

CAUSE NO. _____ - _____ - CC _____

IN RE _____, § IN THE COUNTY COURT AT LAW NO. _____
Petitioner §
§
TEXAS DRIVER'S LICENSE NO. § OF
§
_____ § WILLIAMSON COUNTY, TEXAS

ORDER GRANTING OCCUPATIONAL DRIVER'S LICENSE

On this date, the Court considered the verified petition for an occupational driver's license filed by Petitioner, the testimony of Petitioner, Petitioner's driving record, and any evidence presented by the attorney representing the State of Texas.

The Petitioner appeared

- ☐ in person, pro se.
☐ by and through Petitioner's attorney, _____.

The State

- ☐ waived its appearance.
☐ appeared in person by and through _____.

FINDINGS OF FACT

1. The Court finds it has jurisdiction of this matter for the following reason:

- ☐ Petitioner's license was suspended for a cause other than a physical or mental disability or impairment and is not the result of a conviction under §49.04 - §49.08 Texas Penal Code, and
☐ Petitioner is a resident of Williamson County, Texas, and/or
☐ the Offense for which Petitioner's license was suspended occurred in Williamson County, Texas

OR

- ☐ Petitioner's license was automatically suspended for an arrest or conviction of an offense that occurred in Williamson County, Texas

2. The Court finds Petitioner's Texas driver's license was suspended for the following reason:

- ☐ Petitioner was **convicted** of the offense of _____, which resulted in an automatic license suspension for a period of _____, beginning _____.
- ☐ Petitioner was **arrested** for the offense of _____, which occurred in Williamson County, Texas. Said arrest resulted in a license suspension for a period of _____, beginning _____.
- ☐ Other: _____

3. The Court finds Petitioner has not been issued more than one occupational driver's license due to a conviction under Texas law in the ten years preceding the date this petition was filed.
4. The Court finds Petitioner has a valid motor vehicle liability insurance policy as required by the Texas Motor Vehicle Safety Responsibility Act, Chapter 601 Texas Transportation Code.
5. The Court finds there is an essential need for Petitioner to operate and drive a motor vehicle for the following reason(s):

- ☐ to perform Petitioner's occupation or trade or for transportation to and from Petitioner's place of work.
- ☐ for transportation to and from an educational facility in which Petitioner is enrolled.
- ☐ to perform essential household duties.

Based on the findings listed above, the Petition for Issuance of an Occupational Driver's License is hereby GRANTED while driving within the State of Texas, subject to the following terms and conditions:

DAY AND TIME RESTRICTIONS

- ☐ Petitioner is authorized to operate a motor vehicle for a period not to exceed four (4) hours in any consecutive twenty-four (24) hour period pursuant to this occupational driver's license.
- OR
- ☐ The Court finds a necessity exists for waiving the four-hour driving restriction, and Petitioner is authorized to operate a motor vehicle for a period not to exceed _____ hours in any consecutive twenty-four (24) hour period pursuant to this occupational driver's license.

Petitioner is authorized to operate a motor vehicle for the time period listed above during the following days and times:

- ☐ Monday through Friday, between the hours of _____ AM to _____ PM
- ☐ Monday through Sunday, between the hours of _____ AM to _____ PM
- ☐ _____ through _____, between the hours of _____ AM to _____ PM

GEOGRAPHIC RESTRICTIONS

- ☐ Petitioner's occupational driver's license shall be restricted to all public roadways in Williamson County, Texas
- ☐ Petitioner's occupational driver's license shall be restricted to all public roadways in Williamson County, Texas, and all contiguous counties (Bell, Milam, Lee, Bastrop, Travis, and Burnet Counties).
- ☐ Petitioner's occupational driver's license shall be restricted to all public roadways between Williamson County, Texas, and the following counties:

ADDITIONAL CONDITIONS

- ☐ Petitioner shall maintain a driving log in which Petitioner must document in writing the time and place of each departure and the time and place of each arrival. Said log shall be physically located in the vehicle during any periods of operation and subject to examination upon request by a peace officer.
- ☐ If Petitioner is issued a traffic citation during the term of this occupational driver's license, Petitioner is required to notify this Court in writing within 48 hours of receiving the citation.
- ☐ Petitioner shall not possess or consume any alcoholic beverages during the term of this occupational driver's license.
- ☐ Petitioner shall not possess or consume any illegal drugs, controlled substances, or dangerous drugs without a valid prescription during the term of this occupational driver's license.
- ☐ Petitioner's driver's license is suspended under Chapter 524 or 724 Texas Transportation Code. Therefore, Petitioner is ORDERED to attend a Court-approved program that is designed to provide counseling and rehabilitation services to persons for alcohol dependence pursuant to §521.245 Texas Transportation Code. Petitioner shall provide proof of attendance to the Court no later than 90 days after this Order is signed.

If at any time Petitioner violates any of these conditions, the occupational driver's license granted herein is immediately REVOKED.

EFFECTIVE DATE OF OCCUPATIONAL DRIVER'S LICENSE

- ☐ Petitioner has not had a prior suspension arising from an alcohol-related or drug-related enforcement contact as defined by §524.001(3) Texas Transportation Code within the five years preceding the date of Petitioner's arrest in this case. Therefore, this Order granting an occupational driver's license takes effect **immediately** and shall be valid until the end of the period of suspension of Petitioner's regular driver's license unless revoked.
- ☐ Petitioner's driver's license has been suspended as a result of an alcohol-related or drug-related enforcement contact as defined by §524.001(3) Texas Transportation Code during the five years preceding the date of Petitioner's arrest in this case. Therefore, this Order granting an occupational driver's license takes effect on the **91st day after the effective date of the suspension listed above** and shall be valid until the end of the period of suspension of Petitioner's regular driver's license unless revoked.
- ☐ Petitioner's driver's license has been suspended as a result of a conviction of an offense under §49.04 -§49.08 Texas Penal Code during the five years preceding the date of Petitioner's arrest in this case. Therefore, this Order granting an occupational driver's license takes effect on the **181st day after the effective date of the suspension listed above** and shall be valid until the end of the period of suspension of Petitioner's regular driver's license unless revoked.
- ☐ Petitioner's driver's license has been suspended as a result of a second or subsequent conviction of an offense under §49.04 -§49.08 Texas Penal Code committed within five years of the date on which the most recent preceding offense was committed, this Order granting an occupational driver's license takes effect on the **first anniversary (one year) of the effective date of the suspension listed above** and shall be valid until the end of the period of suspension of Petitioner's regular driver's license unless revoked.

ADDITIONAL PROVISIONS

The Clerk of the Court shall furnish to Petitioner a certified copy of this Order at Petitioner's expense. **Petitioner may use this certified copy of the Order as a restricted license until the 45th day after the date on which the Order takes effect.**

The Texas Department of Public Safety shall issue Petitioner an occupational driver's license. Said license shall refer on its face to this Court Order.

A certified copy of this Order must be carried by Petitioner at all times while operating a motor vehicle. A peace officer may examine the certified copy of this Order upon request when Petitioner is operating a motor vehicle.

A PERSON OPERATING A MOTOR VEHICLE WITH AN OCCUPATIONAL DRIVER'S LICENSE COMMITS A CRIMINAL OFFENSE BY OPERATING A MOTOR VEHICLE IN VIOLATION OF A RESTRICTION IMPOSED ON THE LICENSE OR BY OPERATING A MOTOR VEHICLE WITHOUT A CERTIFIED COPY OF THE COURT ORDER IN THE PERSON'S POSSESSION AS REQUIRED BY §521.250 TEXAS TRANSPORTATION CODE.

SIGNED this the ____ day of _____, _____.

JUDGE PRESIDING

County Court at Law Number _____
Williamson County, Texas