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**BEXAR COUNTY "TAKE RESPONSIBILITY PROGRAM" FOR FIRST TIME DWI
OFFENDERS BEGINNING APRIL 1, 2008, AS MODIFIED JANUARY 9, 2015**

WHO IS ELIGIBLE?

- 1) Only Defendants who have no prior DWI conviction are eligible.
- 2) The Defendant is not eligible if the blood alcohol level is .15 or greater (Extreme DWI)
- 3) There cannot be a vehicle collision or injuries of any kind.
- 4) The Defendant must have been respectful to officers.
- 5) There must have been no children in the vehicle at the time of the offense.
- 6) At the time of arrest, no other criminal conduct, other than traffic violations, was committed.
- 7) A plea of guilty to the offense of Obstruction of a Highway under Penal Code Sec 42.03 for any Defendant arrested prior to January 1, 2015 must be entered by March 1, 2015.
- 8) A plea of guilty to the offense of Obstruction of a Highway under Penal Code Sec 42.03 for any Defendant arrested after January 1, 2015 must be entered within 90 days of the date of arrest.
- 9) In conjunction with that plea, the Defendant must sign an admission that the Defendant was guilty of Obstruction of a Highway or other Passageway by virtue of consumption of alcohol and conduct resulting therefrom and stipulate to the offense, Intoxilyzer and scientific reports as being true and correct. The Defendant must agree that this admission is admissible in evidence against the Defendant in any subsequent trial for any offense.
- 10) The State reserves the right to review each case for qualification and may choose to deny the program based on circumstances unstated above when review of the facts suggest inclusion in the program would be inappropriate.

TERMS AND CONDITIONS:

- 1) Fine of \$850
- 2) Ignition interlock is mandatory and may not be waived regardless of blood alcohol level. A minimum of 6 months installation is required at the Defendant's expense.
-If the Defendant states under oath that he does not own or possess a motor vehicle and will not operate a motor vehicle then the Defendant must agree to Antabuse or SCRAM.
- 3) If the Defendant is younger than 21, there is a driver's license suspension at the beginning of the community supervision period, for a period of not less than 90 days.
- 4) If an open container is in the car, a minimum 3 days of jail time is required.
- 5) The Defendant must complete a DWI education program that complies with Art. 42.12, Sec. 13, C.C. P.
- 6) The Defendant must pay the cost of any required rehabilitation program.
- 7) The period of supervision is 1 year, unless the Officer's Observations reflect severe intoxication. In those circumstances, a 2 year probation is required.
- 8) The State may recommend Deferred Adjudication.
- 9) The Defendant will not apply for early termination.
- 10) The Defendant may not consume alcohol while on probation and is subject to random urinalysis.
- 11) All other standard conditions apply.

This program is subject to cancellation at any time at the discretion of the Bexar County Criminal District Attorney.