

By: Carona

S.B. No. 1094

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the submission of reports on certain convictions or
3 adjudications relating to the operation of motor vehicles to the
4 Department of Public Safety of the State of Texas.

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

6 SECTION 1. Subsections (a) and (b), Section 522.061,
7 Transportation Code, are amended to read as follows:

8 (a) A person who holds or is required to hold a commercial
9 driver's license under this chapter and who is convicted in another
10 state of violating a state law or local ordinance relating to motor
11 vehicle traffic control shall notify the department in the manner
12 specified by the department not later than the seventh [~~30th~~] day
13 after the date of conviction.

14 (b) A person who holds or is required to hold a commercial
15 driver's license under this chapter and who is convicted in this
16 state or another state of violating a state law or local ordinance
17 relating to motor vehicle traffic control, including a law
18 regulating the operation of vehicles on highways, shall notify the
19 person's employer in writing of the conviction not later than the
20 seventh [~~30th~~] day after the date of conviction.

21 SECTION 2. Section 543.203, Transportation Code, is amended
22 to read as follows:

23 Sec. 543.203. SUBMITTING RECORD TO DEPARTMENT. Not later
24 than the seventh [~~30th~~] day after the date of conviction or

1 forfeiture of bail of a person on a charge of violating a law
2 regulating the operation of a vehicle on a highway or conviction of
3 a person of negligent homicide or a felony in the commission of
4 which a vehicle was used, the magistrate, judge, or clerk of the
5 court in which the conviction was had or bail was forfeited shall
6 immediately submit to the department a written record of the case
7 containing the information required by Section 543.202.

8 SECTION 3. Subsection (a), Section 543.204, Transportation
9 Code, is amended to read as follows:

10 (a) A justice of the peace or municipal judge who defers
11 further proceedings, suspends all or part of the imposition of the
12 fine, and places a defendant on probation under Article 45.051,
13 Code of Criminal Procedure, or a county court judge who follows that
14 procedure under Article 42.111, Code of Criminal Procedure, may not
15 submit a written record to the department, except that if the
16 justice or judge subsequently adjudicates the defendant's guilt,
17 the justice or judge shall submit the record not later than the
18 seventh [~~30th~~] day after the date on which the justice or judge
19 adjudicates guilt.

20 SECTION 4. The change in law made by this Act applies only
21 to a conviction, forfeiture of bail, or adjudication of guilt that
22 occurs on or after the effective date of this Act.

23 SECTION 5. This Act takes effect September 1, 2009.