

ADMINISTRATIVE LICENSE SUSPENSION FOR INTOXICATION

CONTACT	SUSPENSION PERIOD	TIME OF SUSPENSION & SURRENDER	O.D.L. EFF. DATE
<p>Driving while intoxicated PN 49.04</p> <p>and</p> <p>Driver submits specimen and specimen analysis shows BAC > level in PN 49.01(2)(B)</p>	<p>90 days, if no alcohol- or drug- related contact during 10 years preceding arrest¹</p> <p>1 year, if 1 or more alcohol- or drug-related contacts during preceding 10 years²</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge³</p> <p>Appeal of admin decision: filing stays susp. for up to 90 days only if: --DL not susp. because of alcohol or drug related contact within 5 years arrest; or --person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041⁴</p> <p>Review on appeal does not stay susp.⁵</p>	<p>Suspension⁶</p> <p>1) Begins 40 days after receiving notice of suspension from arresting officer following the return of the specimen analysis OR 2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice of susp. is mailed by dept when department determines BAC > level in PN 49.01(2)(B)</p> <p>Surrender⁷</p> <p>Immediately upon receiving notice from officer—temp. ID issued (expires 41 days after issuance) Temp permit for person driving comm. vehicle not eff. for 24 hrs after arrest.⁸</p> <p>Reinstatement/Reissuance⁹</p> <p>Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	

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<p>Driving while intoxicated PN 49.04 or Driving or operating a motor-powered watercraft (50 hp or above) while intoxicated</p> <p>and Driver refuses to submit specimen for analysis TN 724</p>	<p>180 days susp. or denial for refusal to submit specimen¹⁰</p> <p>2 year susp. if 1 or more alcohol- or drug-related contacts during 10 years preceding arrest¹¹</p> <p>Request for an admin hearing made within 15 days of receiving notice of susp. stays susp. until date of final decision by admin judge¹²</p> <p>Susp. under Ch. 724 may not be probated.¹³</p> <p>If crim. charge arising from same arrest as susp. results in acquittal, susp. under TN 724 may not be imposed.¹⁴</p>	<p>Suspension¹⁵ 1) Begins 40 days after receiving notice of suspension from officer during arrest OR 2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice of susp. is mailed by dept</p> <p>Surrender¹⁶ Immediately upon receiving notice of susp. by officer during arrest—temp. ID issued (expires 41 days after issuance)¹⁷ Temp permit for person driving comm. vehicle not eff. for 24 hrs after arrest.¹⁸</p> <p>Reinstatement/Reissuance¹⁹ Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	

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<p>Intoxication assault by adult while operating motor vehicle in a public place PN 49.07</p> <p>and Driver submits specimen and specimen analysis shows BAC > level in PN 49.01(2)(B)</p>	<p>90 days, if no alcohol- or drug- related contact during 10 years preceding arrest²⁰</p> <p>1 year, if 1 or more alcohol- or drug-related contacts during preceding 10 years</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge²¹</p> <p>Appeal of admin decision: filing stays susp. for up to 90 days only if: --DL not susp. because of alcohol or drug related contact within 5 years arrest; or --person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041²²</p> <p>Review on appeal does not stay susp.²³</p>	<p>Suspension²⁴ 1) Begins 40 days after receiving notice of suspension from arresting officer following the return of the specimen analysis OR 2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice of susp. is mailed by dept when department determines BAC > level in PN 49.01(2)(B)</p> <p>Surrender²⁵ Immediately upon receiving notice from officer—temp. ID issued (expires 41 days after issuance) Temp permit for person driving comm. vehicle not eff. for 24 hrs after arrest.²⁶</p> <p>Reinstatement/Reissuance²⁷ Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	

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<p>Intoxication manslaughter while operating a motor vehicle in a public place PN 49.08</p> <p>and Driver submits specimen and specimen analysis shows BAC > level in PN 49.01(2)(B)</p>	<p>90 days, if no alcohol- or drug- related contact during 10 years preceding arrest²⁸</p> <p>1 year, if 1 or more alcohol- or drug-related contacts during preceding 10 years</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge²⁹</p> <p>Appeal of admin decision: filing stays susp. for up to 90 days only if: --DL not susp. because of alcohol or drug related contact within 5 years arrest; or --person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041³⁰</p> <p>Review on appeal does not stay susp.³¹</p>	<p>Suspension³² 1) Begins 40 days after receiving notice of suspension from arresting officer following the return of the specimen analysis OR 2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice of susp. is mailed by dept when department determines BAC > level in PN 49.01(2)(B)</p> <p>Surrender³³ Immediately upon receiving notice from officer—temp. ID issued (expires 41 days after issuance) Temp permit for person driving comm. vehicle not eff. for 24 hrs after arrest.³⁴</p> <p>Reinstatement/Reissuance³⁵ Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	

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CONTACT	SUSPENSION PERIOD	TIME OF SUSPENSION & SURRENDER	O.D. EFF. DATE
<p>Driving Under the Influence of Alcohol by Minor ABC 106.041</p> <p>and --Minor not requested to submit specimen for analysis OR --Specimen submitted, but .00 < BAC < level in PN 49.01(2)(B)</p>	<p>60 days, if no previous convictions under PN 49.04, 49.07, 49.08, or ABC 106.041 involving motor vehicle³⁶</p> <p>120 days, if 1 previous conviction under sections listed above</p> <p>180 days, if 2 or more convictions under sections listed above</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge³⁷</p> <p>Appeal of admin decision: filing stays susp. for up to 90 days only if: --DL not susp. because of alcohol or drug related contact within 5 years arrest; or --person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041³⁸</p> <p>Review on appeal does not stay susp.³⁹</p>	<p>Suspension⁴⁰ 1) Begins 40 days after receiving notice of suspension from officer --when arrested and no specimen request or given or --when specimen analysis is returned to arresting officer OR 2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice is mailed by dept when department determines person is a minor and has detectable amounts of alcohol in system</p> <p>Surrender Immediately upon receiving notice from officer—temp. ID issued (expires 41 days after issuance)</p> <p>Reinstatement/Reissuance⁴¹ Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	<p>Minors with susp. IDs under this section are not eligible for O/Ls for:⁴²</p> <p>30 days after susp. when no previous conviction.</p> <p>90 days after susp. when 1 previous conviction.</p> <p>180 days when 2 or more previous convictions.</p>

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CONTACT	SUSPENSION PERIOD	TIME OF SUSPENSION & SURRENDER	O.D. EFF. DATE
<p>Intoxication assault by minor while operating motor vehicle in a public place PN 49.07</p> <p>and</p> <p>--Minor not requested to submit specimen for analysis</p> <p>or</p> <p>--Specimen submitted, but .00 < BAC < level in PN 49.01(2)(B)</p>	<p>60 days, if no previous convictions under PN 49.04, 49.07, 49.08, or ABC 106.041 involving motor vehicle ⁵¹</p> <p>120 days, if 1 previous conviction under sections listed above</p> <p>180 days, if 2 or more convictions under sections listed above</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge ⁵²</p> <p>Appeal of admin decision: filing stays susp. for 90 days only if:</p> <p>--DL not susp. because of alcohol or drug related contact within 5 years arrest; or</p> <p>--person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041 ⁵³</p> <p>Review on appeal does not stay susp. ⁵⁴</p>	<p>Suspension ⁵⁵</p> <p>1) Begins 40 days after receiving notice of suspension from officer</p> <p>--when arrested and no specimen request or given or</p> <p>--when specimen analysis is returned to arresting officer</p> <p>OR</p> <p>2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice is mailed by dept when department determines person is a minor and has detectable amounts of alcohol in system</p> <p>Surrender ⁵⁶</p> <p>Immediately upon receiving notice from officer—temp. ID issued (expires 41 days after issuance)</p> <p>Reinstatement/Reissuance ⁵⁷</p> <p>Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	<p>Minors with susp. IDs under this section are not eligible for O/Ls for: ⁵⁸</p> <p>30 days after susp. when no previous conviction.</p> <p>90 days after susp. when 1 previous conviction.</p> <p>180 days when 2 or more previous convictions.</p>

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CONTACT	SUSPENSION PERIOD	TIME OF SUSPENSION & SURRENDER	O.D. EFF. DATE
<p>Intoxication manslaughter by minor while operating a motor vehicle in a public place PN 49.08</p> <p>and</p> <p>--Minor not requested to submit specimen for analysis OR</p> <p>--Specimen submitted, but .00 < BAC < level in PN 49.01(2)(B)</p>	<p>60 days, if no previous convictions under PN 49.04, 49.07, 49.08, or ABC 106.041 involving motor vehicle</p> <p>120 days, if 1 previous conviction under sections listed above</p> <p>180 days, if 2 or more convictions under sections listed above</p> <p>Request for an admin hearing made within 15 days of receiving notice stays susp. until date of final decision by admin judge⁵⁹</p> <p>Appeal of admin decision: filing stays susp. for 90 days only if:</p> <p>--DL not susp. because of alcohol or drug related contact within 5 years arrest; or</p> <p>--person has no conviction. in 10 years preceding arrest under Art. 67011-1 R.S., PN 19.05(a)(2) (pre-1994), PN 49.04, PN 49.07 or 49.08 while op. motor vehicle, or ABC 106.041⁶⁰</p> <p>Review on appeal does not stay susp.⁶¹</p>	<p>Suspension⁶²</p> <p>1) Begins 40 days after receiving notice of suspension from officer --when arrested and no specimen request or given or --when specimen analysis is returned to arresting officer</p> <p>OR</p> <p>2) Begins 40 days after notice provided by telephone or electronic means or 45 days after notice is mailed by dept when department determines person is a minor and has detectable amounts of alcohol in system</p> <p>Surrender⁶³</p> <p>Immediately upon receiving notice from officer--temp. ID issued (expires 41 days after issuance)</p> <p>Reinstatement/Reissuance⁶⁴</p> <p>Following susp. period and a payment by person of \$125 plus any other fees required by law to dept.</p>	<p>Minors with susp. IDs under this section are not eligible for O/Ls for:⁶⁵</p> <p>30 days after susp. when no previous conviction.</p> <p>90 days after susp. when 1 previous conviction.</p> <p>180 days when 2 or more previous convictions.</p>

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- 1 TEX. TRANSP. CODE § 524.022(a)(1)
- 2 TEX. TRANSP. CODE § 524.022(a)(2)
- 3 TEX. TRANSP. CODE § 524.032(d)
- 4 TEX. TRANSP. CODE § 524.042
- 5 TEX. TRANSP. CODE § 524.043(e)
- 6 TEX. TRANSP. CODE § 524.021(a)
- 7 TEX. TRANSP. CODE § 524.011(b)(2)
- 8 TEX. TRANSP. CODE § 524.011(f)
- 9 TEX. TRANSP. CODE § 524.051(a)
- 10 TEX. TRANSP. CODE § 724.035(a)
- 11 TEX. TRANSP. CODE § 724.032(b)
- 12 TEX. TRANSP. CODE § 724.041(c)
- 13 TEX. TRANSP. CODE § 724.045
- 14 TEX. TRANSP. CODE § 724.048(c)
- 15 TEX. TRANSP. CODE § 724.035(c)
- 16 TEX. TRANSP. CODE § 724.032(a)
- 17 TEX. TRANSP. CODE § 724.032(a)(3), (e)
- 18 TEX. TRANSP. CODE § 724.032(a)(3)
- 19 TEX. TRANSP. CODE § 724.046(a)
- 20 TEX. TRANSP. CODE § 524.022(a)
- 21 TEX. TRANSP. CODE § 524.032(d)
- 22 TEX. TRANSP. CODE § 524.042
- 23 TEX. TRANSP. CODE § 524.043(e)
- 24 TEX. TRANSP. CODE § 524.021(a)
- 25 TEX. TRANSP. CODE § 524.011(b)(2)
- 26 TEX. TRANSP. CODE § 524.011(f)

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- 27 TEX. TRANSP. CODE § 524.051(a)
- 28 TEX. TRANSP. CODE § 524.022(a)
- 29 TEX. TRANSP. CODE § 524.032(d)
- 30 TEX. TRANSP. CODE § 524.042
- 31 TEX. TRANSP. CODE § 524.043(e)
- 32 TEX. TRANSP. CODE § 524.021(a)
- 33 TEX. TRANSP. CODE § 524.011(b)(2)
- 34 TEX. TRANSP. CODE § 524.011(f)
- 35 TEX. TRANSP. CODE § 524.051(a)
- 36 TEX. TRANSP. CODE § 524.022(b)
- 37 TEX. TRANSP. CODE § 524.032(d)
- 38 TEX. TRANSP. CODE § 524.042
- 39 TEX. TRANSP. CODE § 524.043(e)
- 40 TEX. TRANSP. CODE § 524.021(a)
- 41 TEX. TRANSP. CODE § 524.051(a)
- 42 TEX. TRANSP. CODE § 524.022(d)
- 43 TEX. TRANSP. CODE § 524.022(b)
- 44 TEX. TRANSP. CODE § 524.032(d)
- 45 TEX. TRANSP. CODE § 524.042
- 46 TEX. TRANSP. CODE § 524.043(e)
- 47 TEX. TRANSP. CODE § 524.021(a)
- 48 TEX. TRANSP. CODE § 524.011(b)(2)
- 49 TEX. TRANSP. CODE § 524.051(a)
- 50 TEX. TRANSP. CODE § 524.022(d)
- 51 TEX. TRANSP. CODE § 524.022(b)
- 52 TEX. TRANSP. CODE § 524.032(d)
- 53 TEX. TRANSP. CODE § 524.042

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- 54 TEX. TRANSP. CODE § 524.043(e)
- 55 TEX. TRANSP. CODE § 524.021(a)
- 56 TEX. TRANSP. CODE § 524.011(b)(2)
- 57 TEX. TRANSP. CODE § 524.051(a)
- 58 TEX. TRANSP. CODE § 524.022(d)
- 59 TEX. TRANSP. CODE § 524.032(d)
- 60 TEX. TRANSP. CODE § 524.042
- 61 TEX. TRANSP. CODE § 524.043(e)
- 62 TEX. TRANSP. CODE § 524.021(a)
- 63 TEX. TRANSP. CODE § 524.011(b)(2)
- 64 TEX. TRANSP. CODE § 524.051(a)
- 65 TEX. TRANSP. CODE § 524.022(d)