

**NOTICE: THIS FORM CONTAINS SENSITIVE DATA**

Ex Parte

§  
§  
§  
§  
§  
§

The clerk fills out below

**Cause No:**

*Print your name*

District  County  Justice Court of:

\_\_\_\_\_

County, Texas

*First*

*Middle*

*Last*

**Petition for Occupational Driver's License**

*Print your answers:*

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

My name is: \_\_\_\_\_  
*First Middle Last*

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

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

Upon approval of this Petition, I ask the Clerk to send a certified copy of the Petition and the court Order setting out the judge's findings and restrictions to the Texas Department of Public Safety.

**I. Petitioner's Personal Information**

1. Home address: \_\_\_\_\_  
*Street address City*  
\_\_\_\_\_, Texas  
*County*

2. Mailing address (if different from above): \_\_\_\_\_

3. Phone number: ( ) \_\_\_\_\_

4. Email address: \_\_\_\_\_

5. Date of birth: \_\_\_\_\_  
*Month Day Year*

6. The last three digits of my Social Security Number are \_\_\_\_\_

Or

I do not have a Social Security Number.

## II. Driver's License Information

5. Check all that apply and provide requested information:

- I have never held a Texas Driver's License.
- My Texas Driver's License # is: \_\_\_\_\_. It expired on (date) \_\_\_\_ / \_\_\_\_ / \_\_\_\_.
- My Driver's License was issued by the state of \_\_\_\_\_.  
My Driver's License number is \_\_\_\_\_. It expired on (date) \_\_\_\_ / \_\_\_\_ / \_\_\_\_.

6. Was your license suspended because of a physical or mental disability?  Yes  No
- Was your license suspended for non-payment of child support?  Yes  No
- Have you had 2 or more occupational driver's licenses in the last 10 years?  Yes  No

## III. Notice to the State

7. If any of the following are applicable, the Clerk of the Court should serve the State with notice of this Petition as required by the Texas Transportation Code section 521.243(a).

(Check all that apply and fill in the blanks.)

A. My license was suspended under Transportation Code section 521.342? (Conviction of various offenses of an individual under the age of 21)

Yes  No

\_\_\_\_\_  
Date of conviction

\_\_\_\_\_  
Court of conviction

B. I was convicted under:

a.  Penal Code section 49.04 (Driving While Intoxicated)

\_\_\_\_\_  
Date of conviction

\_\_\_\_\_  
Court of conviction

b.  Penal Code section 19.05 (Criminally Negligent Homicide)

\_\_\_\_\_  
Date of conviction

\_\_\_\_\_  
Court of conviction

c.  Penal Code section 49.07 (Intoxication Assault)

\_\_\_\_\_  
Date of conviction

\_\_\_\_\_  
Court of conviction

d.  Penal Code section 49.08 (Intoxication Manslaughter)

\_\_\_\_\_  
Date of conviction

\_\_\_\_\_  
Court of conviction

**IV. Suspensions and Charges**

8. Why was your Driver's License suspended? (Check all that apply and fill in the blanks):

A.  I was arrested on \_\_\_/\_\_\_/\_\_\_ and the breath sample I provided registered above 0.08.  
(date)

B.  I was arrested on \_\_\_/\_\_\_/\_\_\_, and I did not give a breath sample, as requested.  
(date)

Within the past five (5) years from the date of the arrest that led to your current suspension, have you had a suspension for refusal to give a breath/blood sample or providing a sample with a blood alcohol content greater than .08 following an arrest for DWI?

YES  NO

C.  This court convicted me of \_\_\_\_\_ on (date) \_\_\_/\_\_\_/\_\_\_.

D.  The Texas court determined that I am a "habitual violator of traffic laws."

E.  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.

F.  Other (If you did not check any of the above, why was your license suspended? Be specific.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. I have the following criminal charges pending: (You do not need to list traffic or Class C charges.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## V. Petitioner's Essential Need to Drive

10. Why do you need an Occupational Driver's License? *(Check all that apply):*

I need an Occupational Driver's License to drive to and from my place of work.

Name of Employer #1: \_\_\_\_\_

Employer's Address: \_\_\_\_\_

Days and hours you work: \_\_\_\_\_

Job title: \_\_\_\_\_

Name of Employer #2: \_\_\_\_\_

Employer's Address: \_\_\_\_\_

Days and hours you work: \_\_\_\_\_

Job title: \_\_\_\_\_

I need to drive to **school**. *(Fill out below):*

School Name: \_\_\_\_\_

School Address: \_\_\_\_\_

Days and hours of your classes: \_\_\_\_\_

\_\_\_\_\_

**Other** *(explain):* \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

11. Driving schedule you are requesting:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
<b>From:</b>	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm
<b>To:</b>	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm	___ am/pm

12. If you are asking the Court to allow you to drive for more than 4 hours per day, explain why below:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## VI. Petitioner's Request to the Court

13. I ask the Court to order the Texas Department of Public Safety to issue me an Occupational Driver's License to drive for the purposes described above.

I further ask this Court to order the Texas Department of Public Safety to administer any driving tests required for the issuance of said Occupational License.

***Do not sign until you are in front of the notary.***

\_\_\_\_\_  
Petitioner's name (print)



\_\_\_\_\_  
Petitioner's signature

\_\_\_\_\_  
Date

### Notary fills out below

State of Texas, County of \_\_\_\_\_  
(Print the name of county where this statement is notarized)

Sworn to and subscribed before me, the undersigned authority, on this date: \_\_\_\_\_ by:

\_\_\_\_\_  
(Print the first and last names of the person who is signing this affidavit.)



\_\_\_\_\_  
*Notary's signature*

### See below for a list of documents you must attach to this Petition:

- A certified abstract (Type AR) of your driver's license record.
- An SR22 from your insurance company providing proof of current valid auto liability insurance.
- A copy of the Court Order that suspended your license unless you checked 8f above.
- Proof of need to drive: Examples of proof: A letter from your employer or immediate supervisor on your employer's letterhead that verifies your work schedule, a current pay stub, school registration with schedule, or your sworn affidavit explaining to the court why you need to drive.