

By: Burns

H.B. No. 3609

A BILL TO BE ENTITLED

AN ACT

relating to the administrative and civil consequences imposed by the Department of Public Safety.

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

SECTION 1. Section 521.042, Transportation Code, is amended by adding Subsections (f) and (g) to read as follows:

(f) Except as provided by Subsection (g), the department may not consider a record of a conviction of a license holder that is received by the department after the first anniversary of the date of the conviction in a decision to impose an enforcement action against the license holder, including a decision to:

(1) suspend, revoke, or deny renewal of the license holder's driver's license; or

(2) assign points to the license holder's driver's license under Section 708.052.

(g) The department may consider a record of a conviction of a license holder that is received by the department after the first anniversary of the date of the conviction in a decision to impose an enforcement action against the license holder if:

(1) the license holder:

(A) is a commercial driver's license holder or was a commercial driver's license holder at the time of the offense;

(B) was operating a commercial motor vehicle at the time of the offense; or

1                    (C) was operating a motor vehicle and  
2 transporting a hazardous material at the time of the offense; or

3                    (2) the conviction is for an offense under Chapter 49,  
4 Penal Code.

5            SECTION 2. Section 524.051(a), Transportation Code, is  
6 amended to read as follows:

7            (a) After a [A] driver's license suspension [suspended]  
8 under this chapter has ended, the license may not be reinstated or  
9 another driver's license issued to the person until the person pays  
10 the department a fee of \$125 in addition to any other fee required  
11 by law.

12           SECTION 3. Section 724.046(a), Transportation Code, is  
13 amended to read as follows:

14           (a) After a [A] license suspension [suspended] under this  
15 chapter has ended, the license may not be reinstated or a new  
16 license issued until the person whose license has been suspended  
17 pays to the department a fee of \$125 in addition to any other fee  
18 required by law. A person subject to a denial order issued under  
19 this chapter may not, after the period of denial has ended, obtain a  
20 license [~~after the period of denial has ended~~] until the person pays  
21 to the department a fee of \$125 in addition to any other fee  
22 required by law.

23           SECTION 4. This Act takes effect September 1, 2017.