

By: Hinojosa

H.B. No. 3478

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the issuance of and the requirements for obtaining
3 certain driver's licenses or identification certificates;
4 authorizing a fee.

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

6 SECTION 1. Sections 521.009(a), (a-1), and (c),
7 Transportation Code, are amended to read as follows:

8 (a) The department may establish a program for the provision
9 of renewal and duplicate driver's license, election identification
10 certificate, and personal identification certificate services in
11 counties and municipalities that enter into an agreement with the
12 department under Subsection (a-1).

13 (a-1) Under the program, the department may enter into an
14 agreement with the commissioners court of a county or the governing
15 body of a municipality to permit county or municipal employees to
16 provide services at a county or municipal office relating to the
17 issuance of renewal and duplicate driver's licenses, election
18 identification certificates, and personal identification
19 certificates, including:

- 20 (1) taking photographs;
21 (2) administering vision tests;
22 (3) updating a driver's license, election
23 identification certificate, or personal identification certificate
24 to change a name, address, or photograph;

1 (4) distributing and collecting information relating
2 to donations under Section 521.401;

3 (5) collecting fees; and

4 (6) performing other basic ministerial functions and
5 tasks necessary to issue renewal and duplicate driver's licenses,
6 election identification certificates, and personal identification
7 certificates.

8 (c) A participating county or municipality must remit to the
9 department for deposit as required by this chapter fees collected
10 for the issuance of a renewal or duplicate driver's license or
11 personal identification certificate.

12 SECTION 2. Section 521.148, Transportation Code, is amended
13 by adding Subsection (d) to read as follows:

14 (d) This section does not apply to a person who holds a valid
15 driver's license issued by this state or another state that
16 includes an authorization to operate a motorcycle.

17 SECTION 3. Section 521.1601, Transportation Code, as added
18 by Chapter 1413 (S.B. 1317), Acts of the 81st Legislature, Regular
19 Session, 2009, is amended to read as follows:

20 Sec. 521.1601. DRIVER EDUCATION REQUIRED. (a) The
21 department may not issue a driver's license to a person who is
22 younger than 25 years of age unless the person submits to the
23 department a driver education certificate issued under Chapter
24 1001, Education Code, that states that the person has completed and
25 passed:

26 (1) a driver education and traffic safety course
27 conducted by an entity exempt from licensure under Section

1 1001.002, Education Code, or a driver education course approved by
2 the Texas Department of Licensing and Regulation under Chapter
3 1001, Education Code; or

4 (2) if the person is 18 years of age or older, a driver
5 education course approved by the Texas Department of Licensing and
6 Regulation under Section 1001.101 or 1001.1015, Education Code.

7 (b) This section does not apply to a person who holds a valid
8 license issued by another state or a foreign country.

9 SECTION 4. Section 521.428, Transportation Code, is amended
10 to read as follows:

11 Sec. 521.428. COUNTY OR MUNICIPAL FEE. A county or
12 municipality that provides services under an agreement described by
13 Section 521.009 may collect an additional fee of up to \$5 for each
14 transaction provided that relates to driver's license and personal
15 identification certificate services only.

16 SECTION 5. Section 522.034, Transportation Code, is amended
17 by adding Subsection (d) to read as follows:

18 (d) This section does not apply to a person who holds a valid
19 driver's license issued by this state or another state that
20 includes an authorization to operate a motorcycle.

21 SECTION 6. The following are repealed:

22 (1) Section 521.124, Transportation Code; and

23 (2) Section 521.1601, Transportation Code, as added by
24 Chapter 1253 (H.B. 339), Acts of the 81st Legislature, Regular
25 Session, 2009.

26 SECTION 7. This Act takes effect September 1, 2017.