

By: Seliger

S.B. No. 1260

A BILL TO BE ENTITLED

AN ACT

relating to the issuance of a nonresident commercial driver's license.

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

SECTION 1. Section 522.013, Transportation Code, is amended by amending Subsection (d) and adding Subsections (e) and (f) to read as follows:

(d) "Nonresident" must appear on the face of a ~~[nonresident commercial driver's]~~ license issued under this section.

(e) The department may issue a temporary nonresident commercial driver's license to a person who does not present a social security card as required by Section 522.021(a-1)(1) but who otherwise meets the requirements for a nonresident commercial driver's license, including the requirement that the commercial motor vehicle testing and licensing standards of the country of which the applicant is a resident not meet the testing and licensing standards established by 49 C.F.R. Part 383. A license issued under this subsection:

(1) expires on the earlier of:

(A) the 60th day after the date the license is issued;

(B) the expiration date of the visa presented under Section 522.021(a-1)(2)(B); or

(C) the expiration date of the Form I-94

1 Arrival/Departure record, or a successor document, presented under
2 Section 522.021(a-1)(2)(C); and

3 (2) may not be renewed.

4 (f) The department may not issue more than one temporary
5 nonresident commercial driver's license to a person.

6 SECTION 2. Section 522.021, Transportation Code, is amended
7 by adding Subsection (a-1) to read as follows:

8 (a-1) If the application is for a nonresident commercial
9 driver's license and the applicant is a resident of a foreign
10 jurisdiction that does not meet the testing and licensing standards
11 established by 49 C.F.R. Part 383, the applicant must present:

12 (1) a social security card issued to the applicant;
13 and

14 (2) each of the following:

15 (A) a passport issued to the applicant by the
16 country of which the applicant is a resident;

17 (B) a Temporary Worker visa; and

18 (C) a Form I-94 Arrival/Departure record or a
19 successor document.

20 SECTION 3. Section 522.029, Transportation Code, is amended
21 by amending Subsection (a) and adding Subsection (j) to read as
22 follows:

23 (a) The fee for a commercial driver's license or commercial
24 driver learner's permit issued by the department is \$60, except as
25 provided by Subsections (f), ~~and~~ (h), and (j).

26 (j) The fee for a nonresident commercial driver's license is
27 \$120. The fee for a temporary nonresident commercial driver's

1 license is \$20.

2 SECTION 4. Section 522.051, Transportation Code, is amended
3 by amending Subsection (a) and adding Subsection (f) to read as
4 follows:

5 (a) Except as provided by Subsection (f) and Sections
6 522.013(e) and [Section] 522.033, an original commercial driver's
7 license or commercial driver learner's permit expires five years
8 after the applicant's next birthday.

9 (f) Except as provided by Section 522.013, a nonresident
10 commercial driver's license other than a temporary nonresident
11 commercial driver's license under Section 522.013(e) expires on the
12 earlier of:

13 (1) the expiration date of the visa presented under
14 Section 522.021(a-1)(2)(B); or

15 (2) the expiration date of the Form I-94
16 Arrival/Departure record, or a successor document, presented under
17 Section 522.021(a-1)(2)(C).

18 SECTION 5. The changes in law made by this Act apply only to
19 a nonresident commercial driver's license for which an original or
20 renewal application is filed on or after the effective date of this
21 Act.

22 SECTION 6. This Act takes effect September 1, 2007.