

BILL ANALYSIS

S.B. 1705
By: Campbell
Homeland Security & Public Safety
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Currently, the Department of Public Safety of the State of Texas (DPS) is the only entity authorized to administer driving tests for driver's license applicants. S.B. 1705 clarifies existing statute to ensure that the DPS director has the authority to permit other qualified organizations or businesses to administer driving tests. This will give DPS the flexibility to authorize other entities, such as the military, educational institutions, or driver education and training service providers to administer driving tests. DPS establishes testing standards to ensure tests are administered according to DPS specifications. Adding Section 521.165(e) to the Transportation Code will provide explicit authority to delegate all driving tests (even for those under age 18) but does not remove the requirement to test new drivers.

The ability to delegate testing authority to other entities is expected to contribute to reduced wait times and increased efficiency in DPS driver's license offices by augmenting DPS staff resources that are constrained by the length of time required to administer driving tests. Maintaining the high standards currently employed by DPS in driver testing will ensure that driver license applicants are qualified to safely operate a motor vehicle on Texas roadways.

As proposed, S.B. 1705 amends current law relating to the administration of certain examinations required to obtain a driver's license.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Section 521.165, Transportation Code, by adding Subsection (e), as follows:

(e) Authorizes the Department of Public Safety of the State of Texas to authorize an entity described by Subsection (a) (relating to authorizing the director to certify and set standards for the certification of certain employers, government agencies, and other appropriate organizations to allow those persons to train and test for the ability to operate certain types of vehicles), including a driver education school described by Section 521.1655 (Testing by Driver Education School), to administer the examination required by Section 521.161(b)(2) (relating to requiring that the examination include a demonstration of the applicant's ability to exercise ordinary and reasonable control in the operation of certain motor vehicles).

EFFECTIVE DATE

September 1, 2013.