge.

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

Effective. 9/3/2024

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XV: RECORDS REQUESTS

IT IS ORDERED that an **INDIVIDUAL** that is requesting copies of court case records relating to an active case filed in the Bastrop Municipal Court of Record fill out a “Bastrop Court Records Request” form. Upon approval from the presiding judge, copies of the records may be released to the requestor within ten (10) business days.

IT IS ORDERED that a **DEFENDANT** that is requesting copies of court case records relating to their closed cases in the Bastrop Municipal Court of Record fill out a “Bastrop Court Records Request” form. The records will be provided within ten (10) business days, this **does not** require the approval of the judge.

IT IS ORDERED that a **DEFENDANT OR DEFENDANT’S ATTORNEY**, requesting records in the possession, custody or control of the state related to the prosecution of the defendant, including copies of records, police reports or video records, etc. must complete a motion for discovery form, pursuant to Article 39.14 of the Code of Criminal Procedure. Upon approval from the city prosecutor, copies of the records may be released to the requestor within ten (10) business days.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER XVI: RECORDS RETENTION

IT IS ORDERED that the clerk of the court, as the custodian of records, shall work with the City Secretary to ensure that all records are held and destroyed in accordance with the records retention schedule adopted by the City and on file with the Secretary of State.

IT IS ORDERED that the clerk of the court shall provide the prosecutor with any file for which five (5) or more years have lapsed since the date of the offense and a judgment, signed by the judge, or a properly executed formal complaint is not on file for the offense.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER I: GENERAL RULES OF COURTROOM CONDUCT

The Court is charged with the responsibility of maintaining proper order and decorum. Accordingly, the Court shall require all defendants, jurors, witnesses, lawyers, and others with whom the Judge deals in an official capacity, to conduct and dress in a manner deemed fitting and respectable. All parties shall:

1. Not argue with the Court or court personnel.
2. Address the Court as “Judge” or “Your Honor.”
3. Address opposing parties, counsel, witnesses, and court personnel and officers as “Mr.,” “Mrs.,” “Miss,” “Officer”, etc.
4. Not talk at the same time as the Court, counsels, witnesses, or other court personnel.
5. Not talk loudly or cause a disturbance during court proceedings.
6. Not use racist, sexist, obscene, or profane language or gestures unless it is pertinent to a case and is elicited and quoted from facts in the case.
7. Not disturb or distract the court, counsels, witnesses, and other court personnel. Children must not create a disturbance, or they will be kept out of the courtroom. No unattended children or children under the age of 10 years of age will be allowed in the courtroom, unless child(ren) is appearing for court or prior approval has been granted by the Judge.
8. Rise when the Judge enters the courtroom and remain standing until the Judge or Bailiff announces, “Be seated,” or until the Judge is seated. Rise when the Judge exits the courtroom.

All officers of the court (except the Judge and jurors) and all other participants (except witnesses who have been placed under the rule) shall promptly enter the courtroom before the scheduled time for each court session. When the bailiff or Clerk of Court calls the Court to order, complete order should be observed.

In the courtroom there shall be:

1. **NO TALKING** during the hearings/trials, except by participants;
2. **NO SMOKING** or use of tobacco products, including snuff or chewing tobacco;
3. **NO EATING** of food, drinking of beverages, or chewing and/or popping of gum. Bottled water is allowed in the Courtroom;
4. **NO INAPPROPRIATE ATTIRE**, including pajamas, shorts, tank tops, sleeveless shirts, underwear showing, bare feet or flip flops, and/or inappropriate "message" on clothing;
5. **NO HATS** or head coverings, including scarves, bandanas or do-rags, worn in the Courtroom unless such items are religious in nature;
6. **NO CELLULAR TELEPHONES** or electronic devices (computer, recording devices, game devices, etc.) allowed in the Courtroom. Failure to comply will result in item(s) being confiscated and returned at the end of the hearing.
7. **NO UNATTENDED CHILDREN** or children under the age of 10 years of age allowed in the Courtroom, unless child(ren) is appearing for Court unless approved in advance by the Judge. Children must not create a disturbance, or they will be kept out of the courtroom.
8. **NO READING** of extraneous materials, such as books, newspapers or magazines;
9. **NO STANDING** in the Courtroom, particularly in front of Bailiff or in front of the Bench, except when addressing the Court, or by direction of the Judge, or as necessitated by the business of the Court;
10. **NO PHOTOGRAPHY**, audio capture/recording, video capture/recording, livestreaming, or any type of broadcasting in the courtroom without express permission in advance from the Judge;
11. **NO LOUD NOISES**;
12. **NO PROPPING** of feet on tables or chairs;
13. **NO OFFENSIVE, LOUD, ABUSIVE, OR PROVOCATIVE LANGUAGE** unless the language is part and parcel of evidence offered in a good faith effort to administer justice;
14. **NO ANIMALS** except service animals;

15. **NO GESTURES**, facial expressions, or sounds indicating approval or disapproval of a ruling of the Court or a comment of a witness;
16. **NO WEAPONS**, including guns (assault rifles, pistols, automatics, shotguns, grenade launchers, rockets, etc.), knives, bat/pipe/baton/clubs, razorblades, bombs, ricin, pepper spray, bow & arrows, and objects construed as weapons, are allowed in the courtroom other than by the Judge, a Texas Peace Officer, or a Bailiff employed by the City.

Failure to abide by the Courtroom Conduct may result in Contempt of Court or a Peace Officer escorting the individual(s) out of the Courtroom.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER II: APPEARANCES, DOCKETS & CONTINUANCES

IT IS ORDERED that a Defendant is considered to have entered an appearance if the Defendant submits proof of photo ID or is able to be identified by the Clerk in person, and submits a request for action on their case, and, if through correspondence, submits a signature (original, electronic, or digital) in conjunction with the other requirements for entering an appearance.

If a citation is filed with the wrong appearance date/time or filed less than ten (10) days preceding the Initial Appearance date listed on the citation, the Clerk shall schedule the Initial Appearance date/time fifteen (15) business days from the original Initial Appearance date listed on the citation and notify the Defendant. This applies to any undeliverable notice in which corrections can be made to resend notice.

IT IS ORDERED that if a Defendant requests to speak with a Judge regarding their case, the Defendant shall be scheduled on an Uncontested / Open Court Docket. If the Defendant wishes to discuss the merits of their case or a possible agreement on their pre-disposition case, they shall be scheduled on a Pre-Trial Docket to meet with the Prosecutor. The Defendant shall be able to choose one of the next two available dates for the applicable docket.

A Defendant may, at or after a Discovery Docket, request to proceed to a trial by Judge or jury. The Defendant shall be scheduled on the next available trial date, at least thirty (30) days out for the applicable docket. If at any time the Defendant wishes to pay in full or exercise any options in accordance with any applicable standing Order, they may do so.

IT IS ORDERED the Clerk may reset a scheduled court date (excluding Show Cause hearings, trials by Judge or trials by Jury) at any time, up to one (1) time, upon the defendant submitting a written motion for continuance. Any subsequent motion for continuances must be submitted to the Judge for a ruling. Any oral requests for a reset will not be granted or considered.

However, a motion for continuance filed by the Defendant or the State for a trial by Judge or jury must be submitted at least seven (7) days prior to the trial date and agreed upon by both the Defendant and the State before the motion will be granted. If both parties do not agree to the continuance, the motion must be submitted to the Judge for ruling. In any instance, the Clerk shall notify all affected parties of the ruling and/or notice of a new trial date.

IT IS FURTHER ORDERED that if a defendant informs the court that they are denying an offer made by the City Prosecutor **and** has appeared to a Pre-Trial hearing either in-person or virtually, the Clerk shall set the case(s) on the next available Motion hearing docket.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER III: ARREST WARRANTS, CAPIAS & CAPIAS PRO FINES

IT IS ORDERED that warrants shall be processed and forwarded to the Judge for review in accordance with the applicable warrant type as outlined below.

Arrest & Capias Warrants – If a Defendant fails to appear for their initial appearance, after they have received the statutorily required notification from the Court of said initial appearance, and the case is pre-disposition, the Clerk shall process the case for an Arrest Warrant or Capias (as applicable) and forward to the Judge for review.

If the Defendant has not received prior notification of their initial appearance, and the case is pre-disposition, the Clerk shall reset the case for an uncontested docket at least thirty (30) days out and notify the Defendant of that setting. If the Defendant fails to appear after being reset, the Clerk shall process the case for an Arrest Warrant or Capias (as applicable) and forward it to the Judge for review.

Capias Pro Fine Warrants – If a Defendant fails to comply with a Court Order or Judgment on a post-disposition case and has previously been set for a Show Cause Hearing, the Clerk shall process the case for a Capias Pro Fine and forward to the Judge for review.


IT IS FURTHER ORDERED that at any time the Defendant enters an appearance as defined by Standing Order-Appearances, Dockets & Continuances to address their case, any active arrest, capias, or capias pro fine warrant shall be recalled.

IT IS ORDERED that the clerk shall apply a driver's license hold via the Omni base System or through the Non-Resident Violator Compact Agreement that will remain on the defendant's license until disposition of the case.

IT IS ORDERED that the clerk will provide all file information to the contracted collection agency sixty-one (61) days after the defendant's initial appearance date and an arrest warrant has been issued.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER IV: ASSAULT, THEFT, & PUBLIC INTOXICATION

IT IS ORDERED that any Assault or Theft case that is filed with the Bastrop Municipal Court be filed with an affidavit for probable cause that is completed by the issuing officer. For the crime of Assault (contact or threat)–Family Violence, the issuing officer must indicate whether they believe family violence was involved.

IT IS ORDERED that upon receipt of the affidavit for probable cause, the Clerk shall draft the summons for the Defendant to appear in Open Court at a date no later than thirty (30) days from issuance and forward to the Judge for review. Upon approval and signature from the Judge, the Clerk shall mail the Defendant the summons and maintain a copy of the summons for the court records.

IT IS ORDERED that any Public Intoxication case that is filed with the Bastrop Municipal Court be filed with an affidavit of probable cause that is completed by the issuing officer before the case can be filed.

IT IS FURTHER ORDERED that the Defendant in any Assault, Theft, or public intoxication case must appear in Open Court, to enter a plea on the case unless the plea has been made in jail or may request to be set on the virtual arraignment docket.

IT IS FURTHER ORDERED that the Clerk shall, upon final disposition of an Assault case involving Family Violence, complete and submit a CR-43 (Criminal History Reporting) form within thirty (30) calendar days to the Department of Public Safety.

If the Defendant fails to appear at their scheduled hearing a late notice will be mailed to the Defendant.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER IX: COURT SECURITY

The purpose of this Order is to establish regulations and procedures for security in the Municipal Court and/or designated Court facility. The authority to promulgate and enforce such regulations and procedures is inherent to the Court.

IT IS ORDERED that the court shall have a bailiff provided for all Municipal Court Proceedings, unless waived by the Presiding Judge in advance to the inability to secure a bailiff or in the interest of justice.

IT IS ORDERED that the bailiffs shall be required to follow all security, use of force, or any other applicable policies and procedures pertaining to court security as established by the policy of their TCOLE License-holding agency, or state law. Each bailiff must complete Court Security training that meets state requirements prior to serving as a bailiff in the courtroom.

IT IS ORDERED that the bailiffs shall complete and submit a Texas Court Security Incident Report not later than the third (3rd) business day after an incident occurs when required by Article 102.017(f) of the Texas Code of Criminal Procedure. The bailiff may interview court staff and witnesses as needed to complete the report and all court personnel shall cooperate with the reporting process. Any incident that occurs outside of the bailiff's presence shall immediately be reported to the bailiff for the municipal court.

IT IS ORDERED that the bailiffs shall complete and submit any reports required under the report section of these orders or as required by city policy or law.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER V: CLERKS IN GENERAL

IT IS ORDERED that the clerk(s) follow the orders set forth herein in the judge's absence. Any situation that arises outside of these orders will need direct review by the Presiding Municipal Court Judge.

IT IS FURTHER ORDERED that these standing orders are to serve as guidelines for clerks in the Judge's absence. Any deviations from these orders must have specific approval by the Presiding Municipal Court Judge. The Presiding Judge may submit orders to the clerk beyond the scope of this order at any time, change these orders without notice, and make certain determinations on a case-by-case basis.

Signed and ordered on: 08/30/2024

Effective. 9/3/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

BASTROP MUNICIPAL COURT STANDING ORDERS

STANDING ORDER VI: DISCOVERY REQUESTS AND TRIAL EXHIBITS

Upon written request by the Defendant, IT IS ORDERED that the State shall produce the items set forth in this Order for inspection by the Defendant. Said discovery shall be made available to the Defendant not later than the twentieth (20th) day before the date the trial commences.

The Defendant must make this written request to the Prosecutor, as well as provide a blank videotape or compact disc, if a video recording is made incident to the issuance of the citation giving rise to the charge against the Defendant.

1. The State shall reveal to the Defendant and permit inspection by the Defendant of all information and material known to the State that may be favorable to the Defendant on the issues of guilt or punishment within the scope *Brady v. Maryland*, 373 U.S. 83 (1963), or that may tend to impeach any State witness.
2. The State shall permit the Defendant to inspect all documents, papers (except written statements of witnesses and except the work product of counsel in the case and their investigators and their notes or reports), books, accounts, letters, photographs, objects, or tangible things not privileged, which constitute or contain evidence material to any matter involved in the action and which are in the possession, custody or control of the State or any of its agents.
3. The State shall permit the Defendant to inspect and copy no less than fourteen (14) days prior to final trial, or shall provide to the Defendant a copy of, the following:
 - a. Any written or recorded statement made by the Defendant, which is in possession of the State or its agents.
 - b. The results of scientific tests or experiments made in connection with the case.
 - c. The results of any physical or mental examination of the Defendant.
 - d. A copy of any video recording made incident to the issuance of the citation giving rise to the above styled and numbered cause which video recording may be used by the State in the prosecution of its case, provided that the Defendant must furnish an electronic device containing memory, per the State's requirements, for reproduction purposes.
4. Provide to the Defendant a list of all witnesses the State may present during its case-in-chief.
5. State is required to pre-mark all exhibits and provide a copy to Defendant prior to trial commencing.

THE COURT HEREBY ORDERS that the parties confer and accomplish the following on or before the Motion hearing:

1. The State is hereby placed under a continuing duty to reveal to the Defendant, as soon as practicable, all newly discovered information or material within the scope of this standing order.
2. The Court may at any time, upon motion properly filed, order that the discovery or inspection provided for by this standing order be modified, denied, restricted, or deferred, or make such other order as is appropriate under the Texas Code of Criminal Procedure or Texas Rules of Evidence.
3. Any dispute between the State and the Defendant relating to discovery matters in general, or to compliance with this standing order, should be brought to the Court's attention as soon as possible.

Signed and ordered on: 08/30/2024



Municipal Court Judge
City of Bastrop Municipal Court of Record,
Bastrop County, Texas

Effective. 9/3/2024







STANDING ORDERS

Final Audit Report

2024-08-30

Created:	2024-08-29
By:	Sarah Friberg (sfriberg@cityofbastrop.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAATOVNt3HaFBr7j3_hHgoWPxNjyTbtWE2m

"STANDING ORDERS" History

-  Document created by Sarah Friberg (sfriberg@cityofbastrop.org)
2024-08-29 - 8:47:00 PM GMT
-  Document emailed to Caroline McClimon (cmclimon@cityofbastrop.org) for signature
2024-08-29 - 8:47:12 PM GMT
-  Email viewed by Caroline McClimon (cmclimon@cityofbastrop.org)
2024-08-29 - 8:49:33 PM GMT
-  Email viewed by Caroline McClimon (cmclimon@cityofbastrop.org)
2024-08-30 - 5:56:45 PM GMT
-  Document e-signed by Caroline McClimon (cmclimon@cityofbastrop.org)
Signature Date: 2024-08-30 - 10:25:34 PM GMT - Time Source: server
-  Agreement completed.
2024-08-30 - 10:25:34 PM GMT