

1-1 By: Hughes, et al. (Senate Sponsor - Whitmire) H.B. No. 598
1-2 (In the Senate - Received from the House April 22, 2009;
1-3 May 1, 2009, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 23, 2009, reported
1-5 favorably by the following vote: Yeas 7, Nays 0; May 23, 2009, sent
1-6 to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the information displayed on certain licenses.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 521.001(a), Transportation Code, is
1-12 amended by adding Subdivisions (3-a) and (8-a) to read as follows:

1-13 (3-a) "Federal judge" means:

1-14 (A) a judge of a United States court of appeals;

1-15 (B) a judge of a United States district court;

1-16 (C) a judge of a United States bankruptcy court;

1-17 or

1-18 (D) a magistrate judge of a United States
1-19 district court.

1-20 (8-a) "State judge" means:

1-21 (A) the judge of an appellate court, a district
1-22 court, or a county court at law of this state; or

1-23 (B) an associate judge appointed under Chapter
1-24 201, Family Code.

1-25 SECTION 2. Sections 521.054(a) and (b), Transportation
1-26 Code, are amended to read as follows:

1-27 (a) This section applies to a person who:

1-28 (1) after applying for or being issued a ~~[the]~~ license
1-29 or certificate moves to a new residence ~~[from the]~~ address ~~[stated~~
1-30 ~~in the person's application for a license or certificate];~~

1-31 (2) has used the procedure under Section 521.121(c)
1-32 and whose status as a federal judge, a state judge, or the spouse of
1-33 a federal or state judge becomes inapplicable ~~[moves from the~~
1-34 ~~address shown on the license or certificate held by the person];~~ or

1-35 (3) changes the person's name by marriage or
1-36 otherwise.

1-37 (b) A person subject to this section shall notify the
1-38 department of the change not later than the 30th day after the date
1-39 on which the change takes effect and apply for a duplicate license
1-40 or certificate as provided by Section 521.146. The duplicate
1-41 license must include the person's current residence address.

1-42 SECTION 3. Section 521.121, Transportation Code, is amended
1-43 by amending Subsection (a) and adding Subsection (c) to read as
1-44 follows:

1-45 (a) The driver's license must include:

1-46 (1) a distinguishing number assigned by the department
1-47 to the license holder;

1-48 (2) a color photograph of the entire face of the
1-49 holder;

1-50 (3) the full name and ~~[7]~~ date of birth~~[7, and residence~~
1-51 ~~address]~~ of the holder; ~~[and]~~

1-52 (4) a brief description of the holder; and

1-53 (5) the license holder's residence address or, for a
1-54 license holder using the procedure under Subsection (c), the street
1-55 address of the courthouse in which the license holder or license
1-56 holder's spouse serves as a federal judge or state judge.

1-57 (c) The department shall establish a procedure for a federal
1-58 judge, a state judge, or the spouse of a federal or state judge to
1-59 omit the license holder's residence address on the license and to
1-60 include, in lieu of that address, the street address of the
1-61 courthouse in which the license holder or license holder's spouse
1-62 serves as a federal judge or state judge. In establishing the
1-63 procedure, the department shall require sufficient documentary
1-64 evidence to establish the license holder's status as a federal

judge, a state judge, or the spouse of a federal or state judge.

SECTION 4. Section 521.142(c), Transportation Code, is amended to read as follows:

(c) The application must state:

(1) the sex of the applicant;

(2) the residence address of the applicant, or if the applicant is a federal judge, a state judge, or the spouse of a federal or state judge using the procedure developed under Section 521.121(c), the street address of the courthouse in which the applicant or the applicant's spouse serves as a federal judge or a state judge;

(3) whether the applicant has been licensed to drive a motor vehicle before;

(4) if previously licensed, when and by what state or country;

(5) whether that license has been suspended or revoked or a license application denied;

(6) the date and reason for the suspension, revocation, or denial;

(7) whether the applicant is a citizen of the United States; and

(8) the county of residence of the applicant.

SECTION 5. Section 411.179(c), Government Code, as added by Chapter 1222 (H.B. 2300), Acts of the 80th Legislature, Regular Session, 2007, is amended to read as follows:

(c) In adopting the form of the license under Subsection (a), the department shall establish a procedure for the license of a qualified handgun instructor or of a judge, justice, prosecuting attorney, or assistant prosecuting attorney, as described by Section 46.15(a)(4) or (6), Penal Code, to indicate on the license the license holder's status as a qualified handgun instructor or as a judge, justice, district attorney, criminal district attorney, or county attorney. In establishing the procedure, the department shall require sufficient documentary evidence to establish the license holder's status under this subsection.

SECTION 6. Sections 411.181(a) and (b), Government Code, as amended by Chapters 594 (H.B. 41) and 1222 (H.B. 2300), Acts of the 80th Legislature, Regular Session, 2007, are reenacted and amended to read as follows:

(a) If a person who is a current license holder moves from any residence [the] address stated on the license [~~to a new residence address~~], if the name of the person is changed by marriage or otherwise, or if the person's status [~~as a judge, justice, district attorney, prosecuting attorney, or assistant prosecuting attorney, as a federal judge, a state judge, or the spouse of a federal judge or state judge,~~] becomes inapplicable for purposes of the information required to be displayed on the license under Section 411.179 [411.179(c)], the person shall, not later than the 30th day after the date of the address, name, or status change, notify the department and provide the department with the number of the person's license and, as applicable, the person's:

(1) former and new addresses; [~~or~~]

(2) former and new names; or

(3) former and new status.

(b) If the name of the license holder is changed by marriage or otherwise, or if the person's status [~~as a federal judge or state judge, or the spouse of a federal judge or state judge~~] becomes inapplicable as described by Subsection (a), the person shall apply for a duplicate license. The duplicate license must reflect [~~include~~] the person's current name, residence address, and status.

SECTION 7. Section 411.187(a), Government Code, is amended to read as follows:

(a) A license may be suspended under this section if the license holder:

(1) is charged with the commission of a Class A or Class B misdemeanor or an offense under Section 42.01, Penal Code, or of a felony under an information or indictment;

(2) fails to display a license as required by Section 411.205;

(3) fails to notify the department of a change of address, ~~or~~ name, or status as required by Section 411.181;

(4) carries a concealed handgun under the authority of this subchapter of a different category than the license holder is licensed to carry;

(5) fails to return a previously issued license after a license is modified as required by Section 411.184(d);

(6) commits an act of family violence and is the subject of an active protective order rendered under Title 4, Family Code; or

(7) is arrested for an offense involving family violence or an offense under Section 42.072, Penal Code, and is the subject of an order for emergency protection issued under Article 17.292, Code of Criminal Procedure.

SECTION 8. This Act takes effect September 1, 2009.

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