

By: Sherman, Sr., Fierro, Stephenson,  
Guillen

H.B. No. 2388

Substitute the following for H.B. No. 2388:

By: Murr

C.S.H.B. No. 2388

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to providing inmates with certain documents on release or  
3 discharge; changing a fee.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 501.015(a), Government Code, is amended  
6 to read as follows:

7 (a) When an inmate is discharged or is released on parole,  
8 mandatory supervision, or conditional pardon, the department shall  
9 provide the inmate with:

10 (1) suitable civilian clothing;

11 (2) money held in the inmate's trust account by the  
12 director;

13 (3) cash, in an amount and in the manner described by  
14 Subsection (b); and

15 (4) a license or personal identification certificate  
16 obtained under Section 501.0165, if available.

17 SECTION 2. Sections 501.0165(a), (b), (c), and (d),  
18 Government Code, are amended to read as follows:

19 (a) Before discharging an inmate or releasing an inmate on  
20 parole, mandatory supervision, or conditional pardon, the  
21 department shall:

22 (1) determine whether the inmate has:

23 (A) a valid license issued under Chapter 521 or  
24 522, Transportation Code; or

1 (B) a valid personal identification certificate  
2 issued under Chapter 521, Transportation Code; and

3 (2) if the inmate does not have a valid license or  
4 certificate described by Subdivision (1), submit to the Department  
5 of Public Safety on behalf of the inmate a request for the issuance  
6 of:

7 (A) a renewal license under Chapter 521 or 522,  
8 Transportation Code, if:

9 (i) the inmate's license issued under the  
10 applicable chapter is expired but eligible for renewal; and

11 (ii) the inmate meets the requirements for  
12 the issuance of the license; or

13 (B) a personal identification certificate under  
14 Chapter 521, Transportation Code.

15 (b) The department shall submit a request under Subsection  
16 (a)(2) as soon as is practicable to enable the department to provide  
17 the inmate with the license or personal identification certificate  
18 when the department discharges or releases the inmate.

19 (c) The department, the Department of Public Safety, and the  
20 [~~bureau of~~] vital statistics unit of the Department of State Health  
21 Services shall by rule adopt a memorandum of understanding that  
22 establishes their respective responsibilities with respect to the  
23 issuance of a license or personal identification certificate to an  
24 inmate under this section, including responsibilities related to  
25 verification of the inmate's identity. The memorandum of  
26 understanding must require the Department of State Health Services  
27 to electronically verify the birth record of an inmate whose name

1 and any other personal information is provided by the department  
2 and to electronically report the recorded filing information to the  
3 Department of Public Safety to validate the identity of an inmate  
4 under this section.

5 (d) The department shall reimburse the Department of Public  
6 Safety or the Department of State Health Services for the actual  
7 costs incurred by those agencies in performing responsibilities  
8 established under this section. The department may charge an  
9 inmate for the actual costs incurred under this section or the fees  
10 required by Section [521.421](#) or [522.029](#), Transportation Code, as  
11 applicable.

12 SECTION 3. Section [521.421\(a-1\)](#), Transportation Code, is  
13 amended to read as follows:

14 (a-1) The fee for a renewal driver's license or a personal  
15 identification certificate issued under Section [501.0165](#),  
16 Government Code, or Section [841.153](#), Health and Safety Code, as  
17 applicable, is \$5.

18 SECTION 4. Section [522.029](#), Transportation Code, is amended  
19 by amending Subsection (a) and adding Subsection (n) to read as  
20 follows:

21 (a) The fee for a commercial driver's license issued by the  
22 department is \$96, except as provided by Subsections (f), (h), (j),  
23 (k), ~~and~~ (m), and (n).

24 (n) The fee for a renewal commercial driver's license issued  
25 under Section [501.0165](#), Government Code, is \$5.

26 SECTION 5. As soon as practicable after the effective date  
27 of this Act, the Texas Department of Criminal Justice, the

1 Department of Public Safety of the State of Texas, and the vital  
2 statistics unit of the Department of State Health Services shall  
3 update as necessary the memorandum of understanding and rules  
4 required by Section 501.0165(c), Government Code, as amended by  
5 this Act.

6 SECTION 6. The change in law made by this Act applies only  
7 to the discharge or release of an inmate on parole, mandatory  
8 supervision, or conditional pardon that occurs on or after December  
9 1, 2021. A discharge or release that occurs before that date is  
10 governed by the law in effect immediately before the effective date  
11 of this Act, and the former law is continued in effect for that  
12 purpose.

13 SECTION 7. This Act takes effect September 1, 2021.