

CAUSE NO. _____

IN RE:

§
§

IN THE COUNTY COURT
AT LAW NO. 2

PETITIONER

§ SAN PATRICIO COUNTY, TEXAS

ORDER GRANTING OCCUPATIONAL DRIVER'S LICENSE

The Petitioner:

- ☐ Has a Texas Driver's License, with the following number: _____
☐ Does not have a Texas Driver's License

After reviewing the Petition for Occupational Driver's License and all attached evidence the Court **FINDS** that the Petitioner has an essential need(s) to operate a motor vehicle, including, but not limited to: Performance and transportation to and from Petitioner's profession, occupation or trade or pursuit of same; transportation to and from Petitioner's educational facility; and/or performance of essential needs of household duties.

The Court further **FINDS** that Petitioner has shown the Court that a necessity exists for the Petitioner to drive more than 4 hours per 24-hour period. The Court allows Petitioner to drive more than 4 hours, but less than 12 hours in a 24- hour period as detailed below.

The Court hereby **GRANTS** the above-named Petitioner an Occupational Driver's License pursuant to Transportation Code Sec. 521.248, and **ORDERS** the Petitioner to:

- 1) NOT drive a commercial vehicle, if Chapter 522 of the Texas Transportation Code applies;
- 2) Maintain valid auto liability insurance or other financial responsibility in accordance with Chapter 601 of the Texas Transportation Code for the entire period this order is in effect; and
- 3) Carry a certified copy of this Order and, after issuance, an Occupational Driver's License while driving. (The Department of Public Safety will provide the Occupational Driver's License after payment to DPS of the Occupational Driver's License fee.)

The Court additionally **FINDS** (check one):

- ☐ Petitioner is restricted to the operation of a motor vehicle equipped with an ignition interlock device and has installed such a device on Petitioner's vehicle, and therefore, pursuant to Transportation Code Sec. 521.248(d) is not subject to any time of travel, reason for travel, or location of travel restrictions; or
- ☐ Petitioner is **ORDERED** to abide by the following time of travel, reason for travel and location of travel restrictions:
1. Restrict driving to travel to and from work or school and essential duties, including medical appointments, court, attorney's office, probation office, and any supervision, education, or counseling required by this Order.
 2. Restrict driving to no more than 12 hours per day, and only on the days, times, and in the counties or on the routes listed below. (A person may operate a motor vehicle for no more than four hours within a 24-hour period unless the defendant demonstrates an essential need, in which case the court may allow a person to drive up to 12 hours in a 24-hour period.)

Sunday: _____
Monday: _____
Tuesday: _____
Wednesday: _____
Thursday: _____
Friday: _____
Saturday: _____

3. Restrict driving to the following counties:

Petitioner must: (judge/clerk check all that apply):

- ☐ Record dates, time, mileage, destinations, and reasons for travel in a travel log. Carry and update the travel log every time Petitioner drives, and show the log to any peace officer who asks to see it.
- ☐ Within 30 days of this order, attend the alcohol/drug counseling program listed below, and give the court clerk proof of attendance within that time period.

Program: **12 Hour Alcohol Awareness Program**

(Must be selected if Petitioner's license has been suspended under Chapter 524 or 724 of the Texas Transportation Code.)

- ☐ Report to the court every _____ days, demonstrating compliance with the order requiring attendance at the counseling program described above.
- ☐ Submit to testing for ☐ alcohol ☐ controlled substances every _____ days, to be conducted by the following entity: _____.
(May be selected only if Petitioner's license has been suspended under Chapter 524 or 724 of the Texas Transportation Code.)
- ☐ Submit to supervision by the local community supervision and corrections department to verify compliance with all terms of this order, and pay a monthly administrative fee of \$_____, as authorized by Government Code Sec. 76.015.
- ☐ NOT drive any vehicle unless it is equipped with an ignition interlock device, as required by Petitioner's existing restricted license or bond condition.
- ☐ Comply with all applicable statutes, administrative regulations, and orders from DPS related to licensing.

ISSUED AND SIGNED the _____ day of _____, _____.

VIKI HESSELTINE MARTINO
COUNTY COURT AT LAW NO. 2
SAN PATRICIO COUNTY, TEXAS

**KEEP THIS FOR YOUR RECORDS – YOU WILL NEED THIS INFORMATION AFTER YOU RECEIVE
THE ODL ORDER FROM THE JUDGE**

What to do after receiving an Occupation Driver's License order from the court?

*******It is your responsibility to make sure these steps
are followed even if you have an attorney*******

1. Reminder that you CANNOT drive a Commercial Motor Vehicle (CMV) with an ODL.
2. One of the certified copies you receive will serve as your license for 45 days. After the 45 days you will have to have the certified copy of the order **and** the ODL issued by DPS.
3. The second certified copy you receive from this court will need to be sent the Texas DPS along with **\$10 for a 1 year license/\$20 for a 2 year license:**

Texas DPS
Enforcement and Compliance Service
ATTN: ECA
P.O. Box 4087
Austin, TX 78773
4. DPS will grant your ODL when it becomes effective, usually immediately; see last page of order for effective date.
5. You may also have a reinstatement fee that is due to the State; look on the first page of your driving record under Status Information and Administrative Status to see if a reinstatement fee is due in your situation; you can also look at the website listed below:
<https://txapps.texas.gov/txapp/txdps/dleligibility/login.do>
6. If you fail to operate a motor vehicle in violation of the restrictions imposed in this ODL or you fail to have your certified copy of the court's order while you are operating a motor vehicle you can be charged with a Class B Misdemeanor; If you are convicted of one of these the court shall issue an order revoking this ODL; ODL can be revoked anytime for good cause.
7. If you operate a motor vehicle and fail to comply with one of the additional conditions listed on page 2 of this order your ODL will be revoked by this court.
8. If you need to modify this ODL, and it is otherwise still a valid order, please file a written request with our court listing the cause number at the top of the order, your name, the reason for the modification and what you need modified in the order. No filing fee is required for a modification. A hearing will be set and a modified order will be issued if the judge approves the modifications.