

1-1 By: Carona S.B. No. 501  
1-2 (In the Senate - Filed January 20, 2009; February 17, 2009,  
1-3 read first time and referred to Committee on Transportation and  
1-4 Homeland Security; April 20, 2009, reported favorably by the  
1-5 following vote: Yeas 8, Nays 0; April 20, 2009, sent to printer.)

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

1-8 relating to the civil consequences of certain convictions on a  
1-9 person who holds a commercial driver's license and of certain  
1-10 adjudications on the driver's license or permit of a child.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (d), Section 522.081, Transportation  
1-13 Code, is amended to read as follows:

1-14 (d) A person is disqualified from driving a commercial motor  
1-15 vehicle for life:

1-16 (1) if the person is convicted two or more times of an  
1-17 offense specified by Subsection (b)(2), or a combination of those  
1-18 offenses, arising from two or more separate incidents;

1-19 (2) if the person uses a motor vehicle in the  
1-20 commission of a felony involving:

1-21 (A) the manufacture, distribution, or dispensing  
1-22 of a controlled substance; or

1-23 (B) possession with intent to manufacture,  
1-24 distribute, or dispense a controlled substance; ~~or~~

1-25 (3) for any combination of two or more of the  
1-26 following, arising from two or more separate incidents:

1-27 (A) a conviction of the person for an offense  
1-28 described by Subsection (b)(2);

1-29 (B) a refusal by the person described by  
1-30 Subsection (b)(3); and

1-31 (C) an analysis of the person's blood, breath, or  
1-32 urine described by Subsection (b)(4); or

1-33 (4) if the person uses a motor vehicle in the  
1-34 commission of an offense under 8 U.S.C. Section 1324 that involves  
1-35 the transportation, concealment, or harboring of an alien.

1-36 SECTION 2. Subsection (a), Section 54.042, Family Code, is  
1-37 amended to read as follows:

1-38 (a) A juvenile court, in a disposition hearing under Section  
1-39 54.04, shall:

1-40 (1) order the Department of Public Safety to suspend a  
1-41 child's driver's license or permit, or if the child does not have a  
1-42 license or permit, to deny the issuance of a license or permit to  
1-43 the child if the court finds that the child has engaged in conduct  
1-44 that:

1-45 (A) violates a law of this state enumerated in  
1-46 Section 521.342(a), Transportation Code; or

1-47 (B) violates a penal law of this state or the  
1-48 United States, an element or elements of which involve a severe form  
1-49 of trafficking in persons, as defined by 22 U.S.C. Section 7102; or

1-50 (2) notify the Department of Public Safety of the  
1-51 adjudication, if the court finds that the child has engaged in  
1-52 conduct that violates a law of this state enumerated in Section  
1-53 521.372(a), Transportation Code.

1-54 SECTION 3. (a) The change in law made by this Act to  
1-55 Section 522.081, Transportation Code, applies only in connection  
1-56 with a conviction that becomes final on or after the effective date  
1-57 of this Act. A conviction that became final before the effective  
1-58 date of this Act is covered by Section 522.081, Transportation  
1-59 Code, as that section existed on the date the conviction became  
1-60 final, and the former law is continued in effect for that purpose.

1-61 (b) The change in law made by this Act in amending Section  
1-62 54.042, Family Code, applies only to conduct that occurs on or after  
1-63 the effective date of this Act. Conduct that occurred before the  
1-64 effective date of this Act is covered by the law in effect at the

2-1 time the conduct occurred, and the former law is continued in effect  
2-2 for that purpose.

2-3 SECTION 4. This Act takes effect September 1, 2009.

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