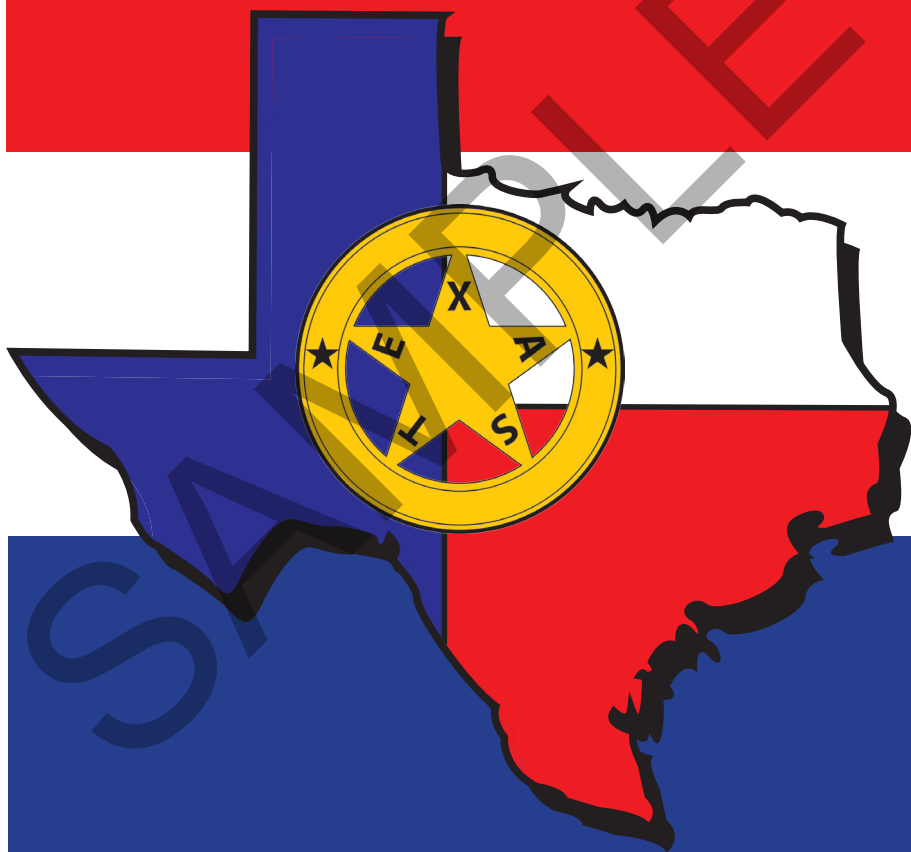


THE LONE STAR

**PENAL CODE AND READY REFERENCE FOR
TEXAS PEACE OFFICERS**



2009 - 2010

THE LONE STAR STATE



Capital:	Austin	Total sworn law enforcement personnel:³	54,780
Nickname:	Lone Star State	Total sworn agency officers:³	3,437
Population:¹	24,326,974	Total sworn police department officers:³	32,408
Total land area:¹	267,277 sq. miles	Total sworn sheriff's department officers:³	11,836
Population density:¹	93 persons/sq. mile	State and local law enforcement agencies:³	1,775
Highest point:	Guadalupe Peak at 8,749 feet	Inmates in state prisons in 2008:⁴	173,232
Lowest point:	Gulf of Mexico		
Cities with 100,000 or more:	28		
Cities with 50,000 or more:	61		
Cities with 10,000 or more:	213		
Number of counties:	254		
Ten Largest Texas Cities²			

1. Houston	2,208,180	6. El Paso	609,913
2. San Antonio	1,328,984	7. Arlington	371,038
3. Dallas	1,240,499	8. Corpus Christi	285,507
4. Austin	743,074	9. Plano	260,796
5. Fort Worth	681,818	10. Garland	218,792

¹July 2008 U.S. Census Estimates

²July 2007 U.S. Census Estimates

³June 2007, NCJ 212749, U.S. Department of Justice, Office of Justice Programs, Census of State and Local Law Enforcement Agencies, 2004

⁴BJS report, Prison Inmates at Midyear 2008 – Statistical Tables, March 2009, NCJ 225619

**THE LONE STAR
PENAL CODE
AND READY REFERENCE
FOR TEXAS PEACE OFFICERS**

2009-2010 Edition



Published by



Huntsville, Texas

THE LONE STAR
Penal Code and Ready Reference
for Texas Peace Officers

Table of Contents

Preface

I. LAW

TEXAS LAWS

Penal Code	L - 1
Code of Criminal Procedure (selected articles)	L - 185
Alcoholic Beverage Code - Common Violations	L - 237
Health and Safety Code - Common Violations	L - 239
Transportation Code - Common Violations	L - 241
Concealed Handgun Reciprocity	L - 245

CROSS CULTURAL EXCHANGES

Arrest of Foreign National	L - 247
Consular Notification in Various Languages	L - 249
Miranda Warning (English and Spanish)	L - 259

DRIVER'S LICENSE

Driver's License Classes & Financial Responsibility Requirements	L - 261
--	---------

LAW OF WARRANTLESS ARREST FLOWCHARTS

Law of Warrantless Arrest	L - 267
Misdemeanor	L - 269
Felony	L - 271
Out of Jurisdiction	L - 273

LEGAL FORMS

Consent to Search Electronic Media Form	L - 275
Consent to Search Form	L - 277

II. CONTACTS

NATIONAL AGENCIES & GROUPS

Embassies and Consulates	C - 1
Federal Agencies	C - 5
Military	C - 9

LOCAL DEPARTMENTS

Constables	C - 11
Municipal Police	C - 15
Sheriffs	C - 19

POLICE ASSOCIATIONS

Police Professional Associations	C - 25
Police Unions	C - 25

SPECIAL POLICE

Airport Police	C - 27
Cattle Raisers Association	C - 27
College & University Police	C - 27
Hospital Police	C - 29
National Insurance Crime Bureau	C - 29
Port Police	C - 29
Railroad Police	C - 29
River Authority Police	C - 30
School District Police	C - 30
Transit Police	C - 33

STATE AGENCIES

Alcoholic Beverage Commission	C - 35
Attorney General, Office of	C - 35
Criminal Justice, Department of	C - 36
District Attorneys	C - 36
Governor, Office of	C - 40
Medical Examiners	C - 40
Parks & Wildlife, Department of	C - 40
Public Safety, Department of	C - 41
State Fire Marshal	C - 42
TCLEOSE	C - 43
Texas Forest Service	C - 43
Texas Youth Commission	C - 43
Transportation, Department of	C - 43

III. GENERAL REFERENCE

AREA CODES

North American Area Codes by Number	GR - 1
Texas Cities by Area Code	GR - 5

CALENDARS

Perpetual (Cold Case) Calendar	GR - 9
Legal and Common Holidays	GR - 25
Time Zones	GR - 29

NUMBERS & UNITS OF MEASURE

Roman Numerals	GR - 31
Geometric Formulas	GR - 33
Units of Measure	GR - 37
Conversion of Units of Measure	GR - 39

STATE CAPITALS & POSTAL ABBREVIATIONS

State Capitals and Postal Abbreviations	GR - 43
---	---------

IV. LAW ENFORCEMENT REFERENCE

CRIME DATA

Crime and Crime Rates in the U.S. and Texas	LER - 1
Uniform Crime Reporting Offense Definitions	LER - 3
Stolen Motor Vehicles in Texas	LER - 5

DIPLOMATIC STATUS

Diplomatic Immunity Protocol	LER - 7
Consular License Plates	LER - 11

DRUG LABS

Clandestine Drug Laboratory Indicators	LER - 15
Chemicals Used in Illicit Drug Manufacturing	LER - 17

IDENTIFICATION NUMBER DECODERS

Social Security Number Decoder	LER - 19
Motor Vehicle Identification Number (VIN) Decoder	LER - 21
Boat Hull Identification Number (HIN) Decoder	LER - 25
Aircraft Identification Number Decoder	LER - 27

INVESTIGATIONS & FORENSICS

Autopsy Glossary	LER - 29
Death-Time Determination Guide	LER - 33
Forensic Ballistics Guide	LER - 35
Suspect Speed and Distance Calculation	LER - 39
Bad Check and Forgery Identification Guide	LER - 43
Gem and Jewelry Identification Guide	LER - 49
Counterfeit Money Detection Guide	LER - 55
Currency Specifications for Packaging Money	LER - 57

PATROL OPERATIONS

DWI Detection Guide	LER - 59
HAZMAT & Bomb Protocols	LER - 61
Problem-Oriented Policing Checklist	LER - 65

WORDS & TERMS

Incident Command System Terminology	LER - 67
Commonly Misspelled Words	LER - 71
Common Non-Western European Names	LER - 73

V. APPENDIX

Index	A - 1
Notes	A - 9
Calendar 2009 – 2011	A - 16

PENAL CODE
TITLE 1. INTRODUCTORY PROVISIONS
CHAPTER 1. GENERAL PROVISIONS

Sec. 1.01. SHORT TITLE. This code shall be known and may be cited as the Penal Code.

Sec. 1.02. OBJECTIVES OF CODE. The general purposes of this code are to establish a system of prohibitions, penalties, and correctional measures to deal with conduct that unjustifiably and inexcusably causes or threatens harm to those individual or public interests for which state protection is appropriate. To this end, the provisions of this code are intended, and shall be construed, to achieve the following objectives:

- (1) to insure the public safety through:
 - (A) the deterrent influence of the penalties hereinafter provided;
 - (B) the rehabilitation of those convicted of violations of this code; and
 - (C) such punishment as may be necessary to prevent likely recurrence of criminal behavior;
- (2) by definition and grading of offenses to give fair warning of what is prohibited and of the consequences of violation;
- (3) to prescribe penalties that are proportionate to the seriousness of offenses and that permit recognition of differences in rehabilitation possibilities among individual offenders;
- (4) to safeguard conduct that is without guilt from condemnation as criminal;
- (5) to guide and limit the exercise of official discretion in law enforcement to prevent arbitrary or oppressive treatment of persons suspected, accused, or convicted of offenses; and
- (6) to define the scope of state interest in law enforcement against specific offenses and to systematize the exercise of state criminal jurisdiction.

Sec. 1.03. EFFECT OF CODE.

- (a) Conduct does not constitute an offense unless it is defined as an offense by statute, municipal ordinance, order of a county commissioners court, or rule authorized by and lawfully adopted under a statute.
- (b) The provisions of Titles 1, 2, and 3 apply to offenses defined by other laws, unless the statute defining the offense provides otherwise; however, the punishment affixed to an offense defined outside this code shall be applicable unless the punishment is classified in accordance with this code.
- (c) This code does not bar, suspend, or otherwise affect a right or liability to damages, penalty, forfeiture, or other remedy authorized by law to be recovered or enforced in a civil suit for conduct this code defines as an offense, and the civil injury is not merged in the offense.

Sec. 1.04. TERRITORIAL JURISDICTION.

- (a) This state has jurisdiction over an offense that a person commits by his own conduct or the conduct of another for which he is criminally responsible if:
 - (1) either the conduct or a result that is an element of the offense occurs inside this state;
 - (2) the conduct outside this state constitutes an attempt to commit an offense inside this state;
 - (3) the conduct outside this state constitutes a conspiracy to commit an offense inside this state, and an act in furtherance of the conspiracy occurs inside this

**ALCOHOLIC BEVERAGE CODE
COMMON VIOLATIONS**

Violation	ABC Section	Penalty
Alcoholic Beverages in Dry Areas	101.31	BM
Attempt to Purchase Alcohol by a Minor	106.025	CM
Consent to Inspection	101.04	AM
Consumption of Alcohol by a Minor	106.04	CM
Consumption of Alcoholic Beverage on Premises Licensed for Off-Premises Consumption	101.72	Misdemeanor
Consumption of Alcoholic Beverages Near Schools	101.75	CM
Driving Under the Influence of Alcohol by Minor	106.041	CM
Furnishing Alcohol to a Minor	106.06	AM
Hours of Consumption	105.06	CM
Hours of Sale: Beer	105.05	AM
Hours of Sale: Liquor	105.01	AM
Hours of Sale: Mixed Beverages	105.03	AM
Hours of Sale: Wholesalers and Local Distributors	105.02	AM
Hours of Sale: Wine and Beer Retailer	105.04	AM
Illicit Beverages Prohibited	103.01	Misdemeanor
Indecent Graphic Material	101.64	Misdemeanor
Misrepresentation of Age by a Minor	106.07	CM
Possession of Alcohol by a Minor	106.05	CM
Purchase of Alcohol by a Minor	106.02	CM
Purchase of Alcohol for a Minor	106.06	AM
Sale to Certain Persons	101.63	Misdemeanor
Sale to Minors	106.03	CM
Transportation of Beer: Statement Required	107.02	Misdemeanor
Transportation of Liquor: Statement Required	107.01	Misdemeanor

CM = class C misdemeanor

BM = class B misdemeanor

AM = class A misdemeanor

Misdemeanor = Violation contains its own unique penalty or is a general misdemeanor without specified penalty.

HOURS OF SALE

Below is a summary of Texas law regarding lawful sale of liquor, beer, wine, and mixed beverages by licensed on-premises and off-premises establishments.

Liquor (§ 105.01)

Off-premises liquor sales permitted from 10:00 am to 9 pm everyday except Sunday, New Year's Day, Thanksgiving Day, or Christmas Day.

Beer and Wine (§ 105.04 and § 105.05)

On-premises and off-premises beer and wine sales permitted Monday thru Saturday between 7:00 am and 12 midnight.

On-premises and off-premises beer and wine sales permitted on Sunday between 12 midnight and 1:00 am and between 12 noon and midnight.

On-premises licensees may sell beer and wine on Sunday between 10:00 am and 12 noon, if beer is served with food.

In cities and counties with extended hours, beer and wine may be sold until 2:00 am by on-premises licensees.

Mixed Beverages (§ 105.03)

On-premises mixed beverage sales permitted Monday thru Saturday between 7:00 am and 12 midnight.

On-premises mixed beverage sales permitted on Sunday between 12 midnight and 1:00 am and 10:00 am and 12 midnight; however on-premises mixed beverage sales between 10:00 am and 12 noon Sunday are permissible only if mixed beverage is served with food.

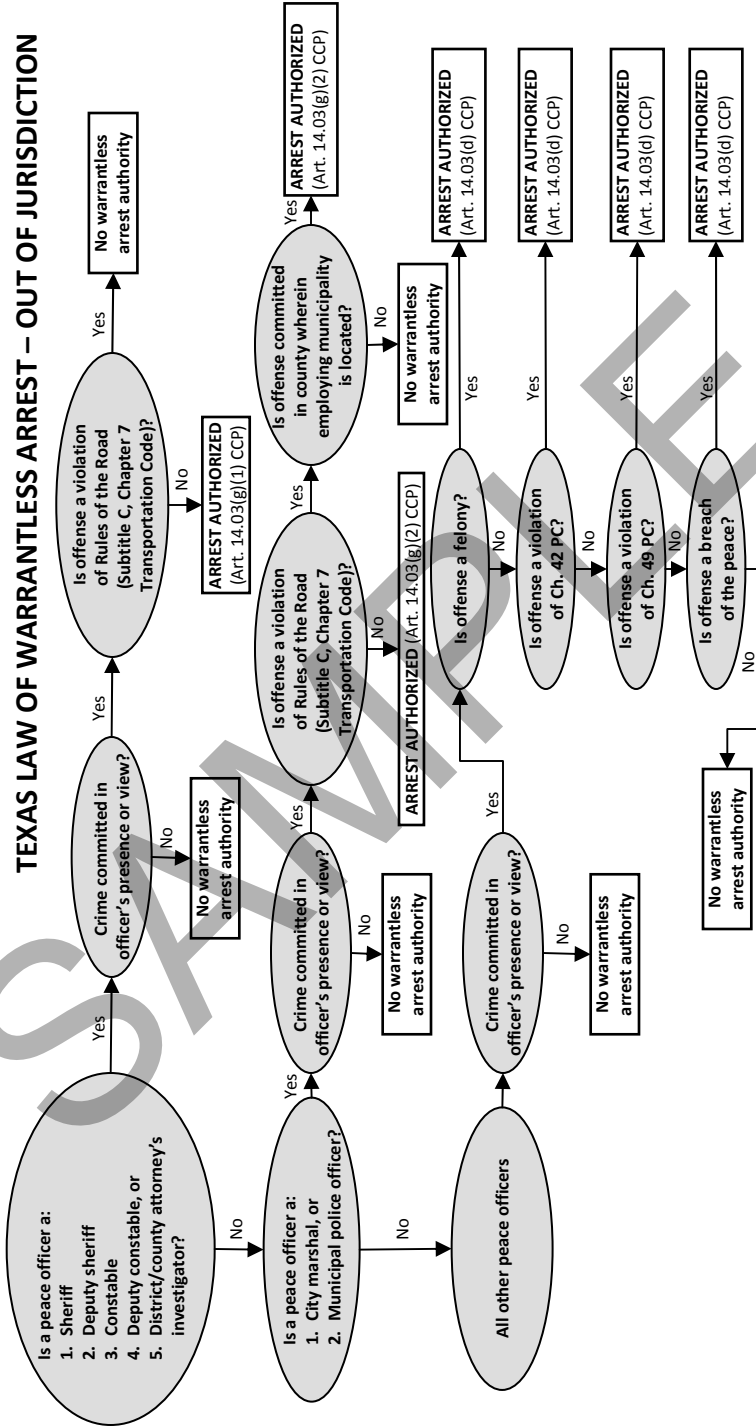
In cities and counties with extended hours, mixed beverages may be sold until 2:00 am by on-premises permittees.

HOURS OF CONSUMPTION (§ 105.06)

Below is a summary of Texas law regarding lawful consumption of liquor, beer, wine, and mixed beverages by individuals on and off of licensed premises.

Consumption of any alcoholic beverage in a public place is unlawful between 12:15 am and 7:00 am Monday thru Saturday. Consumption in a public place is unlawful on Sunday between 1:15 am and 12 noon. In cities and counties with extended hours, alcoholic beverages consumption of any alcoholic beverage in a public place is unlawful between 2:15 am and 7:00 am Monday thru Saturday. Consumption in a public place is unlawful on Sunday between 2:15 am and 12 noon. Licensed and permitted premises are considered to be a "public place". See section 1.07 of the Penal Code for a complete definition of a "public place".

TEXAS LAW OF WARRANTLESS ARREST – OUT OF JURISDICTION



FEDERAL AGENCIES

AGENCY PHONE

Alcohol, Tobacco, Firearms & Explosives

HQ - Washington, DC	(800) 800-3855
Austin	(512) 349-4545
Beaumont	(409) 981-6670
Corpus Christi	(361) 888-3392
Dallas	(469) 227-4300
El Paso	(915) 534-6449
Fort Worth	(817) 862-2800
Houston	(281) 372-2900
Laredo	(956) 764-7940
Lubbock	(806) 798-1030
McAllen	(956) 687-5207
San Antonio	(210) 805-2727
Tyler	(903) 590-1475
Arson Hotline	(888) 283-3473
Bomb Hotline	(888) 283-2662
Firearms Theft Hotline	(888) 930-9275
Stolen Cigarettes Hotline	(800) 659-6242
Nat'l Firearms Tracing Center	(800) 788-7133
NFTC fax	(800) 578-7223
U.S. Bomb Data Center	(800) 461-8841

Customs & Border Protection

Border Patrol

HQ - Washington, DC	(202) 344-2050
Corpus Christi	(956) 289-4800
Del Rio	(830) 788-7000
El Paso	(915) 834-8350
Laredo	(956) 764-3200
Marfa	(432) 729-5200

AGENCY PHONE

Customs Field Operations

HQ - Washington, DC	(202) 344-1620
El Paso	(915) 633-7300
Houston	(713) 387-7200
Laredo	(956) 756-1700

Diplomatic Security Service - State Department

HQ - Washington, DC	(571) 345-3815
Dallas	(214) 767-0700
Houston	(713) 209-3482

Drug Enforcement Administration

HQ - Washington	(202) 307-8000
El Paso Intelligence Center (EPIC)	(888) 873-3742
Alpine	(432) 837-3421
Amarillo	(214) 324-2339
Austin	(512) 344-4900
Beaumont	(409) 839-2461
Brownsville	(956) 504-7000
Corpus Christi	(361) 888-0150
Dallas	(214) 366-6900
Del Rio	(830) 703-2000
Eagle Pass	(830) 752-4000
El Paso	(915) 832-6000
Fort Worth	(817) 978-3455
Houston	(713) 693-3001
Laredo	(956) 523-6000
League City	(281) 538-4500
Lubbock	(806) 798-7189
McAllen	(956) 992-8400
Midland	(432) 686-4085
San Antonio	(210) 442-5600

PERPETUAL CALENDAR 1901 TO 2020

A perpetual calendar, also known as a **cold case** calendar, allows the user to determine the day of the week for any previous or future date. The date may be determined in three steps:

1. Find the year of interest in the index table.
2. Determine the code letter for the desired year.
3. Use the calendar for the designated letter.

For example:

On what day of the week was June 27, 1987?

1. 1987 = calendar "E"
2. Using calendar "E": June 27 = Saturday

1901	C	1931	E	1961	A	1991	C
1902	D	1932	M	1962	B	1992	K
1903	E	1933	A	1963	C	1993	F
1904	M	1934	B	1964	K	1994	G
1905	A	1935	C	1965	F	1995	A
1906	B	1936	K	1966	G	1996	I
1907	C	1937	F	1967	A	1997	D
1908	K	1938	G	1968	I	1998	E
1909	F	1939	A	1969	D	1999	F
1910	G	1940	I	1970	E	2000	N
1911	A	1941	D	1971	F	2001	B
1912	I	1942	E	1972	N	2002	C
1913	D	1943	F	1973	B	2003	D
1914	E	1944	N	1974	C	2004	L
1915	F	1945	B	1975	D	2005	G
1916	N	1946	C	1976	L	2006	A
1917	B	1947	D	1977	G	2007	B
1918	C	1948	E	1978	A	2008	J
1919	D	1949	G	1979	B	2009	E
1920	L	1950	A	1980	J	2010	F
1921	G	1951	B	1981	E	2011	G
1922	A	1952	J	1982	F	2012	H
1923	B	1953	E	1983	G	2013	C
1924	J	1954	F	1984	H	2014	D
1925	E	1955	G	1985	C	2015	E
1926	F	1956	H	1986	D	2016	M
1927	G	1957	C	1987	E	2017	A
1928	H	1958	D	1988	M	2018	B
1929	C	1959	E	1989	A	2019	C
1930	D	1960	N	1990	B	2020	K

E

(1st Jan = Thu; Non-leap year)

January

Su	M	Tu	W	Th	F	Sa
					1	2 3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

February

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28

March

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

April

Su	M	Tu	W	Th	F	Sa
					1	2 3 4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

May

Su	M	Tu	W	Th	F	Sa
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

June

Su	M	Tu	W	Th	F	Sa
					1	2 3 4 5 6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

July

Su	M	Tu	W	Th	F	Sa
					1	2 3 4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

August

Su	M	Tu	W	Th	F	Sa
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

September

Su	M	Tu	W	Th	F	Sa
					1	2 3 4 5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

October

Su	M	Tu	W	Th	F	Sa
					1	2 3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

November

Su	M	Tu	W	Th	F	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

December

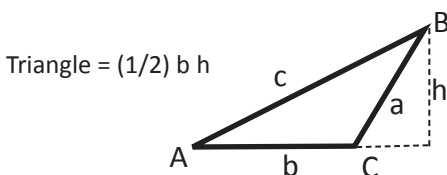
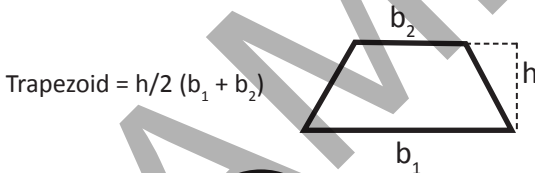
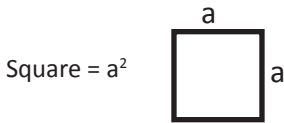
Su	M	Tu	W	Th	F	Sa
					1	2 3 4 5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

=====

GEOMETRIC FORMULAS

“ab” means “a” multiplied by “b”. “a²” means “a squared”, which is the same as “a” times “a”. Use the same units for all measurements (e.g., multiple feet by feet not feet by inches).

Area



AIRCRAFT IDENTIFICATION NUMBER DECODER

Unlike automobiles, aircraft do not have a state-issued license number or license plate. Rather, aircraft registration is overseen by the Federal Aviation Administration (FAA). However, aircraft do bear many of the identifiers of a terrestrial motor vehicle. All aircraft are identifiable by a registration number, aircraft identification number, make, and model.

Registration Number (N-number)

The FAA-issued registration number is the aircraft equivalent of a license number. The U.S. numbering system is part of a worldwide system where each country is assigned a letter designation and/or number code. The United States is assigned the letter "N". All U.S. civilian and commercial aircraft bear an "N-number". (Military aircraft carry their own unique numbering system that varies by the branch.) An N-number is assigned to the aircraft upon its construction. However, while uncommon, subsequent purchasers can request a new N-number be assigned. Thus, like an automobile, an aircraft's visible registration number may change over its life as it moves from one owner to another.

In the United States, an N-number may only consist of one to five characters and must start with a number other than zero. The number may not end in more than two letters. The N-number may not contain the letters I or O, due to their similarity with the numbers one and zero.

Normally the N-number will be displayed on each side of the aircraft or on the vertical tail. Some antique aircraft display the number on the underside of one wing and the topside of the other wing. Helicopters display the N-number on the undercarriage, on the nose, on the boom or on the tail. The N-number is also commonly found on a plate over the aircraft's instrument panel.

Aircraft description and ownership information utilizing the N-number may be determined by contacting the FAA (see telephone numbers in the Contacts section) or on the FAA website at http://registry.faa.gov/aircraftinquiry/NNum_Inquiry.aspx.

Instead of an N-number, a different alphanumeric designation is assigned to foreign countries. Numbering protocol in other countries varies somewhat in regard to the placement of letters and numbers and their sequencing. However, each registration number will begin with the assigned country code. Country code examples Texas peace officers might see are:

C – Canada
 F - France
 G – United Kingdom
 HH – Haiti
 HI – Dominican Republic
 HK - Columbia

HP - Panama
 HR – Honduras
 TG – Guatemala
 TI – Costa Rica
 V3 – Belize
 XA, XB, or XC – Mexico

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