1-1 By: Lucio   S.B. No. 1386
1-2   (In the Senate - Filed March 9, 2011; March 22, 2011, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; April 29, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-6 April 29, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1386   By: Watson

1-8   A BILL TO BE ENTITLED
1-9   AN ACT
1-10 relating to the refusal to register motor vehicles by a county
1-11 assessor-collector or the Texas Department of Motor Vehicles.
1-12   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-13   SECTION 1.   Section 502.185, Transportation Code, is amended
1-14 by amending Subsections (a), (b), and (f) and adding Subsection
1-15 (f-1) to read as follows:
1-16   (a) A county assessor-collector or the department may
1-17 refuse to register a motor vehicle if the assessor-collector or the
1-18 department receives information that the owner of the vehicle:
1-19   (1) owes the county money for a fine, fee, or tax that
1-20 is past due; or
1-21   (2) failed to appear in connection with a complaint or
1-22 citation relating to a county fine, fee, or tax.
1-23   (b) A county may contract with the department or the county
1-24 assessor-collector to provide information to the department or the
1-25 assessor-collector necessary to make a determination under
1-26 Subsection (a).
1-27   (f) A county that has a contract under Subsection (b) may
1-28 impose an additional fee of $20 to:
1-29   (1) a person who fails to pay [paying] a fine, fee, or
1-30 tax to the county by the date on which the fine, fee, or tax is
1-31 [after it is past] due; or
1-32   (2) a person who fails to appear in connection with a
1-33 complaint or citation relating to a county fine, fee, or tax.
1-34   (f-1) The additional fee may be used only to reimburse the
1-35 department or the county assessor-collector for its expenses for
1-36 providing services under the contract.
1-37   SECTION 2.   Section 702.003, Transportation Code, is amended
1-38 by amending Subsections (b) and (c) and adding Subsection (e-1) to
1-39 read as follows:
1-40   (b) A municipality may contract with the assessor-collector
1-41 for the [a] county in which the municipality is located or the
1-42 department to provide information to the county assessor-collector
1-43 or department necessary to make a determination under Subsection
1-44 (a).
1-45   (c) A municipality that has a contract under Subsection (b)
1-46 shall notify the county assessor-collector or the department
1-47 regarding a person for whom the county assessor-collector or the
1-48 department has refused to register a motor vehicle on:
1-49   (1) entry of a judgment against the person and the
1-50 person's payment to the court of the fine for the violation and of
1-51 all court costs;
1-52   (2) perfection of an appeal of the case for which the
1-53 arrest warrant was issued; or
1-54   (3) dismissal of the charge for which the arrest
1-55 warrant was issued.
1-56   (e-1) A municipality that has a contract under Subsection
1-57 (b) may impose an additional $20 fee to a person who has an
1-58 outstanding warrant from the municipality for failure to appear or
1-59 failure to pay a fine on a complaint that involves the violation of
1-60 a traffic law. The additional fee may be used only to reimburse the
1-61 department or the county assessor-collector for its expenses for
1-62 providing services under the contract.
1-63   SECTION 3.   The changes in law made by Sections 502.185 and

2-1 702.003, Transportation Code, as amended by this Act, apply only to
2-2 a failure to appear or a fine, fee, or tax in connection with a
2-3 complaint or citation issued on or after the effective date of this
2-4 Act. A failure to appear or a fine, fee, or tax in connection with a
2-5 complaint or citation issued before the effective date of this Act
2-6 is subject to the law in effect on that date, and that law is
2-7 continued in effect for that purpose.
2-8   SECTION 4. This Act takes effect September 1, 2011.

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