

1-1 By: Carona S.B. No. 1608
1-2 (In the Senate - Filed March 11, 2011; March 23, 2011, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; April 26, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 April 26, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1608 By: Watson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to operating a motor vehicle without a driver's license or
1-11 financial responsibility; creating a penalty.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subsection (c), Section 521.025, Transportation
1-14 Code, is amended to read as follows:

1-15 (c) A person who violates this section commits an offense.
1-16 An offense under this subsection is a misdemeanor punishable by a
1-17 fine not to exceed \$200, except that:

1-18 (1) for a second conviction within one year after the
1-19 date of the first conviction, the offense is a misdemeanor
1-20 punishable by a fine of not less than \$25 or more than \$200; ~~and~~

1-21 (2) for a third or subsequent conviction within one
1-22 year after the date of the second conviction the offense is a
1-23 misdemeanor punishable by:

1-24 (A) a fine of not less than \$25 or more than \$500;

1-25 (B) confinement in the county jail for not less
1-26 than 72 hours or more than six months; or

1-27 (C) both the fine and confinement; and

1-28 (3) if it is shown on the trial of the offense that at
1-29 the time of the offense the person was operating the motor vehicle
1-30 in violation of Section 601.191 and caused or was at fault in a
1-31 motor vehicle accident that resulted in serious bodily injury to or
1-32 the death of another person, an offense under this section is a
1-33 Class A misdemeanor.

1-34 SECTION 2. The change in law made by this Act applies only
1-35 to an offense committed on or after the effective date of this Act.
1-36 An offense committed before the effective date of this Act is
1-37 governed by the law in effect on the date the offense was committed,
1-38 and the former law is continued in effect for that purpose. For
1-39 purposes of this section, an offense was committed before the
1-40 effective date of this Act if any element of the offense occurred
1-41 before that date.

1-42 SECTION 3. This Act takes effect September 1, 2011.

1-43 * * * * *