

## **BILL ANALYSIS**

Senate Research Center  
78R5313 MTB-F

S.B. 582  
By: Williams  
Criminal Justice  
4/22/2003  
As Filed

### **DIGEST AND PURPOSE**

Currently, certain types of suspensions are excluded from Driving While License Suspended/Invalid (DWLS/DWLI) prosecution. As proposed, S.B. 582 replaces specific references to each section of the law with a general statement to include all suspensions, revocations, cancellations, denials, or probations. This bill also combines the charges of DWLS/DWLI into one charge under Chapter 521, Transportation Code.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Sections 521.457(a), (b), and (f), Transportation Code, as follows:

- (a) Provides for the consolidation of certain offenses relating to the driving of a motor vehicle while a driver's license or privilege to operate a motor vehicle is invalid. Makes conforming changes.
- (b) Makes a conforming change.
- (f) Provides that if it is shown on the trial of an offense under this section that the person has previously been convicted of an offense under this section or an offense under Section 601.371(a), as that law existed before September 1, 2003, the offense is a Class A misdemeanor.

SECTION 2. Amends Section 601.371, Transportation Code, to delete existing Subdivision (a) relating to a person committing an offense if a person operates a motor vehicle on a highway under certain conditions. Deletes existing text "driver's license, nonresident's operating privilege" relating to a person not receiving certain information as an affirmative defense to prosecution under this section. Deletes existing text "under Section 521.457" relating to prior convictions of a person on trial for an offense under this section. Redesignates existing Subdivisions (b)-(f) as (a)-(e).

SECTION 3. Makes application of this Act prospective

SECTION 4. Effective date: September 1, 2003.