

1-1 By: Ogden S.B. No. 696  
1-2 (In the Senate - Filed February 23, 2005; March 2, 2005,  
1-3 read first time and referred to Committee on Transportation and  
1-4 Homeland Security; May 3, 2005, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 5, Nays 1;  
1-6 May 3, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 696 By: Wentworth

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to testing and examination fee requirements for certain  
1-11 provisional license holders.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 521.273, Transportation Code, is amended  
1-14 by adding Subsection (c) to read as follows:

1-15 (c) The department shall require a provisional license  
1-16 holder to pass the examination under Section 521.161(b)(2) before  
1-17 issuing a renewal driver's license to the holder if the license  
1-18 holder:

- 1-19 (1) has been convicted of a moving violation; or  
1-20 (2) has had the holder's license suspended by the  
1-21 department.

1-22 SECTION 2. Subsection (a), Section 521.313, Transportation  
1-23 Code, is amended to read as follows:

1-24 (a) A license suspended or revoked under this subchapter may  
1-25 not be reinstated or another license issued to the person until:

1-26 (1) the person pays the department a fee of \$100 in  
1-27 addition to any other fee required by law; and

1-28 (2) if the person is a provisional license holder, the  
1-29 person has passed the examination under Section 521.161(b)(2).

1-30 SECTION 3. Subchapter O, Chapter 521, Transportation Code,  
1-31 is amended by adding Section 521.351 to read as follows:

1-32 Sec. 521.351. EXAMINATION FOR REINSTATEMENT OF PROVISIONAL  
1-33 LICENSE. The department shall require a provisional license holder  
1-34 to pass the examination under Section 521.161(b)(2) before  
1-35 reinstating a provisional license that has been suspended under  
1-36 this subchapter.

1-37 SECTION 4. Subsection (a), Section 521.377, Transportation  
1-38 Code, is amended to read as follows:

1-39 (a) The department, on payment of the applicable fee, shall  
1-40 reinstate a person's license or, if the person otherwise qualifies  
1-41 for a license, issue the license, if:

1-42 (1) the department receives notification from the  
1-43 clerk of the court in which the person was convicted that the person  
1-44 has successfully completed an educational program under this  
1-45 subchapter; ~~and~~

1-46 (2) the person's driver's license has been suspended  
1-47 or license application denied for at least the period provided by  
1-48 Section 521.372(c); and

1-49 (3) if the person is a provisional license holder, the  
1-50 person has passed the examination under Section 521.161(b)(2).

1-51 SECTION 5. Section 521.421, Transportation Code, is amended  
1-52 by adding Subsections (i) and (j) to read as follows:

1-53 (i) In addition to the fee in Subsection (c), an applicant  
1-54 applying for a renewal or reinstatement of a provisional license  
1-55 must pay a \$10 examination fee if the applicant takes the  
1-56 examination required by Section 521.161(b)(2).

1-57 (j) The fee collected under Subsection (i) must be deposited  
1-58 to the credit of a special account in the general revenue fund and  
1-59 may be used only by the department for the administration of this  
1-60 chapter.

1-61 SECTION 6. This Act applies only to an application for the  
1-62 renewal or reinstatement of a provisional driver's license  
1-63 submitted on or after the effective date of this Act.

2-1 SECTION 7. This Act takes effect September 1, 2005.

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