

By: Garza

H.B. No. 3103

A BILL TO BE ENTITLED

AN ACT

1
2 relating to duplicate driver's licenses, the suspension of driver's
3 licenses, and the suspension of vehicle registrations following
4 certain suspensions of driver's licenses.

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

6 SECTION 1. Section 521.146, Transportation Code, is amended
7 to read as follows:

8 Sec. 521.146. APPLICATION FOR DUPLICATE LICENSE OR
9 CERTIFICATE. (a) If a driver's license or certificate issued under
10 this chapter is lost or destroyed, or there is a change in pertinent
11 information, the person to whom the license or certificate was
12 issued may obtain a duplicate or corrected version.

13 (b) A person who moves from the address shown on the license
14 or certificate or changes the person's name must notify the
15 department of the change and apply for a duplicate license or
16 certificate not later than the 30th day after the date on which the
17 change takes effect.

18 (c) An applicant for a corrected driver's license or
19 certificate must submit to the department the required fee,
20 accompanied by the required information that has changed with proof
21 satisfactory to the department that supports the change.

22 (d) [~~(c)~~] The department by rule may provide that the holder
23 of a driver's license or identification certificate issued by the
24 department may apply for the issuance of a duplicate license or

1 certificate by mail, by telephone, over the Internet, or by other
2 electronic means.

3 (e) [~~(d)~~] A rule adopted under Subsection (d) [~~(e)~~] may
4 prescribe eligibility standards for issuance of a duplicate
5 driver's license or identification certificate under this section.

6 SECTION 2. Section 521.341, Transportation Code, is amended
7 to read as follows:

8 Sec. 521.341. REQUIREMENTS FOR AUTOMATIC LICENSE
9 SUSPENSION. Except as provided by Sections 521.344(d)-(i), a
10 license is automatically suspended on final conviction of the
11 license holder of:

12 (1) an offense under Section 19.05, Penal Code,
13 committed as a result of the holder's criminally negligent
14 operation of a motor vehicle;

15 (2) an offense under Section 38.04, Penal Code, that
16 was committed while operating a motor vehicle;

17 (3) an offense under Section 49.04 or 49.08, Penal
18 Code;

19 (4) an offense under Section 49.07, Penal Code, if the
20 person used a motor vehicle in the commission of the offense;

21 (5) an offense punishable as a felony under the motor
22 vehicle laws of this state;

23 (6) an offense under Section 550.021; or

24 (7) an offense under Section 521.451 or 521.453.

25 SECTION 3. Section 601.162(b), Transportation Code, is
26 amended to read as follows:

27 (b) If a suspension is terminated under Subsection

1 (a)(3)(C), on notice of a default in the payment of an installment
2 under the agreement, the department shall promptly suspend the
3 driver's license and vehicle registration or nonresident's
4 operating privilege of the person defaulting. A suspension under
5 this subsection continues until:

6 (1) the person deposits and maintains security in
7 accordance with Section 601.153 in an amount determined by the
8 department at the time of suspension under this subsection and
9 files evidence of financial responsibility in accordance with
10 Section 601.153; or

11 (2) the second anniversary of the date security was
12 required [~~deposited~~] under Subdivision (1) if, during that period,
13 an action on the agreement has not been instituted in a court in
14 this state.

15 SECTION 4. Section 601.340(a), Transportation Code, is
16 amended to read as follows:

17 (a) Except as provided by Subsection (b) or (c), the
18 department shall suspend the registration of each motor vehicle
19 registered in the name of a person if the department:

20 (1) under any state law, other than Section
21 521.341(7) [~~521.341(6)~~], suspends or revokes the person's driver's
22 license on receipt of a record of a conviction or a forfeiture of
23 bail; or

24 (2) receives a record of a guilty plea of the person
25 entered for an offense for which the department would be required to
26 suspend the driver's license of a person convicted of the offense.

27 SECTION 5. Sections 521.054, 521.102, and 521.423,

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1 Transportation Code, and Section 522.029(f), Transportation Code,
2 as added by Chapter 1156, Acts of the 75th Legislature, Regular
3 Session, 1997, are repealed.

4 SECTION 6. This Act takes effect September 1, 2003.