

STATE OF TEXAS

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IN THE JUSTICE OF THE PEACE

§

VS

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PRECINCT 1, PLACE 1

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DALLAS COUNTY, TEXAS

Petition for Occupational Driver's License*Solicitud de licencia de manejar ocupacional***Print your answers** – *Escriba sus respuestas en letra de molde*

I swear under oath that the information I provide in this Petition is true and correct.

Declaro bajo juramento que la información provista en esta Petición es veraz y correcta.

My name is:

*Mi nombre es:*First name - *Primer nombre*Middle name – *Segundo nombre*Last name - *Apellido*

I am the Petitioner, and I am asking the court for an Occupational Driver's License.

I ask the Clerk to send a certified copy of this Petition to the Texas Department of Public Safety.

I ask the Court to consider the information I have provided below.

*Soy el solicitante y pido a la corte que me dé una licencia de manejar ocupacional. Le pido al secretario de la corte que envíe una copia certificada de esta Petición al Departamento de Seguridad Publica de Texas. Le pido a la corte que considere la información que presento a continuación.***Petitioner's Personal Information** – *Información personal del solicitante*

1. Home address:

*Dirección residencial:*Street address – *Calle y numero*City – *Cuidad*Zip Code – *Código postal*

_____, Texas

County – *Condado*

2. Mailing address (if different from above):

*Dirección postal (si es distinta de la anterior)*3. Phone number – *Teléfono:* _____ - _____ - _____4. Date of birth – *Fecha de nacimiento:* _____ / _____ / _____5. Drivers License # - *Numero de licencia de manejar:* _____License issued by – *Licencia emitida por:* _____ & Last 4 SS #: ***-**-_____6. Was your license suspended because of a physical or mental disability? ☐ Yes – Sí ☐ No*¿Su licencia fue suspendida debido a una discapacidad física o mental?*Have you had 2 or more occupational driver's licenses in the last 10 years? ☐ Yes – Si ☐ No*¿Ha tenido 2 o más licencias de manejar ocupacionales en los últimos 10 años?*

7. Why was your Driver's License suspended? (CHECK ALL THAT APPLY):

¿Por qué fue suspendida su licencia para conducir? (MARQUE TODO LO QUE CORRESPONDA)

- a. ☐ I did not give a breath sample, as requested, when i was arrested for _____
No di la muestra de aliento solicitada cuando fui arrestado por
- b. ☐ This court convicted me of _____ on _____
Esta corte me condeno por (traffic violation – infracción de tráfico) (Month/mes-Day/día-Year/año)
- c. ☐ A Texas court said I am a “habitual violator of traffic laws” on (date) _____
Una corte de Texas dijo que yo soy un " infractor habitual de las leyes de tránsito " en (fecha)
- d. ☐ A Texas court ordered me to go to a Driver Education Program, and my license, permit, and/or driving privilege was automatically suspended for 365 days.
Una corte de Texas me ordenó ir a un programa de educación vial, y mi licencia, permiso y / o privilegio de conducir fue suspendida automáticamente durante 365 días
- e. ☐ Other (if you did not check any of the above, why was your license suspended? Be specific)
Otros (si no marcó ninguna de los anteriores, ¿por qué fue suspendió su licencia? Sea específico)

8. Why do you need an Occupational Driver's License? (CHECK ALL THAT APPLY):

Por qué necesita una licencia de manejar ocupacional? (MARQUE TODO LO QUE CORRESPONDA)

- ☐ I need to drive to **work** because there is no public transportation to and from my work.
Necesito manejar a mi trabajo Por qué no hay transporte público desde y hacia mi trabajo

Name and address of your employer: _____
Nombre y dirección de su trabajo

Days and hours you work: _____
Los días y las horas que trabaja

Job Title: _____
Título Profesional

- ☐ I need to drive to **school**. (Fill out below):
Necesito manejar a la escuela/universidad. (Llene a continuación)

Name and address of your school: _____
Nombre y dirección de su escuela/universidad

Days and hours of your classes: _____
Días y horarios de sus clases

- ☐ Other – otro (Explain – explique): _____

9. Driving Schedule you are requesting – *Horario de manejar que solicita*

Monday-Lunes:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Tuesday-Martes:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Wednesday-Miercoles:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Thursday-Jueves:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Friday-Viernes:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Saturday-Sabado:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.
Sunday-Domingo:	From/De	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.	to/a	_____	<input type="checkbox"/> a.m.	<input type="checkbox"/> p.m.

10. If you are asking the Court to allow you to drive for more than 4 hours per day, explain why below:
Si está pidiendo que la Corte le permita manejar más de 4 horas por día, explique por qué a continuación:

11. I ask the Court to make an order that allows me to get an occupational Driver's License to drive for the purposes described above.

Le pido a la corte que dicte una orden que permite obtener una licencia de manejar ocupacional para manejar por los motivos descritos arriba.

DO NOT SIGN until you are in front of the Notary-No firme hasta que este ante un notario

Petitioner's Name (print)-Nombre del Peticionario

Petitioner's signature-Firma del Peticionario

Date-Fecha: ____/____/____

NOTARY fills out below-NOTARIO llena a continuación

State of Texas, County of Dallas

Sworn to and subscribed before me, the undersigned authority, on this date: ____/____/____

By: _____
(Print the first and last name of the person who is signing this affidavit)

(Notary's seal here)

Notary Signature

EX PARTE PRINT YOUR NAME BELOW

IN THE JUSTICE OF THE PEACE
PRECINCT 1, PLACE 1
DALLAS COUNTY, TEXAS**Occupational Driver's License Order****The Court fills out this box: Appearances and finding**

Today, the Petitioner names below appeared in person. The Court heard the Petitioner's case and 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 marked below.**Petitioner fills out this section ONLY**

Petitioner's Personal Information Name: _____

Home Address: _____
First Middle Last
Texas

Street Address City County Zip Code

Phone Number: _____ - _____ - _____ Date of birth: ____/____/____ Driver's License # _____ State: _____

Name/address Petitioner's employer: _____

Job Title: _____

Suspension of Driver's License: Petitioner's Driver's License was suspended because (X all that apply)☐ The Petitioner did not give a breath sample, as requested, when arrested for _____☐ This Court convicted the Petitioner of a Traffic Violation for _____ on ____/____/____☐ A Texas Court ruled the Petitioner was a habitual violator of traffic laws on ____/____/____☐ A Texas Court ordered Petitioner to go to a Driver Education program and Petitioner's license, permit and or driving privilege was automatically suspended for 365 days.☐ Other(specify): _____**Attachments:** The Petitioner attached the following documents to his/her Petition (X all that apply) ☐ A certified copy of the Petitioner's driver's license record. ☐ Proof of current valid auto liability insurance (SR22) ☐ A copy of the Court order that suspended the Petitioner's license ☐ A letter from the Petitioner's employer or immediate supervisor on official letterhead ☐ A letter from the Petitioner's school on official letterhead or affidavit that explains the Petitioner's need to drive**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. It is a class B misdemeanor for the Petitioner to violate any order X below, including driving without a certified copy of this Order.****ORDER**-Court grants the Petitioner this Occupational Driver's License and orders the Petitioner to obey all orders X below:The Petitioner MUST (X all that apply) ☐ Maintain valid auto liability 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. (The Department of Motor Vehicles will mail the Occupational Driver's License within 31 days of the date of this Order. ☐ Restrict driving to no more than _____ hours per day, and only on the days, times and in the counties listed below.

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From:	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.
To:	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.	____ <input type="checkbox"/> a.m. ____ <input type="checkbox"/> p.m.

COUNTIES where the Petitioner may drive:☐ Record dates, time, mileage, estimations and reasons for travel in a travel log. ☐ Carry and update the travel log every time he/she drives and show the log to any peace officer who asks to see it. ☐ 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. ☐ Comply with all probation and community supervision terms in case number _____Within _____ days of this order, attend the alcohol/drug counseling program below listed and give the court clerk proof of attendance within that time period. **PROGRAM** ☐ Do NOT drive any vehicle unless it has ignition interlock device, as required, by the law. ☐ Do NOT drive a commercial vehicle. **OTHER ORDERS:** The Petitioner must X all that apply: ☐ Submit to breath or blood analysis if arrested for Driving While Intoxicated and a peace officer asks him/her to do so. ☐ Do NOT appeal the administrative License Revocation Suspension. ☐ Attend an approved defensive driving course, and give the court clerk proof of attendance within _____ days of this Order. ☐ Notify this Court, in writing, within 10 days if he/she receives a citation (ticket) for any driving violation. Additional orders ☐ **Mandatory – to retest written and driving at your local Texas DMV.****Effect of Order: This Order is effective beginning (X one only):** ☐ Today ☐ 91 days after the date the license was suspended ☐ 81 days after the date the license was suspended ☐ 365 days after the license was suspended

Judge Thomas G. Jones _____

Date _____

CERTIFIED COPY:
THE STATE OF TEXAS
COUNTY OF DALLAS

I do hereby certify that the foregoing is a full, true, and correct copy of _____ filed in this court on _____.

In witness whereof I have hereunto set my hand and affixed my seal this _____ day of _____.

Justice of the Peace/Court Clerk
Precinct 1 Place 1, Dallas County, Texas

IF YOUR LICENSE WAS SUSPENDED, BUT YOU NEED TO DRIVE, YOU CAN ASK THE COURT FOR AN OCCUPATIONAL DRIVER'S LICENSE IF:

- You do NOT have access to public transportation and
- You need to drive to work or school or essential household duties

An Occupational Driver's License (ODL) is a restricted license that lets you drive at certain times, on specific days, under certain conditions.
(See transportation code Chapter 521 and 601) AND see the questions/answers below for more information.

Q. How do I ask for an ODL?

A. Fill out these forms:

- Petition for Occupational Driver's License and The Petition asks you to explain why you have an essential need to drive. This means you need to drive to:
 - Do your job
 - Get to and from work or school, or
 - Do essential household duties
 - School

Q. Where do I take my completed forms?

A. If your license was suspended because of a DUI (Driving under the Influence) conviction, take your Petition to the clerk in the same county where you were convicted. (**DO NOT** sign until you are in front of a notary public).

If your license was not suspended because of a DUI, file the Petition at the County Clerk's office, the District Clerk's office or the Justice of the Peace Court in the county (and Precinct of filing in Justice of the Peace Court) where you live or where your license was suspended.

Q. Can anyone get an ODL?

A. No. You cannot get an ODL if:

- Your license was suspended because of a mental or physical disability
- You need it to drive a commercial motor vehicle, or
- The Judge thinks you **do not** have an essential need or is worried about public safety

Q. Do I have to go to a court hearing?

A. Yes. You must go to your hearing and explain why you have an essential need to drive. You must also take a certified copy of your driving record. (There is a fee for requesting your driving record) You may ask for your driving record at the Texas Department of Public Safety or order online at <http://www.txdps.state.tx.us/DriverLicense/driverrecords.htm>. The Judge may ask you why getting rides from friends/relatives does not meet your needs.

Q. Will the State have a lawyer against me?

A. Yes, if your license was suspended because of:

- A criminal homicide. DUI, intoxication assault, intoxication manslaughter, or
- You were under 21 and under your license was suspended according to Texas Transportation Code 521.342

The State lawyer may try to convince the Judge to not give you a license. The Judge will listen to both sides and make a decision.

Q. What should I take to my court hearing?

A. Fill out the Order and take it with you to your hearing. If the Judge does not sign the Order, you will not get an ODL. If the Judge decides to let you drive, she/he will sign the order and mark the restrictions.

Attach these documents to your Petition- Adjunte los siguientes documentos a su Petición:

- A certified copy of your driver's license record- *Una copia certificada de sus antecedentes de manejo*
- Proof of current valid auto liability insurance and a copy of an SR22 from your insurance company
Prueba de seguro de automóvil de responsabilidad general válido o una copia de un SR22 de su compañía de seguros
- A copy of the Court Order that suspended your license
Una copia de la orden de la corte que suspendió su licencia, a menos que usted marcó 7e
- A letter from your employer or immediate supervisor on your employer's letterhead (or an affidavit) that verifies your work schedule, if you have asked the court to let you drive to work. We will also need your employer or immediate supervisor phone number.

Una carta de su empleador o supervisor inmediato con el membrete de su empleador (o una declaración jurada) que verifica su horario de trabajo, si que ha pedido a la corte que le permita conducir al trabajo. También necesitaremos su empleador o el número de teléfono supervisor inmediato.

WARNING! You must follow the Judge's restrictions or you will lose your ODL and face criminal charges.

Need help? Talk to a lawyer. To find one, call your local lawyer referral service. One helpful resource in the Dallas/Fort Worth area is:

The Dallas Bar Association: Call 214-220-7444
Or online at: <https://www2.dallasbar.org/referral/>

Pay your reinstatement fees before you apply for a Texas Occupational License at
<https://txapps.texas.gov/txapp/txdps/dleligibility/login.do>

Check list for ODL

- A certified copy of your driver 's license record
Una copia certificada de sus antecedentes de manejo
- Proof of current valid auto liability insurance and a copy of an SR22 from your insurance company
Prueba de seguro de automóvil de responsabilidad general válido o una copia de un SR22 de su compañía de seguros
- A copy of the Court Order that suspended your license
Una copia de la orden de la corte que suspendió su licencia
- A letter from your employer or immediate supervisor on your employer's letterhead (or an affidavit) that verifies your work schedule, if you have asked the court to let you drive to work. We will also need your employer or immediate supervisor phone number.
Una carta de su empleador o supervisor inmediato con el membrete de su empleador (o una declaración jurada) que verifica su horario de trabajo, sí que ha pedido a la corte que le permita conducir al trabajo. También necesitaremos su empleador o el número de teléfono supervisor inmediato.
- Make sure name, date of birth, social security #, TX DL # and current address is correct.
- Make a copy of the petitioner TX DL or ID.