

1-1 By: Averitt S.B. No. 1251
1-2 (In the Senate - Filed March 6, 2007; March 14, 2007, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; April 19, 2007, reported favorably by the following
1-5 vote: Yeas 7, Nays 2; April 19, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the access, use, or retention of certain electronically
1-9 readable information on a driver's license, commercial driver's
1-10 license, or personal identification certificate; providing
1-11 penalties.

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

1-13 SECTION 1. Subsection (b), Section 521.126, Transportation
1-14 Code, is amended to read as follows:

1-15 (b) Except as provided by Subsections (d), (e), and (g), a
1-16 person commits an offense if the person:

1-17 (1) accesses or uses electronically readable
1-18 information derived from a driver's license, commercial driver's
1-19 license, or personal identification certificate without the
1-20 consent of the license or certificate holder; or

1-21 (2) compiles or maintains a database of electronically
1-22 readable information derived from driver's licenses, commercial
1-23 driver's licenses, or personal identification certificates without
1-24 the consent of each license or certificate holder whose information
1-25 is compiled or maintained.

1-26 SECTION 2. (a) The change in law made by this Act applies
1-27 only to an offense committed on or after the effective date of this
1-28 Act. For the purposes of this section, an offense is committed
1-29 before the effective date of this Act if any element of the offense
1-30 occurs before that date.

1-31 (b) An offense committed before the effective date of this
1-32 Act is covered by the law in effect when the offense was committed,
1-33 and the former law is continued in effect for that purpose.

1-34 SECTION 3. This Act takes effect September 1, 2007.

1-35 * * * * *