

1-1 By: Carona S.B. No. 1094
1-2 (In the Senate - Filed February 24, 2009; April 13, 2009,
1-3 read first time and referred to Committee on Transportation and
1-4 Homeland Security; April 8, 2009, reported favorably by the
1-5 following vote: Yeas 9, Nays 0; April 8, 2009, sent to printer.)

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

1-8 relating to the submission of reports on certain convictions or
1-9 adjudications relating to the operation of motor vehicles to the
1-10 Department of Public Safety of the State of Texas.

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

1-12 SECTION 1. Subsections (a) and (b), Section 522.061,
1-13 Transportation Code, are amended to read as follows:

1-14 (a) A person who holds or is required to hold a commercial
1-15 driver's license under this chapter and who is convicted in another
1-16 state of violating a state law or local ordinance relating to motor
1-17 vehicle traffic control shall notify the department in the manner
1-18 specified by the department not later than the seventh [~~30th~~] day
1-19 after the date of conviction.

1-20 (b) A person who holds or is required to hold a commercial
1-21 driver's license under this chapter and who is convicted in this
1-22 state or another state of violating a state law or local ordinance
1-23 relating to motor vehicle traffic control, including a law
1-24 regulating the operation of vehicles on highways, shall notify the
1-25 person's employer in writing of the conviction not later than the
1-26 seventh [~~30th~~] day after the date of conviction.

1-27 SECTION 2. Section 543.203, Transportation Code, is amended
1-28 to read as follows:

1-29 Sec. 543.203. SUBMITTING RECORD TO DEPARTMENT. Not later
1-30 than the seventh [~~30th~~] day after the date of conviction or
1-31 forfeiture of bail of a person on a charge of violating a law
1-32 regulating the operation of a vehicle on a highway or conviction of
1-33 a person of negligent homicide or a felony in the commission of
1-34 which a vehicle was used, the magistrate, judge, or clerk of the
1-35 court in which the conviction was had or bail was forfeited shall
1-36 immediately submit to the department a written record of the case
1-37 containing the information required by Section 543.202.

1-38 SECTION 3. Subsection (a), Section 543.204, Transportation
1-39 Code, is amended to read as follows:

1-40 (a) A justice of the peace or municipal judge who defers
1-41 further proceedings, suspends all or part of the imposition of the
1-42 fine, and places a defendant on probation under Article 45.051,
1-43 Code of Criminal Procedure, or a county court judge who follows that
1-44 procedure under Article 42.111, Code of Criminal Procedure, may not
1-45 submit a written record to the department, except that if the
1-46 justice or judge subsequently adjudicates the defendant's guilt,
1-47 the justice or judge shall submit the record not later than the
1-48 seventh [~~30th~~] day after the date on which the justice or judge
1-49 adjudicates guilt.

1-50 SECTION 4. The change in law made by this Act applies only
1-51 to a conviction, forfeiture of bail, or adjudication of guilt that
1-52 occurs on or after the effective date of this Act.

1-53 SECTION 5. This Act takes effect September 1, 2009.

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