

By: Hefner

H.B. No. 3927

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the issuance and use of certain temporary motor vehicle  
3 tags and the classification of temporary motor vehicle tags as  
4 governmental records for purposes of certain criminal offenses.

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

6 SECTION 1. Section 503.0626(c), Transportation Code, is  
7 amended to read as follows:

8 (c) Before a dealer's or converter's temporary tag may be  
9 displayed on a vehicle, the dealer or converter must enter into the  
10 database through the Internet information on the vehicle and  
11 information about the dealer or converter as prescribed by the  
12 department. ~~[The department may not deny access to the database to  
13 any dealer who holds a general distinguishing number issued under  
14 this chapter or who is licensed under Chapter 2301, Occupations  
15 Code, or to any converter licensed under Chapter 2301, Occupations  
16 Code.]~~

17 SECTION 2. Section 503.0631(c), Transportation Code, is  
18 amended to read as follows:

19 (c) Except as provided by Subsection (d), before a buyer's  
20 temporary tag may be displayed on a vehicle, a dealer must enter  
21 into the database through the Internet information about the buyer  
22 of the vehicle for which the tag was issued as prescribed by the  
23 department and generate a vehicle-specific number for the tag as  
24 required by Section 503.063(e). ~~[The department may not deny~~

1 ~~access to the database to any dealer who holds a general~~  
2 ~~distinguishing number issued under this chapter or who is licensed~~  
3 ~~under Chapter 2301, Occupations Code.]~~

4 SECTION 3. Sections 503.067(b) and (d), Transportation  
5 Code, are amended to read as follows:

6 (b) A person may not operate a vehicle that displays:

7 (1) a temporary tag in violation of this chapter or  
8 Chapter 502; or

9 (2) any other ~~an~~ unauthorized temporary tag.

10 (d) A person may not sell or distribute a temporary tag or an  
11 item represented to be a temporary tag unless the person is ~~[+~~

12 ~~[(-)]~~ a dealer issuing the tag in connection with the  
13 sale of a vehicle ~~[, or~~

14 ~~[-(2) a printer or distributor engaged in the business~~  
15 ~~of selling temporary tags solely for uses authorized under this~~  
16 ~~chapter].~~

17 SECTION 4. Section 37.01(2), Penal Code, is amended to read  
18 as follows:

19 (2) "Governmental record" means:

20 (A) anything belonging to, received by, or kept  
21 by government for information, including a court record;

22 (B) anything required by law to be kept by others  
23 for information of government;

24 (C) a license, certificate, permit, seal, title,  
25 letter of patent, or similar document issued by government, by  
26 another state, or by the United States, including a temporary motor  
27 vehicle tag issued under Chapter 502 or 503, Transportation Code;

1           (D) a standard proof of motor vehicle liability  
2 insurance form described by Section 601.081, Transportation Code, a  
3 certificate of an insurance company described by Section 601.083 of  
4 that code, a document purporting to be such a form or certificate  
5 that is not issued by an insurer authorized to write motor vehicle  
6 liability insurance in this state, an electronic submission in a  
7 form described by Section 502.046(i), Transportation Code, or an  
8 evidence of financial responsibility described by Section 601.053  
9 of that code;

10           (E) an official ballot or other election record;  
11 or

12           (F) the written documentation a mobile food unit  
13 is required to obtain under Section 437.0074, Health and Safety  
14 Code.

15           SECTION 5. The change in law made by this Act applies only  
16 to an offense committed on or after the effective date of this Act.  
17 An offense committed before the effective date of this Act is  
18 governed by the law in effect on the date the offense was committed,  
19 and the former law is continued in effect for that purpose. For  
20 purposes of this section, an offense was committed before the  
21 effective date of this Act if any element of the offense occurred  
22 before that date.

23           SECTION 6. This Act takes effect September 1, 2021.