

1-1 By: Patterson (Senate Sponsor - Whitmire) H.B. No. 842
1-2 (In the Senate - Received from the House April 17, 2023;
1-3 April 18, 2023, read first time and referred to Committee on
1-4 Transportation; April 26, 2023, reported favorably by the
1-5 following vote: Yeas 9, Nays 0; April 26, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	<u>X</u>			
1-9	<u>X</u>			
1-10	<u>X</u>			
1-11	<u>X</u>			
1-12	<u>X</u>			
1-13	<u>X</u>			
1-14	<u>X</u>			
1-15	<u>X</u>			
1-16	<u>X</u>			

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to prohibiting the suspension of a person's driver's
1-20 license or extension of the period of a driver's license suspension
1-21 for certain driving while license invalid convictions; authorizing
1-22 a fee.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section [521.292\(a\)](#), Transportation Code, is
1-25 amended to read as follows:

1-26 (a) Except as provided by Section [521.457\(h\)](#), the [The]
1-27 department shall suspend the person's license if the department
1-28 determines that the person:

1-29 (1) has operated a motor vehicle on a highway while the
1-30 person's license was suspended, canceled, disqualified, or
1-31 revoked, or without a license after an application for a license was
1-32 denied;

1-33 (2) is a habitually reckless or negligent operator of
1-34 a motor vehicle;

1-35 (3) is a habitual violator of the traffic laws;

1-36 (4) has permitted the unlawful or fraudulent use of
1-37 the person's license;

1-38 (5) has committed an offense in another state or
1-39 Canadian province that, if committed in this state, would be
1-40 grounds for suspension;

1-41 (6) has been convicted of two or more separate
1-42 offenses of a violation of a restriction imposed on the use of the
1-43 license;

1-44 (7) has been responsible as a driver for any accident
1-45 resulting in serious personal injury or serious property damage;

1-46 (8) is under 18 years of age and has been convicted of
1-47 two or more moving violations committed within a 12-month period;
1-48 or

1-49 (9) has committed an offense under Section [545.421](#).

1-50 SECTION 2. Section [521.343\(c\)](#), Transportation Code, is
1-51 amended to read as follows:

1-52 (c) Except as provided by Section [521.457\(h\)](#), if [~~If~~] the
1-53 license holder is convicted of operating a motor vehicle while the
1-54 license to operate a motor vehicle is cancelled, disqualified,
1-55 suspended, revoked, or denied, the period is extended for the same
1-56 term as the original suspension or disqualification, in addition to
1-57 any penalty assessed under this chapter or Chapter [522](#).

1-58 SECTION 3. Section [521.457](#), Transportation Code, is amended
1-59 by adding Subsections (h), (i), and (j) to read as follows:

1-60 (h) Except as provided by Subsection (i), the department may
1-61 not suspend a person's driver's license under Section

2-1 521.292(a)(1), or extend the period a person's driver's license is
2-2 suspended under Section 521.343(c), for a conviction of an offense
2-3 under this section if:

2-4 (1) the offense was committed before September 1,
2-5 2019;

2-6 (2) the person was convicted of the offense after
2-7 August 31, 2023; and

2-8 (3) the person pays the department the fee required
2-9 under Section 521.313(a) or any other fee required for the
2-10 reinstatement of the person's driver's license in the manner
2-11 prescribed by the department.

2-12 (i) Subsection (h) does not apply to:

2-13 (1) a commercial driver's license issued under Chapter
2-14 522; or

2-15 (2) a person who was transporting hazardous materials
2-16 or operating a commercial motor vehicle at the time of the offense
2-17 under this section.

2-18 (j) The fee collected under Subsection (h)(3) shall be
2-19 deposited to the credit of the Texas mobility fund.

2-20 SECTION 4. This Act takes effect September 1, 2023.

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