

1-1 By: Garcia S.B. No. 128
 1-2 (In the Senate - Filed November 14, 2016; January 25, 2017,
 1-3 read first time and referred to Committee on Transportation;
 1-4 March 27, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 27, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 128 By: Garcia

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the inclusion of education and training regarding human
 1-22 trafficking in the curriculum of commercial driver's license
 1-23 training programs offered by public junior colleges and career
 1-24 schools and colleges and to certain requirements for commercial
 1-25 driver's licenses.

1-26 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-27 SECTION 1. Subchapter A, Chapter 130, Education Code, is
 1-28 amended by adding Section 130.0105 to read as follows:

1-29 Sec. 130.0105. COMMERCIAL DRIVER'S LICENSE TRAINING
 1-30 PROGRAM; CERTAIN CURRICULUM REQUIREMENTS. (a) The Texas Higher
 1-31 Education Coordinating Board by rule shall require each public
 1-32 junior college offering a commercial driver's license training
 1-33 program to include as a part of that program education and training
 1-34 on the recognition and prevention of human trafficking.

1-35 (b) The Texas Higher Education Coordinating Board, in
 1-36 collaboration with the office of the attorney general, shall
 1-37 establish the content of the education and training required by
 1-38 this section.

1-39 SECTION 2. Subchapter A, Chapter 132, Education Code, is
 1-40 amended by adding Section 132.006 to read as follows:

1-41 Sec. 132.006. COMMERCIAL DRIVER'S LICENSE TRAINING
 1-42 PROGRAM; CERTAIN CURRICULUM REQUIREMENTS. (a) The commission by
 1-43 rule shall require each career school or college offering a
 1-44 commercial driver's license training program to include as a part
 1-45 of that program education and training on the recognition and
 1-46 prevention of human trafficking.

1-47 (b) The commission, in collaboration with the office of the
 1-48 attorney general, shall establish the content of the education and
 1-49 training required by this section.

1-50 SECTION 3. Section 522.022, Transportation Code, is amended
 1-51 to read as follows:

1-52 Sec. 522.022. LICENSE REQUIREMENTS. The department may not
 1-53 issue a commercial driver's license other than a non-domiciled
 1-54 license to a person unless the person:

- 1-55 (1) has a domicile:
 - 1-56 (A) in this state; or
 - 1-57 (B) in another state and is a member of the United
 - 1-58 States armed forces, including a member of the National Guard or a
 - 1-59 reserve or auxiliary unit of any branch of the armed forces, whose
 - 1-60 temporary or permanent duty station is located in this state;

2-1 (2) has passed knowledge and skills tests for driving
2-2 a commercial motor vehicle that:

2-3 (A) comply with minimal federal standards
2-4 established by 49 C.F.R. Part 383, Subparts G and H; and

2-5 (B) include questions prescribed by the
2-6 department under Section 522.035 regarding the recognition and
2-7 prevention of human trafficking; and

2-8 (3) has satisfied the requirements imposed by the
2-9 federal act, federal regulation, or state law.

2-10 SECTION 4. Subchapter C, Chapter 522, Transportation Code,
2-11 is amended by adding Section 522.035 to read as follows:

2-12 Sec. 522.035. RECOGNITION AND PREVENTION OF HUMAN

2-13 TRAFFICKING. (a) The department by rule shall prescribe questions
2-14 for the commercial driver's license knowledge and skills tests

2-15 required by Section 522.022 regarding the recognition and
2-16 prevention of human trafficking. In adopting rules under this

2-17 subsection, the department may consult with the Texas Higher
2-18 Education Coordinating Board, the Texas Workforce Commission, and

2-19 organizations that specialize in the recognition and prevention of
2-20 human trafficking.

2-21 (b) The department shall provide informational materials
2-22 regarding the recognition and prevention of human trafficking for

2-23 distribution to commercial driver's license applicants. The
2-24 department may coordinate with organizations that specialize in the

2-25 recognition and prevention of human trafficking to provide
2-26 informational materials as required by this subsection.

2-27 SECTION 5. (a) Not later than December 1, 2017, the Texas
2-28 Higher Education Coordinating Board shall adopt rules necessary to

2-29 implement Section 130.0105, Education Code, as added by this Act.

2-30 (b) Not later than December 1, 2017, the Texas Workforce
2-31 Commission shall adopt rules necessary to implement Section

2-32 132.006, Education Code, as added by this Act.

2-33 (c) Not later than December 1, 2017, the Department of
2-34 Public Safety shall adopt rules necessary to implement Section

2-35 522.035, Transportation Code, as added by this Act.

2-36 (d) The changes in law made by this Act apply only to an
2-37 application for an original commercial driver's license submitted

2-38 on or after December 1, 2017. An application for an original
2-39 commercial driver's license submitted before that date is governed

2-40 by the law in effect when the application was submitted, and the
2-41 former law is continued in effect for that purpose.

2-42 SECTION 6. This Act takes effect immediately if it receives
2-43 a vote of two-thirds of all the members elected to each house, as

2-44 provided by Section 39, Article III, Texas Constitution. If this
2-45 Act does not receive the vote necessary for immediate effect, this
2-46 Act takes effect September 1, 2017.

2-47 * * * * *