

1-1 By: Seliger S.B. No. 1260
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 23, 2007, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 1;
1-6 April 23, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1260 By: Carona

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

1-10 relating to the issuance of a nonresident commercial driver's
1-11 license.

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

1-13 SECTION 1. Section 522.013, Transportation Code, is amended
1-14 by amending Subsection (d) and adding Subsections (e) and (f) to
1-15 read as follows:

1-16 (d) "Nonresident" must appear on the face of a [~~nonresident~~
1-17 ~~commercial driver's~~] license issued under this section.

1-18 (e) The department may issue a temporary nonresident
1-19 commercial driver's license to a person who does not present a
1-20 social security card as required by Section 522.021(a-1)(1) but who
1-21 otherwise meets the requirements for a nonresident commercial
1-22 driver's license, including the requirement that the commercial
1-23 motor vehicle testing and licensing standards of the country of
1-24 which the applicant is a resident not meet the testing and licensing
1-25 standards established by 49 C.F.R. Part 383. A license issued under
1-26 this subsection:

1-27 (1) expires on the earlier of:

1-28 (A) the 60th day after the date the license is
1-29 issued;

1-30 (B) the expiration date of the visa presented
1-31 under Section 522.021(a-1)(2)(B); or

1-32 (C) the expiration date of the Form I-94
1-33 Arrival/Departure record, or a successor document, presented under
1-34 Section 522.021(a-1)(2)(C); and

1-35 (2) may not be renewed.

1-36 (f) The department may not issue more than one temporary
1-37 nonresident commercial driver's license to a person.

1-38 SECTION 2. Section 522.021, Transportation Code, is amended
1-39 by adding Subsection (a-1) to read as follows:

1-40 (a-1) If the application is for a nonresident commercial
1-41 driver's license and the applicant is a resident of a foreign
1-42 jurisdiction that does not meet the testing and licensing standards
1-43 established by 49 C.F.R. Part 383, the applicant must present:

1-44 (1) a social security card issued to the applicant;
1-45 and

1-46 (2) each of the following:

1-47 (A) a passport issued to the applicant by the
1-48 country of which the applicant is a resident;

1-49 (B) a Temporary Worker visa; and

1-50 (C) a Form I-94 Arrival/Departure record or a
1-51 successor document.

1-52 SECTION 3. Section 522.029, Transportation Code, is amended
1-53 by amending Subsection (a) and adding Subsection (j) to read as
1-54 follows:

1-55 (a) The fee for a commercial driver's license or commercial
1-56 driver learner's permit issued by the department is \$60, except as
1-57 provided by Subsections (f), ~~and~~ (h), and (j).

1-58 (j) The fee for a nonresident commercial driver's license is
1-59 \$120. The fee for a temporary nonresident commercial driver's
1-60 license is \$20.

1-61 SECTION 4. Section 522.051, Transportation Code, is amended
1-62 by amending Subsection (a) and adding Subsection (f) to read as
1-63 follows:

2-1 (a) Except as provided by Subsection (f) and Sections
2-2 522.013(e) and [Section] 522.033, an original commercial driver's
2-3 license or commercial driver learner's permit expires five years
2-4 after the applicant's next birthday.

2-5 (f) Except as provided by Section 522.013, a nonresident
2-6 commercial driver's license other than a temporary nonresident
2-7 commercial driver's license under Section 522.013(e) expires on the
2-8 earlier of:

2-9 (1) the expiration date of the visa presented under
2-10 Section 522.021(a-1)(2)(B); or

2-11 (2) the expiration date of the Form I-94
2-12 Arrival/Departure record, or a successor document, presented under
2-13 Section 522.021(a-1)(2)(C).

2-14 SECTION 5. The changes in law made by this Act apply only to
2-15 a nonresident commercial driver's license for which an original or
2-16 renewal application is filed on or after the effective date of this
2-17 Act.

2-18 SECTION 6. This Act takes effect September 1, 2007.

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