

Print court information, exactly as it appears on your Petition

Case No.

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EX PARTE

§ IN THE 361ST / 272ND / 85TH DISTRICT COURT
§ COUNTY COURT AT LAW NO. 1 / 2
§
§
§ OF BRAZOS COUNTY, TEXAS

First Middle Last

BRAZOS COUNTY OCCUPATIONAL DRIVER'S LICENSE

The Court fills out this box.

Appearances and Findings

On this date, the Court considered the verified petition for an occupational driver's license. After considering the evidence presented, the Court makes these findings:

- The Petitioner does **NOT** have an essential need to drive, and the Court denies the Petitioner's Petition for Occupational Driver's License.
- The Petitioner has an essential need to drive, and the Court makes the Orders checked below.

Petitioner's Personal Information:

1. Name: _____
First Middle Last

2. Home Address: _____, Texas
Street address City County

Home Phone Cell Phone Work Phone

3. Driver's License #: _____ License issued by: _____

4. Brazos County is the county in which Petitioner resides the offense occurred for which the Petitioner's license is suspended.

5. Name and address of Petitioner's employer/educational facility: _____

Suspension of Driver's License

6. The Petitioner's driver's license was suspended because:

- Petitioner failed to pass a test for intoxication.
- Petitioner did not give a breath / blood sample, as requested, when s/he was arrested for _____.
- The license was canceled for conviction of an offense under Texas law and the petitioner has not been issued more than one occupational license after a conviction of an offense in the 10 years preceding the date of the filing of the petition.

- A Texas Court ordered Petitioner to go to a Driver Education Program, and his/her license, permit and/or driving privilege was automatically suspended for 365 days.
- A Texas Court found that the Petitioner is a habitual violator of traffic laws on (date):_____.
- Other (Specify)_____.

Driving Privileges

7. After reviewing the criminal history record information maintained by the Texas Department of Public Safety of the Petitioner, the Court finds that the Petitioner:

- does not have two or more convictions under any combination of Tex. Penal Code §§ 49.04, 49.07, or 49.08 or his license has not been suspended after a conviction for Driving While Intoxicated which was punished under Tex. Penal Code §49.09.
- has two or more convictions under any combination of Tex. Penal Code §§ 49.04, 49.07, or 49.08 or his license has been suspended after a conviction for Driving While Intoxicated which was punished under Tex. Penal code §49.09. Accordingly, the Petitioner's operation of a motor vehicle is hereby restricted only to a motor vehicle equipped with an ignition interlock device in accordance with the order attached. The ignition interlock device must remain installed on any vehicle operated by the Petitioner for the duration of this Order.

WARNING:

Any interlock violations may result in revocation of this Occupational Driver's License.

8. An essential need exists for the Petitioner to operate a motor vehicle:

- in the performance of an occupation or trade or for transportation to and from the place at which the Petitioner practices his occupation or trade.
- for transportation to and from an educational facility in which the Petitioner is enrolled.
- in the performance of essential household duties.
- to and from the Community Supervision Department in _____ County, TX located at _____.
- to and from medical appointments.
- to and from community service, treatment or counseling as required under bond supervision or as a condition of supervision.

9. The Court grants the Petitioner this Occupational Driver's License, and orders the Petitioner to obey all orders checked below. Accordingly, the Petitioner must:

- Maintain valid SR22 insurance for the entire period the Occupational Driver's License is in effect.
- Carry a certified copy of this Order or an Occupational Driver's License while driving.
- Record dates, time, mileage, destination, and reasons for travel in a travel log.
- Carry and update the travel log every time s/he drives, and show the log to any peace officer who asks to see it.
- Restrict driving to the purposes listed in this order.
- Comply with all probation and community supervision terms in Cause No. _____.
- Within ____ days of this Order, attend the following alcohol/drug counseling program _____
_____. The Petitioner is ORDERED to file of record with the District Clerk of Brazos County, Texas under this case number, a certificate of completion showing proof of attendance within 60 days after the date this order is signed. This case is scheduled for submission of the file in this case to the court without oral hearing on _____, 201____, to determine Petitioner's compliance with this requirement. A failure to file a certificate

of completion within 60 days may result in the immediate entry of an order revoking the occupational license granted by this order.

- NOT drive any vehicle unless it has an ignition interlock device, as required by law. All violations should be forwarded from the monitoring company to Brenda Bailey, Assistant County Attorney, at bbailey@co.brazos.tx.us.
- NOT drive a commercial vehicle.
- Restrict hours of the day and days of the week limited to no more than 4 hours in any 24 period unless waived. Petitioner may drive during the hours as indicated below:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
To:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
From:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
To:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
From:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
To:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
From:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
To:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
From:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.
To:	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.	____ □ __.m.

Counties where the Petitioner may drive: _____

WARNING: THE OPERATION OF ANY MOTOR VEHICLE AT ANY TIME, ON ANY DAY OF THE WEEK NOT SPECIFICALLY MARKED AND STATED ABOVE, IS A VIOLATION OF THIS ORDER AND MAY RESULT IN REVOCATION OF THIS ORDER, THE PETITIONER BEING HELD IN CONTEMPT, OR BOTH.

10. The District Clerk shall send a certified copy of the Petition and the Court order to the Texas Department of Public Safety.
11. The Texas Department of Public Safety is required to issue an occupational license to the Petitioner, which refers on its face to this order. The Petitioner may use a copy of this order as a restricted license until the Petitioner receives such license from the Department of Public Safety, unless the Petitioner's license is suspended again for other reasons unrelated to the current suspension, the order shall be void and have no force or effect immediately upon the effective date of such future suspension.

Other Orders

12. Submit to a breath or blood analysis if arrested for Driving While Intoxicated, and a peace officer asks him/her to do so.
13. NOT appeal the Administrative License Revocation Suspension.
14. Attend an approved Defensive Driving Course and give the Brazos County District Clerk proof of attendance within 45 days of this Order.
15. Notify this Court, in writing, within 10 days, if s/he is arrested or given a citation (ticket) for any driving violation.

16. Notify this Court, in writing, within 10 days, if s/he is arrested or given a citation for any alcohol/drug offense or any driving violation.

Effect of Order

This order is effective beginning (Check one):

- a. Today
- b. 91 days after the date the license was suspended.
- c. 181 days after the date the license was suspended.
- d. 365 days after the date the license was suspended.

Judge's Signature

Date

WARNING:
This Court may revoke this Order, at any time, for good cause. This Order is automatically revoked if Petitioner violates any condition of this Order or is arrested for a new Drug or Alcohol related offense. It is a Class B Misdemeanor for the Petitioner to violate any Order checked above, including driving without a certified copy of this Order.