

By: Heflin

H.B. No. 120

Substitute the following for H.B. No. 120:

By: Burnam

C.S.H.B. No. 120

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the issuance of a driver's license to a peace officer or
3 a special investigator that includes an alternative to the
4 officer's residence address.

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

6 SECTION 1. Subchapter F, Chapter 521, Transportation Code,
7 is amended by adding Section 521.1211 to read as follows:

8 Sec. 521.1211. DRIVER'S LICENSE FOR PEACE OFFICER. (a) In
9 this section:

10 (1) "Peace officer" has the meaning assigned by
11 Article 2.12, Code of Criminal Procedure.

12 (2) "Special investigator" means a person described by
13 Article 2.122, Code of Criminal Procedure.

14 (b) Notwithstanding Section 521.121(a), the department by
15 rule shall adopt procedures for the issuance of a driver's license
16 to a peace officer or a special investigator that omits the license
17 holder's actual residence address and includes, as an alternative,
18 an address that is in the municipality or county of the license
19 holder's residence and is acceptable to the department.

20 (c) To be issued a driver's license under this section, a
21 peace officer or a special investigator must apply to the
22 department and provide sufficient evidence acceptable to the
23 department to establish the applicant's status as a peace officer
24 or a special investigator and the physical address of the officer's

1 or investigator's duty station. On issuance of the license, the
2 license holder shall surrender any other driver's license issued to
3 the holder by the department.

4 (d) If the holder of a driver's license that includes an
5 alternative address moves to a new residence, or begins employment
6 with a different law enforcement agency, or if the name of the
7 person is changed by marriage or otherwise, the license holder
8 shall, not later than the 30th day after the date of the address,
9 name, or employment change, notify the department and provide the
10 department with the number of the person's driver's license and, as
11 applicable, the person's:

- 12 (1) former and new addresses;
13 (2) former and new names; or
14 (3) former and new employing law enforcement agency
15 and the physical address of the person's new duty station.

16 (e) If the holder of a driver's license that includes an
17 alternative address ceases to be a peace officer or a special
18 investigator, the license holder shall, not later than the 30th day
19 after the date of the status change, apply to the department for
20 issuance of a duplicate license. The duplicate license must
21 include the person's actual current residence address.

22 (f) Any civil process that is required by statute or rule to
23 be personally served on a peace officer or a special investigator
24 who has been issued a driver's license under Subsection (b) may be
25 served by delivering a copy of the process to the custodian of
26 records, a designated agent, or a records clerk for the law
27 enforcement agency that employs the officer or investigator.

1 SECTION 2. This Act takes effect September 1, 2009.