



For information regarding the status of your driver's license call Texas Department of Public Safety at 512-424-2600 or 512-424-7181 Spanish.

*Courtesy Burnet Municipal Court and Judge Peggy L. Simon*



## DRIVER'S LICENSE POINTS AND SURCHARGES

Upon conviction of certain traffic offenses (including a plea of no-contest), a surcharge and/or points may apply to your Driver's License. This document will help you learn more about the points and surcharges assessed by the State of Texas that may affect your driver's license.

## POINTS

The driver's license of a person accumulates:

(A) 2 points for a moving violation of the traffic law of this state, another state or a political subdivision.

(B) 3 points for a moving violation of the traffic law of this state, another state or a political subdivision that resulted in an accident.

(C) Points will not be assigned on a conviction if the offense was for driving less than 10% of the posted speed limit. This does not apply to speeding in a school zone.

(D) A conviction for a violation of "child safety seat" is considered a moving violation.

*Transportation Code – Sec. 708.052*

## SURCHARGES

**Surcharge for Points:** The Department of Public Safety will assess a surcharge on the license of a person who accumulates six or more points during the preceding 36-month period.

The amount of the surcharge is \$100.00 for the first 6 points and \$25.00 for each additional point. (DPS looks back 36 months. If you have 6 points, you will owe \$100.00 each year.)

*Transportation Code – 708.053 and 708.054*

### Automatic Surcharge:

A \$250.00 surcharge will be assessed on the license of each person who during the preceding 36-month period to a person that has been convicted of:

(A) Driving while License is Invalid

(B) Driving without Financial Responsibility (this is \$250.00 for 3 years)

*Transportation Code 708.103 and 708.104*

## NOTICE

"A conviction of an offense under a traffic law of this state or a political subdivision of this state may result in the assessment on your driver's license of a surcharge under the Driver's Responsibility Program"

*Transportation Code 708.105*

## NOTICE

"A second or subsequent conviction of an offense under the Texas Motor Vehicle Safety Responsibility Act will result in the suspension of your driver's license and motor vehicle registration unless you file and maintain evidence of financial responsibility with the Department of Public Safety for two years from the date of conviction. The department may waive the requirement to file evidence of financial responsibility if you file satisfactory evidence with the department showing that at the time the citation was issued the vehicle was covered by a motor vehicle liability insurance policy or that you were otherwise exempt from the requirements to provide evidence of financial responsibility."

*Transportation Code 601.233*

**Failure to Pay Surcharge:** If before the 30<sup>th</sup> day after the DPS sends a notice that a surcharge is due, the person fails to pay the surcharge or enter into a payment agreement to pay the surcharge, the license of the person is automatically suspended and remains suspended until the surcharge is paid.

Note: If during the suspension the person is stopped by Law Enforcement, the person will be charged with "Driving While License Invalid" and be subject to a \$500.00 fine plus court cost and another surcharge of \$250.00 for 3 years.

*Transportation Code 708.152*

## DENIAL OF DRIVER'S LICENSE RENEWAL

If a person fails to appear in court as provided by law for the prosecution of an offense or if the person fails to pay or satisfy a judgment ordering payment of a fine and cost in the manner ordered by the court, the person may be denied renewal of the person's driver's license.

*Transportation Code 706.003*

## SUSPENSION OF LICENSE

Provisional License Holders (17 year olds and under license holders)

These are some of the ways you could have your driver's license suspended or denied:

(A) fail to appear in court

(B) fail to satisfy a fine or judgment

(C) get a second charge of Minor in Possession or Consumption of Alcohol

(D) be convicted of two or more moving violations in a 12-month period

(E) get a Driving While Under the Influence

(F) Fail to Attend School

(G) cosigner's request that DPS suspend the minor's license

(H) fail to pay surcharges at the Department of Public Safety

(I) other- see Transportation Code Chapter 521

License holders 17 and over

These are some of the ways you could have your driver's license suspended or denied:

(A) fail to appear in court

(B) fail to satisfy a fine or judgment

(C) driving while under the Influence or drug charges

(D) fail to pay surcharge to Department of Public Safety

(E) other – see Transportation Code Chapter 521