

**\*\*THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY\*\***

## **OCCUPATIONAL DRIVER'S LICENSE**

To file an application for an **OCCUPATIONAL DRIVER'S LICENSE** with the County Clerk, you will need the following criteria:

- 1. Petition**
- 2. Affidavit**
- 3. Current Insurance or SR-22**
- 4. Order with Conditions**

If **All of the above** have been submitted the Order will be signed or a scheduled hearing will be set.

Your application will be **INCOMPLETE** and delayed if any of the above items are not filed.

**\*\*\*\*\*IT IS ADVISABLE TO SPEAK TO AN ATTORNEY\*\*\*\*\***

**FILING LOCATION AND CONTACT INFORMATION:**

**Tarrant County Clerk's Office**  
100 W. Weatherford, Room B90  
Fort Worth, TX 76196  
817-884-1530

**\*\*\*PLEASE CONTACT 817-884-1530 TO INQUIRE ABOUT FILING FEE\*\*\***

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Cause No.: \_\_\_\_\_

State of Texas	§	IN THE COUNTY COURT
	§	
VS	§	AT LAW NUMBER _____ OF
	§	
_____	§	TARRANT COUNTY, TEXAS

### **Petition for an Occupational Driver’s License**

To the Honorable Judge of Said Court:

NOW COMES \_\_\_\_\_, the Petitioner and files this Petition for an Occupational License and in support thereof would show the court the following:

I.

Petitioner, \_\_\_\_\_, whose Texas driver’s license is \_\_\_\_\_ is a resident of \_\_\_\_\_ County, Texas and petitioner’s date of birth is \_\_\_\_\_.

II.

Petitioner’s motor vehicle operator’s license was suspended for causes other than physical or mental disability or impairment.

III.

Petitioner must operate a motor vehicle in performance of petitioner’s job at \_\_\_\_\_

\_\_\_\_\_ and in the performance of his essential household duties.

There is an essential need for petitioner to operate a motor vehicle along the routes of the State of Texas. Petitioner is requesting to keep a logbook in any car the petitioner drives accurately recording all times and purposes for which the petitioner drives. Petitioner understands that he must show said logbook, if so order by the said Judge, to any law enforcement officer upon demand. Petitioner understands that the petitioner is restricted to driving no more than

twelve (12) hours per day. Petitioner will have varying hours and shifts which would make it difficult to specify a time, during which he would be driving.

Additionally, Petitioner has either the statutory minimum, or more than the statutory minimum amount of automobile liability insurance.

**PRAYER**

Petitioner respectfully prays that the Court enter an order that Petitioner be issued an occupational license by the Department of Public Safety upon such terms and conditions as may be prescribed by this court. Petitioner further prays for all relief either at law or in equity to which he may show himself to be justly entered.

Respectfully submitted,

▶ \_\_\_\_\_  
*Your Signature* \_\_\_\_\_  
*Date*

\_\_\_\_\_ \_\_\_\_\_  
*Your Printed Name* *Phone*

\_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_ \_\_\_\_\_  
*Mailing Address* *City* *State* *Zip*

\_\_\_\_\_ \_\_\_\_\_  
*Email Address* *Fax # (if any)*

SUBSCRIBED AND SWORN TO BEFORE ME on \_\_\_\_\_,  
to certify which witness my hand and seal of office.

\_\_\_\_\_  
Notary Public, State of Texas

*(Notary's seal must be included)*

**\*\*THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY\*\***

Cause No.: \_\_\_\_\_

STATE OF TEXAS

vs

\_\_\_\_\_

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§

IN THE COUNTY COURT

AT LAW NO. \_\_\_\_\_ OF

TARRANT COUNTY, TEXAS

**Affidavit**

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, who after being duly sworn stated:

“My name is \_\_\_\_\_. I am over / under *(circle one)* the age of eighteen (18), I am of sound mind, and I have personal knowledge of the facts hereinafter stated, and said facts are true and correct.

“I am a resident of \_\_\_\_\_ County, Texas. My Texas driver’s license number is \_\_\_\_\_. My phone number is \_\_\_\_\_. My date of birth is \_\_\_\_\_. My Texas driver’s license was suspended on \_\_\_\_\_ and will be reinstated on \_\_\_\_\_ for an alleged offense which occurred in \_\_\_\_\_ County, Texas. The suspension was for a cause other than physical or mental disability or impairment. As for the date of this Affidavit, I have not been convicted of any offense under Section 49.04 thru 49.08 and 19.05 of the Texas Penal Code arising out of the incident causing the current suspension of my driver’s license.

“I have an essential need to operate and drive a motor vehicle to perform my occupation or trade, for transportation to and from where I practice my occupation or trade at \_\_\_\_\_  
*address city state zip*

and for transportation to and from locations related to my personal household essential needs. All such transportation will occur only on Sunday to Saturday and shall use a logbook.

Petitioner shall travel in Tarrant, Dallas, and contiguous counties only.

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*additional counties*

“During the course and scope of my use of an occupational driver’s license, I have an essential need to operate and drive my motor vehicle for a period of twelve hours during any twenty-four hour period, and therefore, I have an essential need to have the four (4) hour restriction waived.

“I have had no DWI convictions in the past and therefore, there is not an ignition interlock device on my motor vehicle as a condition of bond.

“I have a valid policy of liability insurance as required by the Texas Motor Vehicle Safety-Responsibility Act and can show the Court proof of a valid and current motor vehicle liability insurance policy.

“If an occupational license is granted to me, I agree to comply with all the conditions placed on the license.

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*Affiant’s Signature*

SUBSCRIBED AND SWORN TO BEFORE ME on \_\_\_\_\_,  
*date*  
to certify which witness my hand and seal of office.

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Notary Public, State of Texas

*(Notary’s seal must be included.)*

Cause No.: \_\_\_\_\_

STATE OF TEXAS

§  
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§  
§

IN THE COUNTY COURT

vs

AT LAW NO. \_\_\_\_ OF

\_\_\_\_\_

TARRANT COUNTY, TEXAS

### **Order Granting Occupational Driver's License**

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, came to be heard the petition for an Occupational Driver's License, The Court finds that the Petitioner, \_\_\_\_\_ Date of Birth \_\_\_\_\_ and the Texas I.D. License, \_\_\_\_\_, has an essential need to operate a motor vehicle. IT IS THEREFORE ORDERED that the Texas Department of Public Safety Issue Petitioner an occupational driver's license. This Order Granting Occupational Driver's License is effective throughout the duration of the suspension or until \_\_\_\_\_, Whichever is earlier, subject to the following restrictions:

1. Petitioner may drive to/from petitioner's place of employment and in the performance of petitioner's occupation or trade.
2. Petitioner may drive in the performance of essential household and medical duties and for such family related purposes.
3. Petitioner may drive to/from the educational facility in which petitioner may be enrolled and for such related purposes.
4. Petitioner may drive to/from court ordered activities, including petitioner's attorney's office.
5. Petitioner may drive to/from place of worship.
6. Petitioner may only drive in the following Texas Counties; TARRANT, DALLAS, AND CONTIGUOUS COUNTIES. Petitioner is restricted to driving for no more than twelve hours per day, Sunday through Saturday, Because of necessity shown, the Court waives the four-hour driving restriction.

7. Petitioner must keep in any car driven a logbook to record the times and purposes for driving. Petitioner must show the logbook to any law enforcement officer upon demand.
8. Petitioner shall not carry in any vehicle driven a radar or laser detection device.
9. Petitioner shall not refuse any lawful request for a sample of Petitioner's breath, blood, or urine in the event that Petitioner is stopped for investigation of DWI.
10. Petitioner shall not consume any alcoholic beverage for at least four hours before or during any period of time Petitioner is permitted to drive.
11. Petitioner shall not **convicted** / **receive** of any moving traffic violations.
12. Petitioner must maintain valid automobile liability insurance as required by state law.
13. Petitioner shall not operate any vehicle not equipped with an ignition interlock device; N/A circle
14. Petitioner shall attend alcohol counseling (AA or equivalent) not less than \_\_\_\_\_ times per month beginning \_\_\_\_\_ and shall provide proof of such attendance to the Court not later than the Monday/first day of the month following such attendance.
15. A certified copy of this Order and proof of insurance shall serve as Petitioner's occupational driver's license subject to the above restrictions until Petitioner receives an occupational driver's license from the Texas Department of Public Safety at which time such license, this order, proof of insurance and the Petitioner's logbook shall serve as Petitioner's license.

UPON THE GRANTING OF THIS ORDER, PETITIONER'S APPEAL AND STAY OF SUSPENSION SHALL BE RESCINDED BY THE TEXAS DEPARTMENT OF PUBLIC SAFETY.

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SIGNED ON

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JUDGE PRESIDING

Cause No.: \_\_\_\_\_

EX PARTE

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IN THE COUNTY COURT

AT LAW NO. \_\_\_\_\_ OF

TARRANT COUNTY, TEXAS

## **Order Granting Occupational Driver's License**

On this day came on to be considered the petition for Occupational Driver's License, The Court finds that the above-named Petitioner, TX DL # \_\_\_\_\_, has an essential need to operate a motor vehicle. IT IS THEREFORE ORDERED that the Texas Department of Public Safety Issue Petitioner an occupational driver's license. This Order Granting Occupational Driver's License is effective throughout the duration of the suspension or until \_\_\_\_\_, whichever is **earlier**, subject to the following restrictions:

1. Petitioner may drive to and from Petitioner's place of employment and in the performance of Petitioner's occupation, trade, or employment;
2. Petitioner may drive in the performance of essential household and medical duties and for family related purposes;
3. Petitioner may drive to and from any educational facility in which Petitioner is enrolled for such education-related purposes;
4. Petitioner may drive to and from court ordered activities, including petitioner's attorney's office;
5. Petitioner may drive to and from a place of worship;
6. Petitioner may only drive in the following Texas Counties:  
\_\_\_\_\_  
\_\_\_\_\_
7. Petitioner is restricted to driving for no more than twelve (12) hours per day, Sunday through Saturday. Because of the necessity shown, the Court waives the four-hour driving restriction;



8. Petitioner must keep in any car driven a logbook to record the date, time, destination, purpose and time of arrival for driving. Petitioner must show said logbook to any law enforcement officer upon demand;
9. Petitioner shall not carry in any vehicle driven a radar or laser detection device;
10. Petitioner shall not refuse any lawful request for a sample of Petitioner's breath, blood, or urine in the event that Petitioner is stopped for investigation of an alcohol related offense;
11. Petitioner shall not consume any alcoholic beverage for at least four hours before or during any period of time Petitioner is permitted to drive;
12. Petitioner shall not be charged with/convicted of any moving traffic violation;
13. Petitioner must maintain valid automobile liability insurance as required by state law and SR-22;
14. Petitioner shall not operate any vehicle not equipped with an ignition interlock device;
15. Petitioner shall attend alcohol counseling (AA or equivalent) not less than \_\_\_\_\_ times per week/month beginning \_\_\_\_\_ and shall provide proof of such attendance to the Court not later than the Monday/first day of the month following such attendance.
16. A certified copy of this Order together with the logbook and proof of insurance shall serve as Petitioner's occupational driver's license subject to the above restrictions until Petitioner receives an occupational driver's license from the Texas Department of Public Safety at which time such license, this order, proof of insurance and the Petitioner's logbook shall serve as Petitioner's license.
17. Petitioner shall personally appear \_\_\_\_\_ at \_\_\_\_\_ and thereafter as required.

UPON THE SIGNING OF THIS ORDER, PETITIONER'S APPEAL AND STAY OF SUSPENSION SHALL BE RESCINDED BY THE TEXAS DEPARTMENT OF PUBLIC SAFETY.

\_\_\_\_\_  
SIGNED ON

\_\_\_\_\_  
JUDGE PRESIDING