

By: Pitts

H.B. No. 1310

A BILL TO BE ENTITLED

AN ACT

relating to authorizing the Texas Department of Public Safety to enter into contracts for the periodic reporting of certain information in the department's driver's license files to certain other persons.

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

SECTION 1. Subchapter C, Chapter 521, Transportation Code, is amended by adding Section 521.058 to read as follows:

Sec. 521.058. CONTRACTS FOR DISCLOSURE OF CERTAIN INFORMATION. (a) The department may enter into a contract with a person to provide the person with certain information from the department's driver's license files if:

(1) the person:

(A) is a motor vehicle insurance company, a motor vehicle insurance support organization, or an entity that self-insures its motor vehicles; and

(B) is eligible to receive the information under Chapter 730; and

(2) the information is requested in connection with one or more of the following:

(A) claims investigation activities;

(B) antifraud activities; or

(C) insurance rating or underwriting.

(b) Information provided under Subsection (a) must:

1 (1) be authorized to be released under Section 521.045
2 or 521.046; and

3 (2) relate to the current license status of
4 individuals, traffic law convictions of individuals, or
5 suspension, revocation, or denial actions in connection with
6 individuals' driver's licenses that occur during the period
7 specified in the contract.

8 (c) A contract entered into under this section must require:

9 (1) the person who will receive a report from the
10 department under the contract to:

11 (A) provide the department with a list containing
12 the driver's license number or the full name and date of birth of
13 each individual about whom information is requested; and

14 (B) agree to purchase under Section 521.056 the
15 three-year driving record of each individual included in a report
16 received from the department; and

17 (2) the department to:

18 (A) search the department's driver's license
19 databases to determine which of the individuals on the list
20 submitted have had a conviction, suspension, or revocation activity
21 posted during the period specified in the contract; and

22 (B) provide a report to the person who submitted
23 the list of the name, date of birth, and driver's license number of
24 the driver.

25 (d) The fee for a report provided by the department under
26 Subsection (c) is \$6 for each group of 100 individuals. The fee for
27 the report is in addition to the fee for each three-year driving

1 record provided by the department with the report.

2 (e) The department may require a person entering into a
3 contract with the department under this section to provide the
4 department with a certified check, cashier's check, or bond issued
5 by a surety company authorized to do business in this state in an
6 amount equal to the first payment due under the contract to
7 guarantee the person's performance under the contract.

8 (f) To the fullest extent practicable, the services of the
9 department under a contract entered into under this section shall
10 be provided by, through, or in conjunction with the interactive
11 system established under Section 521.055.

12 SECTION 2. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2003.