

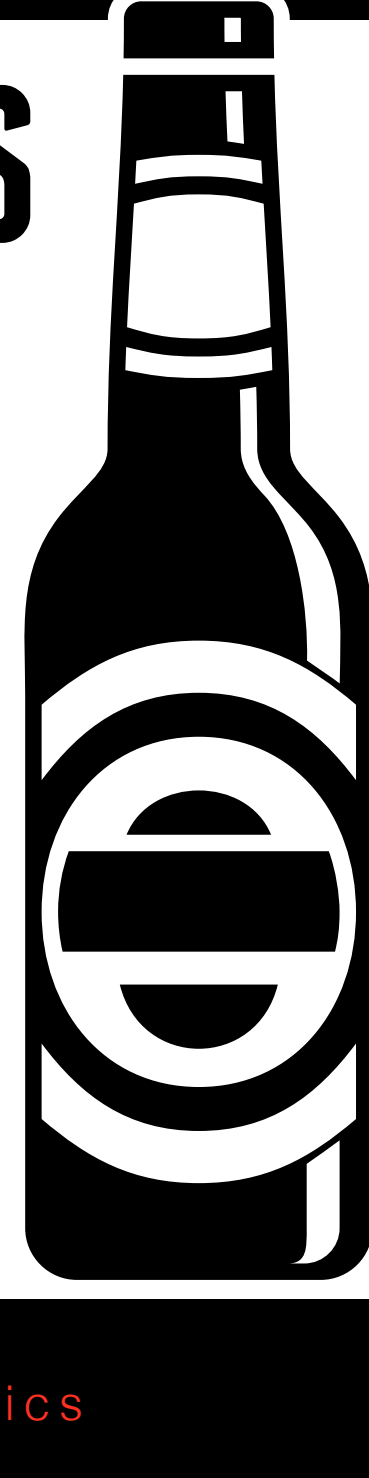
KNOWING YOUR RIGHTS AFTER A DUI

AN INFOGRAPHIC



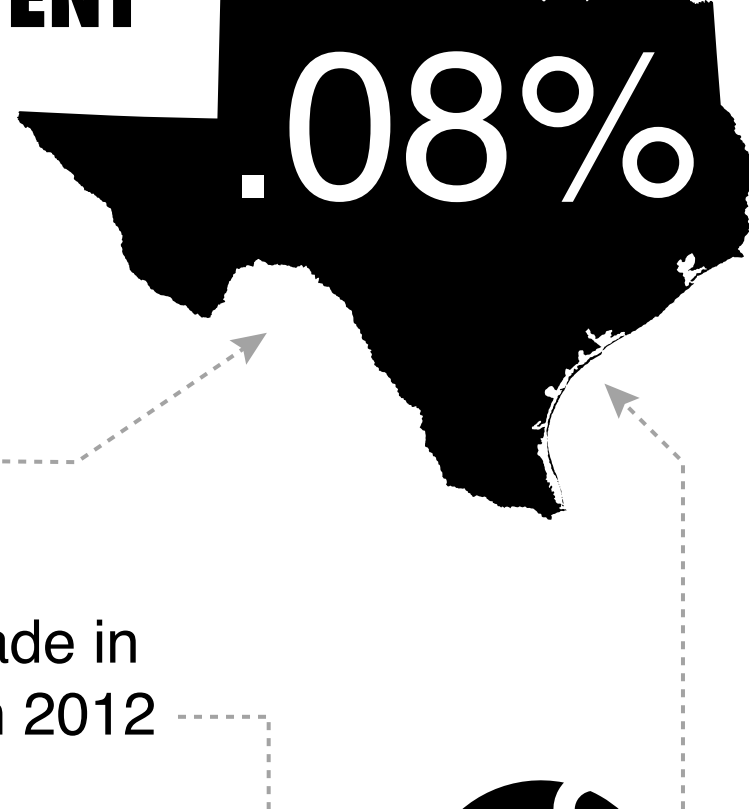
PRESENTED BY:

JL Joseph Labella & Associates



Texas Drunk Driving Laws and Statistics

THE LEGAL BLOOD ALCOHOL CONTENT (BAC) limit in Texas is



85,436 DUI (driving under the influence)

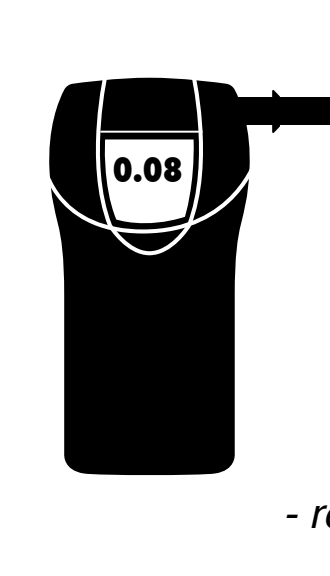
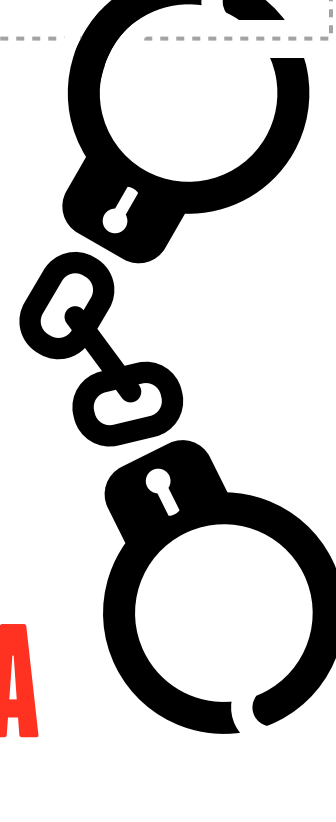
ARRESTS were made in Texas in 2012

↓

THOUSANDS OF DRIVERS were arrested while **UNDER** the legal BAC limit

Police often use **ROADSIDE SOBRIETY CHECKS** to arrest suspected drunk drivers

WITHOUT STATISTICAL DATA



Texas' **"IMPLIED CONSENT" LAWS** allow police officers to

SUSPEND YOUR LICENSE

for up to two years upon **refusal** to take a breathalyzer or blood test

- regardless of whether or not you've had a drop of alcohol or not



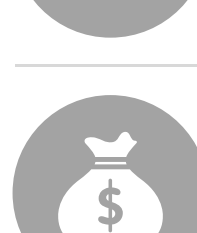
MOST TEXANS ACCUSED OF DRUNK DRIVING ARE NOT AWARE OF THEIR RIGHTS!

What Happens if You Are **Convicted of a DUI** in Texas?

FIRST-TIME OFFENDERS

SECOND-TIME OFFENDERS

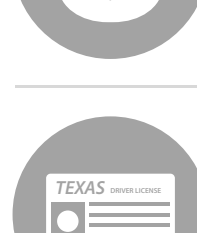
THIRD-TIME OFFENDERS



Arrest & jail time between 3 days and 180 days

Arrest & jail time between one month and a **year**

Arrest & jail time between 2 years and **ten years**



Up to a **\$2,000** fine (not counting bail and court fees)

Up to a **\$4,000** fine (not counting bail and court fees)

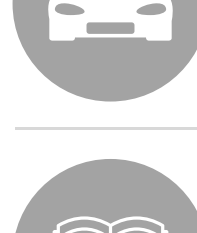
Up to a **\$10,000** fine (not counting bail and court fees)



License suspension up to two years

License suspension up to two years

License suspension up to two years



Annual insurance charges up to \$2,000 for 3 years (just to keep your license)

Annual insurance charges up to \$2,000 for 3 years (just to keep your license)

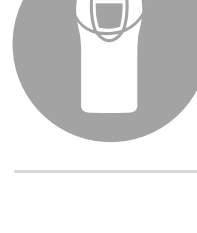
Annual insurance charges up to \$2,000 for 3 years (just to keep your license)



DUI intervention & education programs

DUI intervention & education programs

DUI intervention & education programs



Possible ignition interlock device on your vehicle (out of your wallet)

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COMMERCIAL DRIVERS

can expect DUI **arrests** with a BAC **content of just .04**

- half the legal limit for drivers of passenger vehicles.

What Are **Common Mistakes** Police Make?

Police must have **PROBABLE CAUSE** to arrest a driver for a DUI offense

PROBABLE CAUSE

n. sufficient reason based upon known facts to believe a crime has been committed or that certain property is connected with a crime.

POLICE OFFICERS CANNOT:

TAKE SHORTCUTS

not in accordance with **Texas Breath Testing Regulations** or their very own DUI training

FOLLOW a driver to his or her **house without permission** or probable cause

STOP a vehicle based on an **anonymous 911 call** with no prior observations

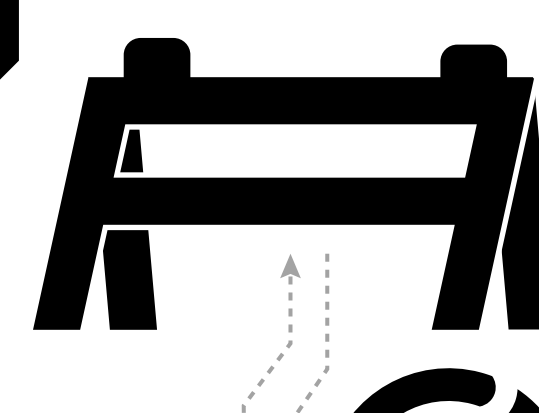
Stop a vehicle at an **IMPROPER ROADBLOCK**

DETAIN a driver for **longer than necessary**



or based on a vehicle driving too slow or fast (without proof), weaving within the boundaries of a single lane, or simply based on a "hunch"

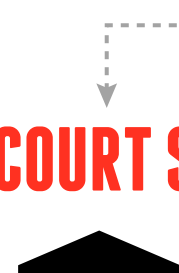
Base an **ARREST** on **driver statements** alone



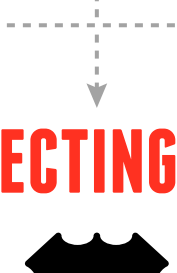
Why Should I Hire a **Houston DUI Lawyer**?

A Houston drunk driving defense lawyer is familiar with

TEXAS COURT SYSTEMS



PROTECTING YOUR



DRUNK DRIVING LAWS



PERSONAL INTERESTS

FINANCIAL INTERESTS

A lawyer may be able to negotiate **A PLEA BARGAIN** on your behalf. You may even end up

PAYING LESS for the incident,

RETAIN YOUR RIGHT TO DRIVE,

avoid costly insurance surcharges and other fees, or even see your

CHARGES REDUCED or

DROPPED ENTIRELY



PLEA BARGAIN n. The process whereby a criminal defendant and prosecutor reach a mutually satisfactory disposition of a criminal case, subject to court approval.

Your case is more than about justice. As a Texan, it's about **your personal freedom.**

YOU CAN FIGHT YOUR DUI CONVICTION.

Contact an experienced DUI attorney in Houston today at

JL Joseph Labella & Associates

Call **800-395-5951** for your free case consultation.

SOURCES

National Safety Council, "Texas Employer Traffic Safety Program" http://www.nsc.org/safety_road/Employer%20Traffic%20Safety/Pages/TexasImpairedDriving.aspx

Foundation for Advancing Alcohol Responsibility, "Texas State Facts" <http://responsibility.org/state-facts/texas>

Department of Motor Vehicles, "DUI & DWI in Texas" <http://www.dmv.org/tx-texas/automotive-law/dui.php>

Joseph LaBella website <http://www.texas-dwi-lawyers.com/>

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