

**TOP 20 GENERAL RULES
AND FREQUENTLY ASKED QUESTIONS**

1. **WHAT ARE THE TYPES OF SUSPENSIONS?** (Driver's License Suspension Guide)
 - a. **Automatic Suspensions on conviction:**
 - i. 21 years of age or older. TEX. TRANSP. CODE §521.341.
 - ii. Less than 21 years of age. TEX. TRANSP. CODE §521.342.
 - iii. Drug Offenses. TEX. TRANSP. CODE § 521.372.
 - iv. Sex Offenders. TEX. TRANSP. CODE § 521.348.
 - v. Fraudulent Activity Convictions. TEX. TRANSP. CODE § 521.346, *et seq.*
 - b. **Administrative Suspensions.**
 - i. Misc. Conduct. TEX. TRANSP. CODE § 521.292.
 - ii. Breath Test Failures. TEX. TRANSP. CODE § 524.012.
 - iii. Breath Test Refusals. TEX. TRANSP. CODE § 724.035.
 - iv. Safety Responsibilities. TEX. TRANSP. CODE Chapter 601.
 - v. Revocations. TEX. TRANSP. CODE §§ 521.294, 521.344 (Includes Sex Offenders).

2. **WHEN IS A CONVICTION FINAL?** A conviction is "final" for purposes of a driver's license suspension regardless of whether any portion of the sentence for the conviction was suspended or probated.
 - a. **When a conviction is not final.** If the defendant receives deferred adjudication or if the court defers final disposition, conviction is not final. However, if the court subsequently adjudicates guilt and imposes sentence, conviction is then final. TEX. TRANSP. CODE § 521.347(c).
 - b. **Final Judgment and Bail Forfeiture.** A final judgment of forfeiture of bail or collateral deposited to secure a defendant's appearance in court is considered a conviction if the court does not vacate the forfeiture. TEX. TRANSP. CODE § 521.347(c).
 - c. **Commercial Driver's License.** A final conviction includes a finding by a court, administrative agency, or tribunal that the licensee refused to give a breath or blood specimen, or conviction of driving a commercial vehicle with an alcohol level of .04 or more. TEX. TRANSP. CODE § 522.003(7)(b).

3. **WHEN DOES A SUSPENSION START?** Generally, suspension begins on date of or within thirty (30) days of conviction. TEX. TRANSP. CODE § 521.344(a)(1). There are exceptions, including individual offenses for which automatic driver's license suspensions apply. *See* TEX. TRANSP. CODE § 521.344(a).

4. **IS THERE A RIGHT TO APPEAL** an automatic suspension? **No.** *See Stoker v. State*, 886 S.W.2d 443 (Tex. App.– Eastland 1994, no pet.).

5. **WHEN MUST A LICENSE BE SURRENDERED? REGULAR DRIVER'S LICENSE OR COMMERCIAL DRIVER'S LICENSE.** The court has the discretion to require a person to surrender his license. TEX. TRANSP. CODE § 521.347(a). Under current administrative processes, the Department only demands the surrender of commercial driver's licenses and those revoked for medical reasons, suspended under the ALR program (Chapters 524 and 724 of the Texas Transportation Code), or canceled for falsifying information on the application. 37 TEX. ADMIN. CODE § 15.88.

6. COMMERCIAL DRIVER'S LICENSE.

- a. **Automatic Suspensions, revocation, cancellation, or denial provisions** affecting a driver's license under Chapter 521 also affect the individual's commercial driving privileges. TEX. TRANSP. CODE § 522.089(a). However, the disqualification of the commercial driver's license does not suspend or revoke the individual's non-commercial driving privileges.
- b. **DWI Probations.** The provisions of TEX. CODE CRIM. P. art. 42.12 § 13 and TEX. TRANSP. CODE § 521.344 do not apply to commercial driver's licenses. TEX. TRANSP. CODE § 522.088.

7. WHEN MAY A DEFENDANT FILE FOR AN OCCUPATIONAL LICENSE? On or after the date the court or the Department suspends the driver's license. TEX. TRANSP. CODE § 521.242(a).

8. MAY A COURT GRANT AN OCCUPATIONAL LICENSE FOR THE OPERATION OF A COMMERCIAL VEHICLE COVERED UNDER CHAPTER 522 OF THE TRANSPORTATION CODE? No. TEX. TRANSP. CODE § 521.242(f).

9. WHERE MAY A DEFENDANT FILE FOR AN OCCUPATIONAL LICENSE?

- a. **DWI.** The defendant must return to the court that convicted him and suspended his license. Only the court that ordered the suspension has jurisdiction to grant an occupational license. TEX. TRANSP. CODE § 521.242(b).
- b. **Other Offenses or Administrative Suspensions.** The defendant may apply to any county or district court with jurisdiction of the offense in the county in which the defendant resides or the offense occurred for which the license was suspended. TEX. TRANSP. CODE § 521.242(a).

10. WHEN IS A DEFENDANT INELIGIBLE FOR AN OCCUPATIONAL LICENSE?

- a. When his license was revoked because of physical or mental impairments. TEX. TRANSP. CODE § 521.201(2)-(6); or
- b. When the current suspension or revocation was based on a conviction; and when the court granted the defendant more than one occupational license within the previous ten (10) years for a suspension or revocation that was also based on a Texas conviction. TEX. TRANSP. CODE § 521.242 (b)(2); or
- c. When a defendant has been convicted of failure to appear or defaulted on a misdemeanor fine under state law or municipal ordinance, and the convicting court reported this conviction to DPS. The defendant must have been under the age of 17 when he committed the offense. A subsequent court may grant an occupational license in this situation if the convicting court filed an additional report on final disposition of the case. TEX. TRANSP. CODE § 521.201(8).

11. EFFECTIVE DATES OF THE OCCUPATIONAL LICENSE

- a. If the person is currently serving an ALR (TEX TRANSP. CODE Chs. 524, 724) suspension, they must wait to obtain an occupational license:
 - 90 days if the record reflects an ALR suspension within the previous five years; or
 - 180 days if the record reflects a DWI conviction suspension within the previous five years. TEX. TRANSP. CODE § 521.251.

- b. If the person is currently under suspension for a DWI conviction, the individual must wait:
- one year from the date of the suspension if there is another DWI on record that occurred within the previous five years.

TEX. TRANSP. CODE § 521.251.

- c. **Minor** – if current suspension is for ALR Failure – TEX. TRANSP. CODE § 524.022:
- 30 days if first alcohol contact
 - 90 days if previously convicted for DUI or DWI
 - Prohibited from obtaining occupational license if two or more convictions for DUI, DWI, DWI w/Child Passenger, BWI.

12. OCCUPATIONAL LICENSE - REVOCATION. For good cause, a court that grants an occupational license may revoke the license. The court must send a certified copy of the revocation order to DPS. TEX. TRANSP. CODE § 521.252.

13. OCCUPATIONAL LICENSE - VIOLATIONS. It is a Class “B” misdemeanor for a holder of an occupational license to operate a motor vehicle 1) in violation of a restriction imposed on the license; or 2) if holder does not have a certified copy of the order granting the occupational license in his possession when driving. TEX. TRANSP. CODE § 521.253.

14. OCCUPATIONAL LICENSE – DURATION. An order granting an occupational license remains valid until the end of the period of suspension of the defendant’s regular driver’s license. TEX. TRANSP. CODE § 521.248(c). An occupational license expires on the first anniversary of the court order granting the license.. TEX. TRANSP CODE §521.271(a)(4).

15. ADDITIONAL SUSPENSION UPON REVOCATION OF COMMUNITY SUPERVISION - DWI. If the court revokes defendant’s community supervision, it must also suspend the defendant’s driver’s license as if community supervision had not been granted. This suspension is mandatory regardless of whether the court ordered or waived defendant’s attendance at an alcohol education program. TEX. CODE CRIM. P. art. 42.12 §13(m).

16. ARE THE AUTOMATIC SUSPENSION PROVISIONS APPLICABLE TO REGULAR DRIVER'S LICENSES ALSO APPLICABLE TO COMMERCIAL DRIVER'S LICENSES? YES. TEX. TRANSP. CODE § 522.089.

17. COLLATERAL FEES: District Clerk Filing Fee for Occupational License.

a. **D.P.S. Restricted Interlock License - \$10.00.** Defendant must pay this fee to receive the restricted license when an ignition interlock device ordered for any reason. Unless defendant provides evidence that the device has been installed and pays the fee, the D.P.S. cancels the current license 30 days after notifying the defendant of these requirements. TEX. TRANSP. CODE §521.2465.

b. **Occupational License - \$10.00 per year.** Defendant is required to pay this fee and show proof of insurance (DPS Form SR-22) prior to the Department issuing an occupational license and updating the driver’s record. TEX. TRANSP CODE §521.421(d). The license is valid for one year from the date of the order, but can be renewed if the suspension is still in effect after the date of expiration.

c. **D.P.S. C/S Reinstatement - \$100.00.** Defendant must pay this fee to reinstate a driver’s license that was suspended as condition of community supervision for failing to complete the alcohol awareness class. TEX. CODE CRIM. P. art. 42.12 §13(h).

- d. **D.P.S. Driver's License Safety Responsibility Reinstatement Fee - \$100.00.** Defendant must pay this fee to reinstate a driver's license that was suspended pursuant to a court conviction under safety responsibility provisions. TEX. TRANSP. CODE § 601.376(a)(1).
- 18. AUTOMATIC 365-DAY SUSPENSION FOR A SUBSEQUENT OFFENSE** if the court grants community supervision ordering the repeat offender course or the alcohol education course for a subsequent time but fails to enter a license suspension. TEX. CODE CRIM. P. art. 42.12 § 13(l). The DPS system reviews the driver record and automatically sets the suspension if the record reflects a prior alcohol awareness class, regardless of the date of the previous conviction. This suspension does not go into effect until DPS receives notification of the conviction with the course requirement and notifies the licensee in writing.
- 19. PROOF OF LIABILITY INSURANCE** [DPS Form SR-22]. A defendant must present proof of liability insurance before he may obtain an occupational license. TEX. TRANSP. CODE §521.244(c)(2). He must also present this proof for a two-year period after the conviction date if the conviction resulted in a suspension to lift the suspension from the record. TEX. TRANSP. CODE §§ 601.231, 601.341.
- 20. ALCOHOL. A DEFENDANT'S FAILURE TO COMPLETE A COURT-ORDERED ALCOHOL EDUCATION PROGRAM** within 180 days results in revocation until he completes the program. TEX. TRANSP. CODE § 521.344(e) –(g); TEX. CODE CRIM. P. art. 42.12 §13(h).
- 21. DRUGS.** A defendant's driver's license is automatically suspended upon notification of the conviction for a minimum of 180 days but continues past this time period if he fails to successfully complete the drug education program as ordered. TEX. TRANSP. CODE § 521.374.
- 22. REPEAT OFFENDER.** Individuals who are convicted of a second or subsequent DWI offense within five years of the previous arrest date are subject to additional penalties and restrictions. If convicted under Penal Code § 49.09, they are subject to at least a one-year license suspension, are not eligible for an occupational license, and also must use an ignition interlock for the first year following the lifting of the license suspension. The provision regarding the occupational license effective date does not require the individual to be charged under PC §49.09. TEX. TRANSP. CODE §§521.251(d), 521.344(a)(2)(C); TEX. CODE CRIM. P. art. 42.12 § 13(k)(3); TEX. PENAL CODE § 49.09(g).

**AUTOMATIC DRIVER'S LICENSE SUSPENSION
DEFENDANT OVER 21 YEARS OF AGE ON DATE OF OFFENSE**

C/S=community supervision **REC**=jury recommends no D.L. suspension **CC** = convicting court only
 N/A=not applicable **O/L**=occupational license **AC** = any court 1) w/ county of D's residence, or 2) w/ jurisdiction over offense in county in which offense committed.

OFFENSE	JURIS	SUSPENSION PERIOD	EDUC. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSUR. SR 22	OCC. LIC. EFF. DATE
D.W.I. 1st D.W.I. w/Child 1st Alcohol Straight Plea No C/S	CC	90 days–1 year ¹ Ct may run concurrently with ALR susp for both refusals and failures. ²	n/a	Immediately on conviction or w/in 30 days thereafter ³	Discretionary on O/L ⁴	2yrs from date of conv if DL susp	Immediately on Court Order
D.W.I. 1st D.W.I. w/Child 1st Alcohol C/S By Court	CC	None if Ed Pgm successfully completed or waived ⁵ See Rule 13, above?	Rqd unless waived by Court ⁶	n/a	Discretionary during period of C/S ⁷ Discretionary on O/L ⁸	Not required unless susp	N/A
D.W.I. 1st D.W.I. w/Child 1st Alcohol C/S By Jury –Rec No D/L Susp	CC	None ⁹	n/a ¹⁰	n/a	Discretionary during period of C/S	Not required	N/A
D.W.I. 1st D.W.I. w/Child 1st Alcohol C/S By Jury –Rec D/L Susp	CC	None if Ed Pgm successfully completed or waived ¹¹ See Rule 13, above	Waiver permitted ¹²	n/a	Discretionary during period of C/S ¹³ Discretionary on O/L ¹⁴	Not required unless susp	N/A

OFFENSE	JURIS	SUSPENSION PERIOD	EDUC. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSUR. SR 22	OCC. LIC. EFF. DATE
D.W.I. 1st D.W.I. w/Child 1st Alcohol w/Prior DWI, DWI w/Child, BUT Punished as 1st Offender under 49.04, 49.045, 49.06 -No C/S	CC	90 days – one year ¹⁵	Waiver permitted as cond of C/S ¹⁶ Rqd for O/L ¹⁷	Immediately on conviction or w/in 30 days thereafter ¹⁸	Rqd during period of C/S ¹⁹ Rqd for O/L ²⁰	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension > 5 years N/A.
D.W.I. 1st D.W.I. w/Child 1st Alcohol w/Prior DWI , BUT Punished as 1st Offender under 49.04, 49.045, 49.06 -C/S By Court or Jury	CC	90-365 days ²¹ See Rule 13, above? Ct may not run cc with ALR susp for refusal or failure. ²²	Waiver permitted as cond of C/S ²³ If required without DL susp or ignition interlock DPS will enter a one year susp Rqd for O/L ²⁴	Immediately on conviction or w/in 30 days thereafter ²⁵	Rqd during period of C/S ²⁶ Rqd for O/L ²⁷	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension > 5 years N/A.
D.W.I. 1st D.W.I. w/Child 1st Drug -C/S Or No C/S Court	CC	180 days ²⁸	Rqd for DL reinstatement ²⁹	Immediately on conviction ³⁰	Discretionary during period of C/S	2 years from date of conv if license susp	N/A
D.W.I. 1st D.W.I. w/Child 1st Drug -C/S Jury -Rec No D/L Susp	CC	None ³¹	n/a	Immediately on conviction ³²	Discretionary during period of C/S	2 years from date of conv if license susp	N/A

OFFENSE	JURIS	SUSPENSION PERIOD	EDUC. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSUR. SR 22	OCC. LIC. EFF. DATE
D.W.I. 2nd D.W.I. w/Child 2nd Drug –w/prior DWI Drug or Alcohol Conviction	CC	180 days ³³	Rqd for DL reinstatement ³⁴	Immediately on conviction ³⁵	Rqd during period of C/S ³⁶ Rqd for O/L ³⁷	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension. > 5 years N/A.
D.W.I. 2nd D.W.I. w/Child 2nd Alcohol W/prior DWI Alcohol or Drug –No C/S	CC	180 days – two years one year – two years if within five years of previous DWI ³⁸ Ct may not run CC with ALR suspen for refusal or failure. ³⁹	Waiver permitted ⁴⁰	Immediately on conviction or w/in 30 days thereafter ⁴¹	Rqd during period of C/S ⁴² Rqd for O/L ⁴³	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension. > 5 years N/A.
D.W.I. 2nd D.W.I. w/Child 2nd –Alcohol –C/S Court/Jury	CC	180 days-2yrs one year – two years if within five years of previous DWI ⁴⁴ Ct may not run cc with ALR suspen for refusal or failure. ⁴⁵	Waiver Permitted ⁴⁶ If educ rqd & not done suspension converts to rev. ⁴⁷	Immediately on conviction or w/in 30 days thereafter ⁴⁸	Rqd during period of C/S ⁴⁹ Rqd for O/L ⁵⁰	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension. > 5 years N/A.
D.W.I. 2nd–Drug D.W.I. w/Child 2nd –Drug –C/S or No C/S	CC	180 days ⁵¹	Required for DL reinstatement ⁵²	Immediately on conviction ⁵³	Rqd during period of C/S ⁵⁴ Rqd for O/L ⁵⁵	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension. > 5 years N/A.

**AUTOMATIC DRIVER'S LICENSE SUSPENSION
DEFENDANT UNDER 21 YEARS OF AGE ON DATE OF OFFENSE**

OFFENSE	JURIS	SUSPENSION PERIOD	EDUC. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSUR. SR 22	OCC. LIC. EFF. DATE
DWI 1st D.W.I. w/Child 1st –Alcohol/Drug –No C/S	CC	1 yr. ⁵⁶ Ct may not run cc with ALR suspen for refusal. ⁵⁷	Rqd for DL reinstatement ⁵⁸	Immediately on conviction, no 30 day period ⁵⁹		2 years from date of conv if license susp	Immediately on court order
DWI 1st D.W.I. w/Child 1st –Alcohol/Drug –C/S Court/Jury – With or W/out DL Susp Rec By Jury	CC	90 days mandatory ⁶⁰ Remaining 9 months may be waived if Interlock ordered otherwise suspension is 1 yr. ⁶¹ Ct may not run cc with ALR suspen for refusal, but there is no prohibition for failures. ⁶²	Rqd for DL reinstatement ⁶³	Immediately on conviction, no 30 day period permitted ⁶⁴	Rqd on any vehicle operated by Def ⁶⁵	2 years from date of conv if license susp	Immediately on court order
DWI 2nd D.W.I. w/Child 2nd 49.09(a) –No C/S	CC	180dys–2yrs ⁶⁶ Ct may not run cc with ALR suspen for refusal or failure. ⁶⁷	Rqd for DL reinstatement ⁶⁸	Immediately on conviction, no 30 day period ⁶⁹	Rqd on any vehicle operated by Def ⁷⁰	2 years from date of conv if license susp	< 5 years after last DWI commission. 1 year after effective date of suspension > 5 years N/A.

**AUTOMATIC DRIVER'S LICENSE SUSPENSION
FELONY OFFENSES**

OFFENSE	JURIS.	SUSPENSION PERIOD	ED. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSURANCE	OCC. LIC. EFF. DATE
DWI 49.09(b) –No C/S	CC	>5 years since prior DWI arrest 180 days – 2 years <5 years since prior DWI arrest one year – two years ⁷¹	N / A	immediately or w/in 30 days of jgmnt ⁷²	Rqd for O/L ⁷³	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.251(d). If more than 5 years, not applicable.
DWI 49.09(b) –C/S	CC	>5 years since prior DWI arrest 180 days – 2 years <5 years since prior DWI arrest one year – two years ⁷⁴	Waiver permitted ⁷⁵	immediately or w/in 30 days of jgmnt ⁷⁶	Rqd during period of C/S ⁷⁷ Rqd for O/L ⁷⁸	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.251(d). If more than 5 years, not applicable

OFFENSE	JURIS.	SUSPENSION PERIOD	ED. PGM	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSURANCE	OCC. LIC. EFF. DATE
Intoxication Assault 49.07 -No C/S	AC	>5 years since prior DWI arrest 90 days – one year <5 years since prior DWI arrest one year – two years ⁷⁹ may not credit ALR susp time if subsequent offense ⁸⁰	N / A	immediately or w/in 30 days of jgmnt ⁸¹	Rqd for O/L ⁸²	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.344. If more than 5 years, not applicable.
Intoxication Assault 49.07 -C/S	AC	1 st offense no DL susp if ed program successfully completed or waived >5 years since prior DWI arrest 90 days – one year <5 years since prior DWI arrest one year –two years ⁸³ may not credit ALR susp time if subsequent offense ⁸⁴	Waiver permitted ⁸⁵	immediately or w/in 30 days of jgmnt ⁸⁶	Rqd during period of C/S ⁸⁷ Rqd for O/L ⁸⁸	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.344. If more than 5 years, not applicable.

OFFENSE	JURIS.	SUSPENSION PERIOD	ED. PGM.	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSURANCE	O.D.L. EFF. DATES
Intoxication Manslaughter 49.08 (alcohol) –No C/S	AC	1 st offense 180 days – two years 2 nd within 10 years one year – two years ⁸⁹ may not credit ALR susp time if subsequent offense ⁹⁰	n/a	immediately on entry of jgmnt or w/in 30 days of jgmnt ⁹¹	Rqd during period of C/S ⁹² Rqd for O/L ⁹³	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.344. If more than 5 years, not applicable.
Intoxication Manslaughter 49.08 (alcohol) –C/S	AC	1 st offense no DL susp if ed program successfully completed or waived >5 years since prior DWI arrest 180 days – two years <5 years since prior DWI arrest one year –two years ⁹⁴ may not credit ALR susp time ⁹⁵	Waiver permitted ⁹⁶	immediately on entry of jgmnt or w/in 30 days of jgmnt ⁹⁷	Rqd during period of C/S ⁹⁸ Rqd for O/L ⁹⁹	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.344. If more than 5 years, not applicable.

OFFENSE	JURIS.	SUSPENSION PERIOD	ED. PGM.	LICENSE SUSPENSION & SURRENDER	IGNITION INTERLOCK	INSURANCE	O.D.L. EFF. DATES
Intoxication Manslaughter 49.08 (drug) –No C/S –C/S	AC	180 days ¹⁰⁰ may not credit ALR susp time ¹⁰¹	Suspension continues until successful completion of drug educ pgm ¹⁰²	immediately on entry of jgmnt ¹⁰³	Rqd during period of C/S ¹⁰⁴	2 years from date of conv if license susp	O/L shall not take effect before the 1 st anniversary of the effective date of the D/L suspension if w/in 5 years after last DWI / IA / IM commission. TEX. TRANSP. CODE 521.344. If more than 5 years, not applicable.

¹ TEX. TRANSP. CODE § 521.344(a)(2)(A)

² TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)

³ TEX. TRANSP. CODE §§ 521.347(a), and 521.344(a)(1)

⁴ TEX. TRANSP. CODE § 521.246(b)(2)

⁵ TEX. TRANSP. CODE § 521.344(d); TEX. CODE CRIM. P. art. 42.12 § 13(h)

⁶ TEX. CODE CRIM. P. art. 42.12 § 13(h)

⁷ TEX. CODE CRIM. P. art. 42.12 § 13(i); TEX. TRANSP. CODE § 521.246(b)(2)

⁸ TEX. TRANSP. CODE § 521.246(b)(2)

⁹ TEX. CODE CRIM. P. art. 42.12 § 13(g)

¹⁰ TEX. CODE CRIM. P. art. 42.12 § 13(g)

¹¹ TEX. TRANSP. CODE § 521.344(e)-(g); TEX. CODE CRIM. P. art. 42.12 § 13(h)

¹² TEX. CODE CRIM. P. art. 42.12 § 13(h)

¹³ TEX. TRANSP. CODE § 521.246(b)(2); TEX. CODE CRIM. P. art. 42.12 § 13(i)

¹⁴ TEX. TRANSP. CODE § 521.246(b)(2)

¹⁵ TEX. TRANSP. CODE § 521.343(a)

¹⁶ TEX. CODE CRIM. P. art. 42.12 § 13(j)

¹⁷ TEX. TRANSP. CODE § 521.245. Course must differ from those required as a condition of community supervision.

¹⁸ TEX. TRANSP. CODE §§ 521.347(a), 521.344(a)(1)

¹⁹ TEX. CODE CRIM. P. art. 42.12 § 13(i). See Employment exception under TEX. TRANSP. CODE § 521.246(e) and TEX. CODE CRIM. P. art. 42.12 § 13(i).

²⁰ TEX. TRANSP. CODE § 521.246(b)(2)

²¹ TEX. CODE CRIM. P. art. 42.12 § 13(k). TEX. TRANSP. CODE § 521.344 seems to say that the interlock negates the mandatory suspension period, but when harmonized by D.P.S. with the art. 42.12 provision, the suspension must still occur.

²² TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)

²³ TEX. CODE CRIM. P. art. 42.12 § 13(j)

²⁴ TEX. TRANSP. CODE § 521.245. Course must differ from those required as a condition of community supervision.

²⁵ TEX. TRANSP. CODE §§ 521.347(a); 521.344(a)(1)

²⁶ TEX. CODE CRIM. P. art. 42.12 § 13(i)

²⁷ TEX. TRANSP. CODE § 521.246(b)(2)

²⁸ TEX. TRANSP. CODE §§ 521.371, 521.372(a)(2)

²⁹ TEX. TRANSP. CODE § 521.374

³⁰ TEX. TRANSP. CODE § 521.372(c)

³¹ TEX. CODE CRIM. P. art. § 42.12 § 13(g)

³² TEX. TRANSP. CODE § 521.372(c)

³³ TEX. TRANSP. CODE §§ 521.371, 521.372(a)(2), 521.372(c)

³⁴ TEX. TRANSP. CODE § 521.374

³⁵ TEX. TRANSP. CODE § 521.372(c)

³⁶ TEX. CODE CRIM. P. art. 42.12 § 13(i)

³⁷ TEX. TRANSP. CODE § 521.246(b)(2)

³⁸ TEX. TRANSP. CODE § 521.344(a)(2)(B), (C)
³⁹ TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)
⁴⁰ TEX. CODE CRIM. P. art. 42.12 § 13(j)
⁴¹ TEX. TRANSP. CODE §§ 521.347(a), 521.344(a)(1)
⁴² TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁴³ TEX. TRANSP. CODE § 521.246(b)(2)
⁴⁴ TEX. CODE CRIM. P. art. 42.12 § 13(k)
⁴⁵ TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)
⁴⁶ TEX. CODE CRIM. P. art. 42.12 § 13(j)
⁴⁷ TEX. CODE CRIM. P. art. 42.12 § 13(j); TEX. TRANSP. CODE § 521.344(e),(f)
⁴⁸ TEX. TRANSP. CODE §§ 521.347(a), 521.344(a)(1)
⁴⁹ TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁵⁰ TEX. TRANSP. CODE § 521.246(b)(2)
⁵¹ TEX. TRANSP. CODE §§ 521.371, 521.372(a)(2), 521.372(c)
⁵² TEX. TRANSP. CODE §521.374
⁵³ TEX. TRANSP. CODE § 521.372(c)
⁵⁴ TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁵⁵ TEX. TRANSP. CODE § 521.246(b)(2)
⁵⁶ TEX. TRANSP. CODE § 521.342(b)
⁵⁷ TEX. TRANSP. CODE § 521.344(c)
⁵⁸ TEX. TRANSP. CODE § 521.342
⁵⁹ TEX. TRANSP. CODE §§ 521.342(a), 521.344(a)

⁶⁰ TEX. CODE CRIM. P. art. 42.12 § 13(n)
⁶¹ TEX. TRANSP. CODE §§ 521.241, 521.244, 521.246-.249, 521.251
⁶² TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)
⁶³ TEX. TRANSP. CODE § 521.342
⁶⁴ TEX. TRANSP. CODE § 521.344(a)
⁶⁵ TEX. TRANSP. CODE § 521.342
⁶⁶ TEX. TRANSP. CODE § 521.344(a)(2), (b)
⁶⁷ TEX. TRANSP. CODE §§ 521.344(c), 524.023(b)
⁶⁸ TEX. TRANSP. CODE § 521.342
⁶⁹ TEX. TRANSP. CODE § 521.344(a)
⁷⁰ TEX. TRANSP. CODE § 521.342. TEX. CODE CRIM. P. art. 42.12 §13(i), as added, states that if a person has a previous conviction under TEX. PENAL CODE §§ 49.04, 49.05, 49.06, 49.07, or 49.08 that occurred more than 10 years before the instant offense and was given community supervision for that previous conviction, the court may not use that conviction as a previous conviction for the purpose of imposing the Ignition Interlock Device.
⁷¹ TEX. TRANSP. CODE §§ 521.344(a)(2)(B),(C)
⁷² TEX. TRANSP. CODE § 521.344(b)(1)
⁷³ TEX. TRANSP. CODE § 521.246 (b)(2)
⁷⁴ TEX. CODE CRIM. P. art. 42.12 § 13
⁷⁵ TEX. TRANSP. CODE § 521.344(a)(2)(B),(C)
⁷⁶ TEX. TRANSP. CODE § 521.344(b)(1)
⁷⁷ TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁷⁸ TEX. TRANSP. CODE § 521.246(b)(2)

⁷⁹ TEX. TRANSP. CODE § 521.343(a)
⁸⁰ TEX. TRANSP. CODE § 521.344(c)(1)
⁸¹ TEX. TRANSP. CODE § 521.344(a)(1)
⁸² TEX. TRANSP. CODE § 521.246 (b)(2)
⁸³ TEX. TRANSP. CODE § 521.344(a)(2)(A)
⁸⁴ TEX. TRANSP. CODE § 521.344(c)(1)
⁸⁵ TEX. CODE CRIM. P. art. 42.12 § 13(j)
⁸⁶ TEX. TRANSP. CODE § 521.344(a)(1)
⁸⁷ TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁸⁸ TEX. TRANSP. CODE § 521.246 (b)(2)
⁸⁹ TEX. TRANSP. CODE §§ 521.343(a), 521.344(b)(2)
⁹⁰ TEX. TRANSP. CODE § 521.344(c)(1)
⁹¹ TEX. TRANSP. CODE § 521.344(b)(1)
⁹² TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁹³ TEX. TRANSP. CODE § 521.246 (b)(2)
⁹⁴ TEX. TRANSP. CODE § 521.344(b)
⁹⁵ TEX. TRANSP. CODE § 521.344(c)
⁹⁶ TEX. CODE CRIM. P. art. 42.12 § 13(j)
⁹⁷ TEX. TRANSP. CODE § 521.344(b)(1)
⁹⁸ TEX. CODE CRIM. P. art. 42.12 § 13(i)
⁹⁹ TEX. TRANSP. CODE § 521.246(b)(2)
¹⁰⁰ TEX. TRANSP. CODE §§ 521.371(3); 521.372(a),(b); 521.372(c)
¹⁰¹ TEX. TRANSP. CODE § 521.344(c)

¹⁰² TEX. TRANSP. CODE § 521.374
¹⁰³ TEX. TRANSP. CODE §§ 521.371(3); 521.372(a),(b); 521.372(c)
¹⁰⁴ TEX. CODE CRIM. P. art. 42.12 § 13(i)