

By: Thompson of Brazoria, et al.

H.B. No. 11

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the assumption of the powers and duties relating to
3 driver's licenses, personal identification certificates, and other
4 related programs, powers, and duties by the Texas Department of
5 Motor Vehicles.

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

7 SECTION 1. Section 192.005, Transportation Code, is amended
8 to read as follows:

9 Sec. 192.005. RECORD OF ACCIDENT OR VIOLATION. If a person
10 operating a railroad locomotive or train is involved in an accident
11 with another train or a motor vehicle or is arrested for violation
12 of a law relating to the person's operation of a railroad locomotive
13 or train:

14 (1) the number of or other identifying information on
15 the person's driver's license or commercial driver's license may not
16 be included in any report of the accident or violation; and

17 (2) the person's involvement in the accident or
18 violation may not be recorded in the person's individual driving
19 record maintained by the Texas Department of Motor Vehicles [~~Public~~
20 ~~Safety~~].

21 SECTION 2. Section 201.806(b), Transportation Code, is
22 amended to read as follows:

23 (b) The department shall provide electronic access to the
24 system containing the accident reports so that the Texas Department

1 of Motor Vehicles [~~Public Safety~~] can perform its duties, including
2 the duty to make timely entries on driver records.

3 SECTION 3. Sections 502.357(b), (c), and (d),
4 Transportation Code, are amended to read as follows:

5 (b) Fees collected under this section shall be deposited to
6 the credit of the state highway fund except that the comptroller
7 shall provide for a portion of the fees to be deposited first to the
8 credit of a special fund in the state treasury outside the general
9 revenue fund to be known as the TexasSure Fund in a total amount
10 that is necessary to cover the total amount appropriated to the
11 Texas Department of Insurance from that fund and for the remaining
12 fees to be deposited to the state highway fund. Subject to
13 appropriations, the money deposited to the credit of the state
14 highway fund under this section may be used by the department
15 [~~Department of Public Safety~~] to:

16 (1) support the department's [~~Department of Public~~
17 ~~Safety's~~] reengineering of the driver's license system to provide
18 for the issuance by the department [~~Department of Public Safety~~] of
19 a driver's license or personal identification certificate, to
20 include use of image comparison technology;

21 (2) establish and maintain a system to support the
22 driver responsibility program under Chapter 708; and

23 (3) make lease payments to the master lease purchase
24 program for the financing of the driver's license reengineering
25 project.

26 (c) Subject to appropriation, fees collected under this
27 section may be used by the [~~Department of Public Safety, the~~] Texas

1 Department of Insurance, the Department of Information Resources,
2 and the department to carry out Subchapter N, Chapter 601.

3 (d) The [~~Department of Public Safety, the~~] Texas Department
4 of Insurance, the Department of Information Resources, and the
5 department shall jointly adopt rules and develop forms necessary to
6 administer this section.

7 SECTION 4. Sections 521.001(a)(1-a) and (2),
8 Transportation Code, are amended to read as follows:

9 (1-a) "Department" means the Texas Department of Motor
10 Vehicles [~~Public Safety~~].

11 (2) "Director" means the executive [~~public safety~~]
12 director of the department.

13 SECTION 5. Section 521.001(c), Transportation Code, is
14 amended to read as follows:

15 (c) The department by rule may define types of vehicles that
16 are "motorcycles" for the purposes of this chapter, in addition to
17 those defined under Subsection (a)(6-a), and [~~. The Texas~~
18 ~~Department of Motor Vehicles by rule may define the types of~~
19 ~~vehicles that are "motorcycles"~~] for the purposes of Chapters 501,
20 502, and 503. This subsection applies only to vehicles
21 manufactured by a manufacturer licensed under Chapter 2301,
22 Occupations Code.

23 SECTION 6. Subchapter C, Chapter 521, Transportation Code,
24 is amended by adding Section 521.064 to read as follows:

25 Sec. 521.064. REPRODUCTION OF RECORDS. (a) Except as
26 provided by Subsection (b), the department may photograph,
27 microphotograph, or film any record in connection with the issuance

1 of a driver's license or commercial driver's license.

2 (b) An original fingerprint card may not be photographed or
3 filmed to dispose of the original record.

4 (c) The department may create original records in
5 micrographic form on media, such as computer output microfilm.

6 (d) A photograph, microphotograph, or film of a record
7 reproduced under Subsection (a) is equivalent to the original
8 record for all purposes, including introduction as evidence in all
9 courts and administrative agency proceedings. A certified or
10 authenticated copy of such a photograph, microphotograph, or film
11 is admissible as evidence equally with the original photograph,
12 microphotograph, or film.

13 (e) The director or an authorized representative may
14 certify the authenticity of a photograph, microphotograph, or film
15 of a record reproduced under this section and shall charge a fee for
16 the certified photograph, microphotograph, or film as provided by
17 law.

18 (f) Certified records shall be furnished to any person who
19 is authorized by law to receive them.

20 SECTION 7. Section 521.103, Transportation Code, is amended
21 by adding Subsection (d) to read as follows:

22 (d) The Department of Public Safety may access any
23 photograph of a person described by Subsection (a) that is made
24 available to the department through the process of issuing a
25 personal identification certificate under this section, including
26 a renewal, duplicate, or corrected certificate, for use by the
27 Department of Public Safety for purposes of Article 62.005(c), Code

1 of Criminal Procedure.

2 SECTION 8. Section 521.247, Transportation Code, is amended
3 to read as follows:

4 Sec. 521.247. APPROVAL OF IGNITION INTERLOCK DEVICES BY
5 DEPARTMENT OF PUBLIC SAFETY. (a) The Department of Public Safety
6 [~~department~~] shall adopt rules for the approval of ignition
7 interlock devices used under this subchapter.

8 (b) The Department of Public Safety [~~department~~] by rule
9 shall establish general standards for the calibration and
10 maintenance of the devices. The manufacturer or an authorized
11 representative of the manufacturer is responsible for calibrating
12 and maintaining the device.

13 (c) If the Department of Public Safety [~~department~~]
14 approves a device, the Department of Public Safety [~~department~~]
15 shall notify the manufacturer of that approval in writing. Written
16 notice from the Department of Public Safety [~~department~~] to a
17 manufacturer is admissible in a civil or criminal proceeding in
18 this state. The manufacturer shall reimburse the Department of
19 Public Safety [~~department~~] for any cost incurred by the Department
20 of Public Safety [~~department~~] in approving the device.

21 (d) The Department of Public Safety [~~department~~] is not
22 liable in a civil or criminal proceeding that arises from the use of
23 an approved device.

24 SECTION 9. Section 521.2475, Transportation Code, is
25 amended to read as follows:

26 Sec. 521.2475. IGNITION INTERLOCK DEVICE EVALUATION. (a)
27 On January 1 of each year, the Department of Public Safety

1 [~~department~~] shall issue an evaluation of each ignition interlock
2 device approved under Section 521.247 using guidelines established
3 by the National Highway Traffic Safety Administration, including:

4 (1) whether the device provides accurate detection of
5 alveolar air;

6 (2) the moving retest abilities of the device;

7 (3) the use of tamper-proof blood alcohol content
8 level software by the device;

9 (4) the anticircumvention design of the device;

10 (5) the recalibration requirements of the device; and

11 (6) the breath action required by the operator.

12 (b) The Department of Public Safety [~~department~~] shall
13 assess the cost of preparing the evaluation equally against each
14 manufacturer of an approved device.

15 SECTION 10. Sections 521.2476(a), (b), (c), and (d),
16 Transportation Code, are amended to read as follows:

17 (a) The Department of Public Safety [~~department~~] by rule
18 shall establish:

19 (1) minimum standards for vendors of ignition
20 interlock devices who conduct business in this state; and

21 (2) procedures to ensure compliance with those
22 standards, including procedures for the inspection of a vendor's
23 facilities.

24 (b) The minimum standards shall require each vendor to:

25 (1) be authorized by the Department of Public Safety
26 [~~department~~] to do business in this state;

27 (2) install a device only if the device is approved

1 under Section 521.247;

2 (3) obtain liability insurance providing coverage for
3 damages arising out of the operation or use of devices in amounts
4 and under the terms specified by the Department of Public Safety
5 [~~department~~];

6 (4) install the device and activate any
7 anticircumvention feature of the device within a reasonable time
8 after the vendor receives notice that installation is ordered by a
9 court;

10 (5) install and inspect the device in accordance with
11 any applicable court order;

12 (6) repair or replace a device not later than 48 hours
13 after receiving notice of a complaint regarding the operation of
14 the device;

15 (7) submit a written report of any violation of a court
16 order to that court and to the person's supervising officer, if any,
17 not later than 48 hours after the vendor discovers the violation;

18 (8) maintain a record of each action taken by the
19 vendor with respect to each device installed by the vendor,
20 including each action taken as a result of an attempt to circumvent
21 the device, until at least the fifth anniversary after the date of
22 installation;

23 (9) make a copy of the record available for inspection
24 by or send a copy of the record to any court, supervising officer,
25 or the Department of Public Safety [~~department~~] on request; and

26 (10) annually provide to the Department of Public
27 Safety [~~department~~] a written report of each service and ignition

1 interlock device feature made available by the vendor.

2 (c) The Department of Public Safety [~~department~~] may revoke
3 its [~~the department's~~] authorization for a vendor to do business in
4 this state if the vendor or an officer or employee of the vendor
5 violates:

6 (1) any law of this state that applies to the vendor;
7 or

8 (2) any rule adopted by the Department of Public
9 Safety [~~department~~] under this section or another law that applies
10 to the vendor.

11 (d) A vendor shall reimburse the Department of Public Safety
12 [~~department~~] for the reasonable cost of conducting each inspection
13 of the vendor's facilities under this section.

14 SECTION 11. Section 521.272, Transportation Code, is
15 amended by adding Subsection (e) to read as follows:

16 (e) The Department of Public Safety may access any
17 photograph of a person described by Subsection (a) that is made
18 available to the department through the process of issuing a
19 driver's license under this section, including a renewal,
20 duplicate, or corrected license, for use by the Department of
21 Public Safety for purposes of Article 62.005(c), Code of Criminal
22 Procedure.

23 SECTION 12. Section 522.003(8), Transportation Code, is
24 amended to read as follows:

25 (8) "Department" means the Texas Department of Motor
26 Vehicles [~~Public Safety~~].

27 SECTION 13. Section 522.007, Transportation Code, is

1 amended to read as follows:

2 Sec. 522.007. EXEMPTION FOR NEIGHBORING STATES. (a) The
3 executive [~~public safety~~] director of the department shall enter
4 negotiations with an appropriate person or entity of a state
5 bordering this state for the purpose of applying the exemption
6 contained in Section 522.004(a)(1) to residents of that state.

7 (b) The executive [~~public safety~~] director of the
8 department may enter an agreement to apply the exemption contained
9 in Section 522.004(a)(1) to residents of a bordering state only if
10 that state extends a similar exemption to residents of this state.

11 SECTION 14. Section 522.152(d), Transportation Code, is
12 amended to read as follows:

13 (d) The organization shall submit an annual report to the
14 executive director of the department that includes the total dollar
15 amount of contributions received by the organization under this
16 section.

17 SECTION 15. Sections 523.003(2) and (5), Transportation
18 Code, are amended to read as follows:

19 (2) "Executive director" means the executive director
20 of the Texas Department of Motor Vehicles [~~Public Safety~~] or the
21 equivalent officer of another state.

22 (5) "Licensing authority" means the Texas Department
23 of Motor Vehicles [~~Public Safety~~] or the equivalent agency of
24 another state.

25 SECTION 16. Sections 524.001(8) and (9), Transportation
26 Code, are amended to read as follows:

27 (8) "Department" means the Texas Department of Motor

1 Vehicles [~~Public Safety~~].

2 (9) "Director" means the executive [~~public safety~~]
3 director of the department.

4 SECTION 17. Section 525.001(b), Transportation Code, is
5 amended to read as follows:

6 (b) The Texas Department of Motor Vehicles [~~Public Safety~~]
7 shall include motorcycle and bicycle awareness information in [~~any~~
8 ~~edition of~~] the Texas driver's handbook [~~published after the~~
9 ~~department exhausts the supply of the handbook that the department~~
10 ~~had on September 1, 1993~~].

11 SECTION 18. Section 543.112(b), Transportation Code, is
12 amended to read as follows:

13 (b) The uniform certificate of course completion must
14 include an identifying number by which the Texas Department of
15 Licensing and Regulation, the court, [~~or~~] the department, or the
16 Texas Department of Motor Vehicles may verify its authenticity with
17 the course provider and must be in a form adopted by the Texas
18 Department of Licensing and Regulation.

19 SECTION 19. Section 601.002(1), Transportation Code, is
20 amended to read as follows:

21 (1) "Department" means the Texas Department of Motor
22 Vehicles [~~Public Safety~~].

23 SECTION 20. Subchapter A, Chapter 601, Transportation Code,
24 is amended by adding Section 601.010 to read as follows:

25 Sec. 601.010. ACCESS TO RECORDS BY DEPARTMENT OF PUBLIC
26 SAFETY. The Department of Public Safety may access the
27 department's records relating to the suspension of a driver's

1 license and vehicle registration under this chapter.

2 SECTION 21. Section 601.023, Transportation Code, is
3 amended to read as follows:

4 Sec. 601.023. PAYMENT OF STATUTORY FEES. The department
5 may pay[+]

6 [~~1~~] ~~a statutory fee required by the Texas Department~~
7 ~~of Motor Vehicles for a certified abstract or in connection with~~
8 ~~suspension of a vehicle registration; or~~

9 [~~2~~] a statutory fee payable to the comptroller for
10 issuance of a certificate of deposit required by Section 601.122.

11 SECTION 22. Section 601.233(a), Transportation Code, is
12 amended to read as follows:

13 (a) A citation for an offense under Section 601.191 issued
14 as a result of Section 601.053 must include, in type larger than
15 other type on the citation, except for the type of the statement
16 required by Section 708.105, the following statement:

17 "A second or subsequent conviction of an offense under
18 the Texas Motor Vehicle Safety Responsibility Act will
19 result in the suspension of your driver's license and
20 motor vehicle registration unless you file and
21 maintain evidence of financial responsibility with the
22 Texas Department of Motor Vehicles [~~Public Safety~~] for
23 two years from the date of conviction. The department
24 may waive the requirement to file evidence of
25 financial responsibility if you file satisfactory
26 evidence with the department showing that at the time
27 this citation was issued, the vehicle was covered by a

1 motor vehicle liability insurance policy or that you
2 were otherwise exempt from the requirements to provide
3 evidence of financial responsibility."

4 SECTION 23. Section 601.451, Transportation Code, is
5 amended to read as follows:

6 Sec. 601.451. DEFINITION. In this subchapter,
7 "implementing agencies" means:

- 8 (1) the department;
9 (2) ~~[the Texas Department of Motor Vehicles,~~
10 ~~[~~(3)~~] the Texas Department of Insurance; and~~
11 (3) ~~[~~(4)~~] the Department of Information Resources.~~

12 SECTION 24. Section 662.011(a), Transportation Code, is
13 amended to read as follows:

14 (a) Of each fee collected under Sections 521.421(b) and (f)
15 and Sections 522.029(f) and (g), the Texas Department of Motor
16 Vehicles ~~[Public Safety]~~ shall send \$5 to the comptroller for
17 deposit to the credit of the motorcycle education fund account.

18 SECTION 25. Section 703.001(2), Transportation Code, is
19 amended to read as follows:

20 (2) "Department" and "licensing authority" mean the
21 Texas Department of Motor Vehicles ~~[Public Safety]~~.

22 SECTION 26. Section 706.001(2), Transportation Code, is
23 amended to read as follows:

24 (2) "Department" means the Texas Department of Motor
25 Vehicles ~~[Public Safety]~~.

26 SECTION 27. Section 706.008(c), Transportation Code, is
27 amended to read as follows:

1 (c) Except for an action based on a citation issued by a
2 peace officer employed by the Department of Public Safety
3 [~~department~~], the vendor may not be compensated with state money.

4 SECTION 28. Section 724.001(7), Transportation Code, is
5 amended to read as follows:

6 (7) "Department" means the Texas Department of Motor
7 Vehicles [~~Public Safety~~].

8 SECTION 29. Section 724.016, Transportation Code, is
9 amended to read as follows:

10 Sec. 724.016. BREATH SPECIMEN. (a) A breath specimen taken
11 at the request or order of a peace officer must be taken and
12 analyzed under rules of the Department of Public Safety
13 [~~department~~] by an individual possessing a certificate issued by
14 the Department of Public Safety [~~department~~] certifying that the
15 individual is qualified to perform the analysis.

16 (b) The Department of Public Safety [~~department~~] may:

17 (1) adopt rules approving satisfactory analytical
18 methods; and

19 (2) ascertain the qualifications of an individual to
20 perform the analysis.

21 (c) The Department of Public Safety [~~department~~] may revoke
22 a certificate for cause.

23 SECTION 30. Sections 724.032(a) and (b), Transportation
24 Code, are amended to read as follows:

25 (a) If a person refuses to submit to the taking of a
26 specimen, whether expressly or because of an intentional failure of
27 the person to give the specimen, the peace officer shall:

1 (1) serve notice of license suspension or denial on
2 the person;

3 (2) take possession of any license issued by this
4 state and held by the person arrested;

5 (3) issue a temporary driving permit to the person
6 unless department records show or the officer otherwise determines
7 that the person does not hold a license to operate a motor vehicle
8 in this state; and

9 (4) make a written report of the refusal to the
10 executive director of the department.

11 (b) The executive director of the department must approve
12 the form of the refusal report. The report must:

13 (1) show the grounds for the officer's belief that the
14 person had been operating a motor vehicle or watercraft powered
15 with an engine having a manufacturer's rating of 50 horsepower or
16 above while intoxicated; and

17 (2) contain a copy of:

18 (A) the refusal statement requested under
19 Section 724.031; or

20 (B) a statement signed by the officer that the
21 person refused to:

22 (i) submit to the taking of the requested
23 specimen; and

24 (ii) sign the requested statement under
25 Section 724.031.

26 SECTION 31. Subchapter C, Chapter 724, Transportation Code,
27 is amended by adding Section 724.0345 to read as follows:

1 Sec. 724.0345. ACCESS TO RECORDS BY DEPARTMENT OF PUBLIC
2 SAFETY. The Department of Public Safety may access the
3 department's records relating to the suspension or denial of a
4 driver's license.

5 SECTION 32. Section 411.0111, Government Code, is
6 transferred to Chapter 1003, Transportation Code, and redesignated
7 as Section 1003.008, Transportation Code, to read as follows:

8 Sec. 1003.008 [~~411.0111~~]. PROVISION OF CERTAIN INFORMATION
9 TO COMPTROLLER. (a) Not later than June 1 of every fifth year, the
10 department shall provide to the comptroller, for the purpose of
11 assisting the comptroller in the identification of persons entitled
12 to unclaimed property reported to the comptroller, the name,
13 address, social security number, date of birth, and driver's
14 license or state identification number of each person about whom
15 the department has such information in its records.

16 (b) Information provided to the comptroller under this
17 section is confidential and may not be disclosed to the public.

18 (c) The department shall provide the information in the
19 format prescribed by rule of the comptroller.

20 SECTION 33. Section 1001.004, Transportation Code, is
21 amended to read as follows:

22 Sec. 1001.004. DIVISIONS. The executive director shall
23 organize the department into divisions to accomplish the
24 department's functions and the duties assigned to the department,
25 including a division reporting directly to the executive director
26 and the deputy executive director that administers the following
27 duties:

1 (1) the issuance of driver's licenses under Chapters
2 521 and 522;

3 (2) the issuance of personal identification
4 certificates under Chapter 521;

5 (3) the issuance of election identification
6 certificates under Chapter 521A; and

7 (4) the registration of voters during the issuance or
8 renewal of a driver's license or personal identification
9 certificate.

10 SECTION 34. Sections 106.115(b-2), (d), and (e), Alcoholic
11 Beverage Code, are amended to read as follows:

12 (b-2) For purposes of Subsection (b-1), if the defendant is
13 enrolled in an institution of higher education located in a county
14 in which access to an alcohol awareness program is readily
15 available, the court may consider the defendant to be a resident of
16 that county. If the defendant is not enrolled in such an
17 institution of higher education or if the court does not consider
18 the defendant to be a resident of the county in which the
19 institution is located, the defendant's residence is the residence
20 listed on the defendant's driver's license or personal
21 identification certificate issued by the Texas Department of Motor
22 Vehicles [~~Public Safety~~]. If the defendant does not have a driver's
23 license or personal identification certificate issued by the Texas
24 Department of Motor Vehicles [~~Public Safety~~], the defendant's
25 residence is the residence on the defendant's voter registration
26 certificate. If the defendant is not registered to vote, the
27 defendant's residence is the residence on file with the public

1 school district on which the defendant's enrollment is based. If
2 the defendant is not enrolled in public school, the defendant's
3 residence is determined as provided by commission rule.

4 (d) If the defendant does not present the required evidence
5 within the prescribed period, the court:

6 (1) shall order the Texas Department of Motor Vehicles
7 [~~Public Safety~~] to:

8 (A) suspend the defendant's driver's license or
9 permit for a period not to exceed six months or, if the defendant
10 does not have a license or permit, to deny the issuance of a license
11 or permit to the defendant for that period; or

12 (B) if the defendant has been previously
13 convicted of an offense under one or more of the sections listed in
14 Subsection (a), suspend the defendant's driver's license or permit
15 for a period not to exceed one year or, if the defendant does not
16 have a license or permit, to deny the issuance of a license or
17 permit to the defendant for that period; and

18 (2) may order the defendant or the parent, managing
19 conservator, or guardian of the defendant to do any act or refrain
20 from doing any act if the court determines that doing the act or
21 refraining from doing the act will increase the likelihood that the
22 defendant will present evidence to the court that the defendant has
23 satisfactorily completed an alcohol awareness program or performed
24 the required hours of community service.

25 (e) The Texas Department of Motor Vehicles [~~Public Safety~~]
26 shall send notice of the suspension or prohibition order issued
27 under Subsection (d) by first class mail to the defendant. The

1 notice must include the date of the suspension or prohibition
2 order, the reason for the suspension or prohibition, and the period
3 covered by the suspension or prohibition.

4 SECTION 35. Section 106.15(e), Alcoholic Beverage Code, is
5 amended to read as follows:

6 (e) A person does not commit an offense under Subsection (a)
7 if the person younger than 18 years of age falsely represents the
8 person's age to be at least 18 years of age by displaying an
9 apparently valid Texas driver's license or an identification card
10 issued by the Texas Department of Motor Vehicles [~~Public Safety~~]
11 containing a physical description consistent with the person's
12 appearance.

13 SECTION 36. Section 20.23(b), Business & Commerce Code, is
14 amended to read as follows:

15 (b) Information or documentation that identifies a
16 protected consumer or a representative of a protected consumer is
17 considered sufficient proof of identity for purposes of this
18 subchapter, including:

19 (1) a social security number or a copy of the social
20 security card issued by the United States Social Security
21 Administration;

22 (2) a certified or official copy of a birth
23 certificate issued by the entity authorized to issue the birth
24 certificate;

25 (3) a copy of a driver's license or identification card
26 issued by the Texas Department of Motor Vehicles [~~Public Safety~~];

27 or

1 (4) any other government-issued identification.

2 SECTION 37. Article 42.016, Code of Criminal Procedure, is
3 amended to read as follows:

4 Art. 42.016. SPECIAL DRIVER'S LICENSE OR IDENTIFICATION
5 REQUIREMENTS FOR CERTAIN SEX OFFENDERS. If a person is convicted
6 of, receives a grant of deferred adjudication for, or is
7 adjudicated as having engaged in delinquent conduct based on a
8 violation of an offense for which a conviction or adjudication
9 requires registration as a sex offender under Chapter 62, the court
10 shall:

11 (1) issue an order requiring the Texas Department of
12 Motor Vehicles [~~Public Safety~~] to include in any driver's license
13 record or personal identification certificate record maintained by
14 the department for the person an indication that the person is
15 subject to the registration requirements of Chapter 62;

16 (2) require the person to apply to the Texas
17 Department of Motor Vehicles [~~Public Safety~~] in person for an
18 original or renewal driver's license or personal identification
19 certificate not later than the 30th day after the date the person is
20 released or the date the department sends written notice to the
21 person of the requirements of Article 62.060, as applicable, and to
22 annually renew the license or certificate;

23 (3) notify the person of the consequence of the
24 conviction or order of deferred adjudication as it relates to the
25 order issued under this article; and

26 (4) send to the Texas Department of Motor Vehicles
27 [~~Public Safety~~] a copy of the record of conviction, a copy of the

1 order granting deferred adjudication, or a copy of the juvenile
2 adjudication, as applicable, and a copy of the order issued under
3 this article.

4 SECTION 38. Article 42A.403(a), Code of Criminal Procedure,
5 is amended to read as follows:

6 (a) A judge who places on community supervision a defendant
7 convicted of an offense under Sections 49.04-49.08, Penal Code,
8 shall require as a condition of community supervision that the
9 defendant attend and successfully complete, before the 181st day
10 after the date community supervision is granted, an educational
11 program designed to rehabilitate persons who have driven while
12 intoxicated that is jointly approved by:

- 13 (1) the Texas Department of Licensing and Regulation;
14 (2) the Texas Department of Motor Vehicles [~~Public~~
15 ~~Safety~~];
16 (3) the traffic safety section of the traffic
17 operations division of the Texas Department of Transportation; and
18 (4) the community justice assistance division of the
19 Texas Department of Criminal Justice.

20 SECTION 39. Article 42A.406, Code of Criminal Procedure, is
21 amended to read as follows:

22 Art. 42A.406. EFFECT OF EDUCATIONAL PROGRAM REQUIREMENTS ON
23 DRIVING RECORD AND LICENSE. (a) If a defendant is required as a
24 condition of community supervision to attend an educational program
25 under Article 42A.403 or 42A.404, or if the court waives the
26 educational program requirement under Article 42A.403 or the
27 defendant successfully completes equivalent education under

1 Article 42A.4045, the court clerk shall immediately report that
2 fact to the Texas Department of Motor Vehicles [~~Public Safety~~], on a
3 form prescribed by the department, for inclusion in the defendant's
4 driving record. If the court grants an extension of time in which
5 the defendant may complete the educational program under Article
6 42A.403, the court clerk shall immediately report that fact to the
7 Texas Department of Motor Vehicles [~~Public Safety~~] on a form
8 prescribed by the department. The clerk's report under this
9 subsection must include the beginning date of the defendant's
10 community supervision.

11 (b) On the defendant's successful completion of an
12 educational program under Article 42A.403 or 42A.404, the
13 defendant's instructor shall give notice to the Texas Department of
14 Motor Vehicles [~~Public Safety~~] for inclusion in the defendant's
15 driving record and to the community supervision and corrections
16 department. The community supervision and corrections department
17 shall forward the notice to the court clerk for filing.

18 (c) [~~(b-1)~~] Upon release from a residential treatment
19 facility at which the person successfully completed equivalent
20 education under Article 42A.4045, at the request of the court
21 clerk, the director of the residential treatment facility shall
22 give notice to the Texas Department of Motor Vehicles [~~Public~~
23 ~~Safety~~] for inclusion in the person's driving record.

24 (d) [~~(c)~~] If the Texas Department of Motor Vehicles [~~Public~~
25 ~~Safety~~] does not receive notice that a defendant required to
26 complete an educational program has successfully completed the
27 program within the period required by the judge under this

1 subchapter, as shown on department records, the department, as
2 provided by Sections 521.344(e) and (f), Transportation Code,
3 shall:

4 (1) revoke the defendant's driver's license; or

5 (2) prohibit the defendant from obtaining a license.

6 (e) [~~(d)~~] The Texas Department of Motor Vehicles [~~Public~~
7 ~~Safety~~] may not reinstate a license revoked under Subsection (d)
8 [~~(c)~~] as the result of an educational program requirement imposed
9 under Article 42A.403 unless the defendant whose license was
10 revoked applies to the department for reinstatement of the license
11 and pays to the department a reinstatement fee of \$100. The Texas
12 Department of Motor Vehicles [~~Public Safety~~] shall remit all fees
13 collected under this subsection to the comptroller for deposit in
14 the general revenue fund.

15 SECTION 40. Articles 42A.407(c) and (e), Code of Criminal
16 Procedure, are amended to read as follows:

17 (c) If the Texas Department of Motor Vehicles [~~Public~~
18 ~~Safety~~] receives notice that a defendant has been required to
19 attend a subsequent educational program under Article 42A.403 or
20 42A.404, although the previously required attendance had been
21 waived, but the judge has not ordered a period of suspension, the
22 department shall:

23 (1) suspend the defendant's driver's license; or

24 (2) issue an order prohibiting the defendant from
25 obtaining a license for a period of one year.

26 (e) The suspension of a defendant's driver's license under
27 Subsection (d) shall be reported to the Texas Department of Motor

1 Vehicles [~~Public Safety~~] as provided under Section 521.347,
2 Transportation Code.

3 SECTION 41. Articles 45.050(c) and (f), Code of Criminal
4 Procedure, are amended to read as follows:

5 (c) If a child fails to obey an order of a justice or
6 municipal court under circumstances that would constitute contempt
7 of court, the justice or municipal court, after providing notice
8 and an opportunity to be heard, may:

9 (1) refer the child to the appropriate juvenile court
10 for delinquent conduct for contempt of the justice or municipal
11 court order; or

12 (2) retain jurisdiction of the case, hold the child in
13 contempt of the justice or municipal court, and order either or both
14 of the following:

15 (A) that the contemnor pay a fine not to exceed
16 \$500; or

17 (B) that the Texas Department of Motor Vehicles
18 [~~Public Safety~~] suspend the contemnor's driver's license or permit
19 or, if the contemnor does not have a license or permit, to deny the
20 issuance of a license or permit to the contemnor until the contemnor
21 fully complies with the orders of the court.

22 (f) A court that orders suspension or denial of a driver's
23 license or permit under Subsection (c)(2)(B) shall notify the Texas
24 Department of Motor Vehicles [~~Public Safety~~] on receiving proof of
25 compliance with the orders of the court.

26 SECTION 42. Articles 45.051(b-1) and (b-3), Code of
27 Criminal Procedure, are amended to read as follows:

1 (b-1) If the defendant is younger than 25 years of age and
2 the offense committed by the defendant is a traffic offense
3 classified as a moving violation:

4 (1) Subsection (b)(8) does not apply;

5 (2) during the deferral period, the judge:

6 (A) shall require the defendant to complete a
7 driving safety course approved under Chapter 1001, Education Code;
8 and

9 (B) may require the defendant to complete an
10 additional driving safety course designed for drivers younger than
11 25 years of age and approved under Section 1001.111, Education
12 Code; and

13 (3) if the defendant holds a provisional license,
14 during the deferral period the judge shall require that the
15 defendant be examined by the Texas Department of Motor Vehicles
16 [~~Public Safety~~] as required by Section 521.161(b)(2),
17 Transportation Code; a defendant is not exempt from the examination
18 regardless of whether the defendant was examined previously.

19 (b-3) The fee collected under Subsection (b-2) must be
20 deposited to the credit of the Texas Department of Motor Vehicles
21 fund [~~a special account in the general revenue fund~~] and may be used
22 only by the Texas Department of Motor Vehicles [~~Public Safety~~] for
23 the administration of Chapter 521, Transportation Code.

24 SECTION 43. Articles 45.0511(c), (c-1), and (1), Code of
25 Criminal Procedure, are amended to read as follows:

26 (c) The court shall enter judgment on the defendant's plea
27 of no contest or guilty at the time the plea is made, defer

1 imposition of the judgment, and allow the defendant 90 days to
2 successfully complete the approved driving safety course or
3 motorcycle operator training course and present to the court:

4 (1) a uniform certificate of completion of the driving
5 safety course or a verification of completion of the motorcycle
6 operator training course;

7 (2) unless the judge proceeds under Subsection (c-1),
8 the defendant's driving record as maintained by the Texas
9 Department of Motor Vehicles [~~Public Safety~~], if any, showing that
10 the defendant had not completed an approved driving safety course
11 or motorcycle operator training course, as applicable, within the
12 12 months preceding the date of the offense;

13 (3) an affidavit stating that the defendant was not
14 taking a driving safety course or motorcycle operator training
15 course, as applicable, under this article on the date the request to
16 take the course was made and had not completed such a course that is
17 not shown on the defendant's driving record within the 12 months
18 preceding the date of the offense; and

19 (4) if the defendant does not have a valid Texas
20 driver's license or permit and is a member, or the spouse or
21 dependent child of a member, of the United States military forces
22 serving on active duty, an affidavit stating that the defendant was
23 not taking a driving safety course or motorcycle operator training
24 course, as appropriate, in another state on the date the request to
25 take the course was made and had not completed such a course within
26 the 12 months preceding the date of the offense.

27 (c-1) In this subsection, "state electronic Internet

1 portal" has the meaning assigned by Section 2054.003, Government
2 Code. As an alternative to receiving the defendant's driving
3 record under Subsection (c)(2), the judge, at the time the
4 defendant requests a driving safety course or motorcycle operator
5 training course dismissal under this article, may require the
6 defendant to pay a fee in an amount equal to the sum of the amount of
7 the fee established by Section 521.048, Transportation Code, and
8 the state electronic Internet portal fee and, using the state
9 electronic Internet portal, may request the Texas Department of
10 Motor Vehicles [~~Public Safety~~] to provide the judge with a copy of
11 the defendant's driving record that shows the information described
12 by Section 521.047(b), Transportation Code. As soon as
13 practicable and using the state electronic Internet portal, the
14 Texas Department of Motor Vehicles [~~Public Safety~~] shall provide
15 the judge with the requested copy of the defendant's driving
16 record. The fee authorized by this subsection is in addition to
17 any other fee required under this article. If the copy of the
18 defendant's driving record provided to the judge under this
19 subsection shows that the defendant has not completed an approved
20 driving safety course or motorcycle operator training course, as
21 appropriate, within the 12 months preceding the date of the
22 offense, the judge shall allow the defendant to complete the
23 appropriate course as provided by this article. The custodian of a
24 municipal or county treasury who receives fees collected under this
25 subsection shall keep a record of the fees and, without deduction or
26 proration, forward the fees to the comptroller, with and in the
27 manner required for other fees and costs received in connection

1 with criminal cases. The comptroller shall credit fees received
2 under this subsection to the Texas Department of Motor Vehicles
3 [~~Public Safety~~].

4 (1) When a defendant complies with Subsection (c), the court
5 shall:

6 (1) remove the judgment and dismiss the charge;

7 (2) report the fact that the defendant successfully
8 completed a driving safety course or a motorcycle operator training
9 course and the date of completion to the Texas Department of Motor
10 Vehicles [~~Public Safety~~] for inclusion in the person's driving
11 record; and

12 (3) state in that report whether the course was taken
13 under this article to provide information necessary to determine
14 eligibility to take a subsequent course under Subsection (b).

15 SECTION 44. Article 45.052(d), Code of Criminal Procedure,
16 is amended to read as follows:

17 (d) A charge dismissed under this article may not be part of
18 the defendant's criminal record or driving record or used for any
19 purpose. However, if the charge was for a traffic offense, the
20 court shall report to the Texas Department of Motor Vehicles
21 [~~Public Safety~~] that the defendant successfully completed the teen
22 court program and the date of completion for inclusion in the
23 defendant's driving record.

24 SECTION 45. (a) This section takes effect only if the Act
25 of the 86th Legislature, Regular Session, 2019, relating to
26 nonsubstantive additions to and corrections in enacted codes
27 becomes law.

1 (b) Article 62.053(a), Code of Criminal Procedure, as
2 amended by Chapters 329 (H.B. 355) and 924 (S.B. 1553), Acts of the
3 85th Legislature, Regular Session, 2017, is reenacted and amended
4 to read as follows:

5 (a) Before a person who will be subject to registration
6 under this chapter is due to be released from a penal institution,
7 the Texas Department of Criminal Justice or the Texas Juvenile
8 Justice Department shall determine the person's level of risk to
9 the community using the sex offender screening tool developed or
10 selected under Article 62.007 and assign to the person a numeric
11 risk level of one, two, or three. Before releasing the person, an
12 official of the penal institution shall:

13 (1) inform the person that:

14 (A) not later than the later of the seventh day
15 after the date on which the person is released or after the date on
16 which the person moves from a previous residence to a new residence
17 in this state or not later than the first date the applicable local
18 law enforcement authority by policy allows the person to register
19 or verify registration, the person must register or verify
20 registration with the local law enforcement authority in the
21 municipality or county in which the person intends to reside;

22 (B) not later than the seventh day after the date
23 on which the person is released or the date on which the person
24 moves from a previous residence to a new residence in this state,
25 the person must, if the person has not moved to an intended
26 residence, report to the applicable entity or entities as required
27 by Article 62.051(h) or (j) or 62.055(e);

1 (C) not later than the seventh day before the
2 date on which the person moves to a new residence in this state or
3 another state, the person must report in person to the local law
4 enforcement authority designated as the person's primary
5 registration authority by the department and to the juvenile
6 probation officer, community supervision and corrections
7 department officer, or parole officer supervising the person;

8 (D) not later than the 10th day after the date on
9 which the person arrives in another state in which the person
10 intends to reside, the person must register with the law
11 enforcement agency that is identified by the department as the
12 agency designated by that state to receive registration
13 information, if the other state has a registration requirement for
14 sex offenders;

15 (E) not later than the 30th day after the date on
16 which the person is released, the person must apply to the Texas
17 Department of Motor Vehicles [~~department~~] in person for the
18 issuance of an original or renewal driver's license or personal
19 identification certificate and a failure to apply to the Texas
20 Department of Motor Vehicles [~~department~~] as required by this
21 paragraph results in the automatic revocation of any driver's
22 license or personal identification certificate issued by the Texas
23 Department of Motor Vehicles [~~department~~] to the person;

24 (F) the person must notify appropriate entities
25 of any change in status as described by Article [62.057](#);

26 (G) certain types of employment are prohibited
27 under Article [62.063](#) for a person with a reportable conviction or

1 adjudication for a sexually violent offense involving a victim
2 younger than 14 years of age and occurring on or after September 1,
3 2013; ~~and~~

4 (H) certain locations of residence are
5 prohibited under Article 62.064 for a person with a reportable
6 conviction or adjudication for an offense occurring on or after
7 September 1, 2017, except as otherwise provided by that article;
8 and

9 (I) [~~(H)~~] if the person enters the premises of a
10 school as described by Article 62.065 [~~62.064~~] and is subject to the
11 requirements of that article, the person must immediately notify
12 the administrative office of the school of the person's presence
13 and the person's registration status under this chapter;

14 (2) require the person to sign a written statement
15 that the person was informed of the person's duties as described by
16 Subdivision (1) or Subsection (g) or, if the person refuses to sign
17 the statement, certify that the person was so informed;

18 (3) obtain the address or, if applicable, a detailed
19 description of each geographical location where the person expects
20 to reside on the person's release and other registration
21 information, including a photograph and complete set of
22 fingerprints; and

23 (4) complete the registration form for the person.

24 SECTION 46. (a) This section takes effect only if the Act
25 of the 86th Legislature, Regular Session, 2019, relating to
26 nonsubstantive additions to and corrections in enacted codes does
27 not become law.

1 (b) Article 62.053(a), Code of Criminal Procedure, as
2 amended by Chapters 329 (H.B. 355) and 924 (S.B. 1553), Acts of the
3 85th Legislature, Regular Session, 2017, is reenacted and amended
4 to read as follows:

5 (a) Before a person who will be subject to registration
6 under this chapter is due to be released from a penal institution,
7 the Texas Department of Criminal Justice or the Texas Juvenile
8 Justice Department shall determine the person's level of risk to
9 the community using the sex offender screening tool developed or
10 selected under Article 62.007 and assign to the person a numeric
11 risk level of one, two, or three. Before releasing the person, an
12 official of the penal institution shall:

13 (1) inform the person that:

14 (A) not later than the later of the seventh day
15 after the date on which the person is released or after the date on
16 which the person moves from a previous residence to a new residence
17 in this state or not later than the first date the applicable local
18 law enforcement authority by policy allows the person to register
19 or verify registration, the person must register or verify
20 registration with the local law enforcement authority in the
21 municipality or county in which the person intends to reside;

22 (B) not later than the seventh day after the date
23 on which the person is released or the date on which the person
24 moves from a previous residence to a new residence in this state,
25 the person must, if the person has not moved to an intended
26 residence, report to the applicable entity or entities as required
27 by Article 62.051(h) or (j) or 62.055(e);

1 (C) not later than the seventh day before the
2 date on which the person moves to a new residence in this state or
3 another state, the person must report in person to the local law
4 enforcement authority designated as the person's primary
5 registration authority by the department and to the juvenile
6 probation officer, community supervision and corrections
7 department officer, or parole officer supervising the person;

8 (D) not later than the 10th day after the date on
9 which the person arrives in another state in which the person
10 intends to reside, the person must register with the law
11 enforcement agency that is identified by the department as the
12 agency designated by that state to receive registration
13 information, if the other state has a registration requirement for
14 sex offenders;

15 (E) not later than the 30th day after the date on
16 which the person is released, the person must apply to the Texas
17 Department of Motor Vehicles [~~department~~] in person for the
18 issuance of an original or renewal driver's license or personal
19 identification certificate and a failure to apply to the Texas
20 Department of Motor Vehicles [~~department~~] as required by this
21 paragraph results in the automatic revocation of any driver's
22 license or personal identification certificate issued by the Texas
23 Department of Motor Vehicles [~~department~~] to the person;

24 (F) the person must notify appropriate entities
25 of any change in status as described by Article [62.057](#);

26 (G) certain types of employment are prohibited
27 under Article [62.063](#) for a person with a reportable conviction or

1 adjudication for a sexually violent offense involving a victim
2 younger than 14 years of age and occurring on or after September 1,
3 2013; ~~and~~

4 (H) certain locations of residence are
5 prohibited under Article 62.064, as added by Chapter 329 (H.B.
6 355), Acts of the 85th Legislature, Regular Session, 2017, for a
7 person with a reportable conviction or adjudication for an offense
8 occurring on or after September 1, 2017, except as otherwise
9 provided by that article; and

10 (I) [~~H~~] if the person enters the premises of a
11 school as described by Article 62.064, as added by Chapter 924 (S.B.
12 1553), Acts of the 85th Legislature, Regular Session, 2017, and is
13 subject to the requirements of that article, the person must
14 immediately notify the administrative office of the school of the
15 person's presence and the person's registration status under this
16 chapter;

17 (2) require the person to sign a written statement
18 that the person was informed of the person's duties as described by
19 Subdivision (1) or Subsection (g) or, if the person refuses to sign
20 the statement, certify that the person was so informed;

21 (3) obtain the address or, if applicable, a detailed
22 description of each geographical location where the person expects
23 to reside on the person's release and other registration
24 information, including a photograph and complete set of
25 fingerprints; and

26 (4) complete the registration form for the person.

27 SECTION 47. Article 62.060, Code of Criminal Procedure, is

1 amended to read as follows:

2 Art. 62.060. REQUIREMENTS RELATING TO DRIVER'S LICENSE OR
3 PERSONAL IDENTIFICATION CERTIFICATE. (a) A person subject to
4 registration under this chapter shall apply to the Texas Department
5 of Motor Vehicles [~~department~~] in person for the issuance of, as
6 applicable, an original or renewal driver's license under Section
7 521.272, Transportation Code, an original or renewal personal
8 identification certificate under Section 521.103, Transportation
9 Code, or an original or renewal commercial driver's license or
10 commercial learner's permit under Section 522.033, Transportation
11 Code, not later than the 30th day after the date:

12 (1) the person is released from a penal institution or
13 is released by a court on community supervision or juvenile
14 probation; or

15 (2) the Texas Department of Motor Vehicles
16 [~~department~~] sends written notice to the person of the requirements
17 of this article.

18 (b) The person shall annually renew in person each driver's
19 license or personal identification certificate issued by the Texas
20 Department of Motor Vehicles [~~department~~] to the person, including
21 each renewal, duplicate, or corrected license or certificate, until
22 the person's duty to register under this chapter expires.

23 SECTION 48. Article 62.2021(a), Code of Criminal Procedure,
24 is amended to read as follows:

25 (a) Notwithstanding Article 62.060(b), a person subject to
26 registration who is civilly committed as a sexually violent
27 predator and resides at a civil commitment center shall renew the

1 person's state-issued [~~department-issued~~] driver's license or
2 personal identification certificate as prescribed by Section
3 521.103, 521.272, or 522.033, Transportation Code, as applicable.

4 SECTION 49. Article 102.022(a), Code of Criminal Procedure,
5 is amended to read as follows:

6 (a) In this article, "moving violation" means an offense
7 that:

8 (1) involves the operation of a motor vehicle; and

9 (2) is classified as a moving violation by the Texas
10 Department of Motor Vehicles [~~Public Safety~~] under Section 708.052,
11 Transportation Code.

12 SECTION 50. Section 1001.056(d), Education Code, is amended
13 to read as follows:

14 (d) A certificate under this section must:

15 (1) be in a form required by the department; and

16 (2) include an identifying number by which the
17 department, a court, [~~or~~] the Department of Public Safety, or the
18 Texas Department of Motor Vehicles may verify its authenticity with
19 the course provider.

20 SECTION 51. Section 1001.058(b), Education Code, is amended
21 to read as follows:

22 (b) The advisory committee consists of 12 [~~eleven~~] members
23 appointed for staggered six-year terms by the presiding officer of
24 the commission, with the approval of the commission, as follows:

25 (1) one member representing a driver education school
26 that offers a traditional classroom course and in-car training;

27 (2) one member representing a driver education school

1 that offers a traditional classroom course, alternative methods of
2 instruction, or in-car training;

3 (3) one member representing a driving safety school
4 offering a traditional classroom course or providing an alternative
5 method of instruction;

6 (4) one member representing a driving safety course
7 provider approved for a traditional classroom course and for an
8 alternative method of instruction;

9 (5) one member representing a driving safety course
10 provider approved for a traditional classroom course or for an
11 alternative method of instruction;

12 (6) one licensed instructor;

13 (7) one representative of the Department of Public
14 Safety;

15 (8) one member representing a drug and alcohol driving
16 awareness program course provider;

17 (9) one member representing a parent-taught course
18 provider; ~~and~~

19 (10) two members representing the public; and

20 (11) one representative of the Texas Department of
21 Motor Vehicles.

22 SECTION 52. Section 13.002(c), Election Code, is amended to
23 read as follows:

24 (c) A registration application must include:

25 (1) the applicant's first name, middle name, if any,
26 last name, and former name, if any;

27 (2) the month, day, and year of the applicant's birth;

1 (3) a statement that the applicant is a United States
2 citizen;

3 (4) a statement that the applicant is a resident of the
4 county;

5 (5) a statement that the applicant has not been
6 determined by a final judgment of a court exercising probate
7 jurisdiction to be:

8 (A) totally mentally incapacitated; or

9 (B) partially mentally incapacitated without the
10 right to vote;

11 (6) a statement that the applicant has not been
12 finally convicted of a felony or that the applicant is a felon
13 eligible for registration under Section 13.001;

14 (7) the applicant's residence address or, if the
15 residence has no address, the address at which the applicant
16 receives mail and a concise description of the location of the
17 applicant's residence;

18 (8) the following information:

19 (A) the applicant's Texas driver's license number
20 or the number of a personal identification card issued by the Texas
21 Department of Motor Vehicles [~~Public Safety~~];

22 (B) if the applicant has not been issued a number
23 described by Paragraph (A), the last four digits of the applicant's
24 social security number; or

25 (C) a statement by the applicant that the
26 applicant has not been issued a number described by Paragraph (A) or
27 (B);

1 (9) if the application is made by an agent, a statement
2 of the agent's relationship to the applicant; and

3 (10) the city and county in which the applicant
4 formerly resided.

5 SECTION 53. Section 13.004(c), Election Code, is amended to
6 read as follows:

7 (c) The following information furnished on a registration
8 application is confidential and does not constitute public
9 information for purposes of Chapter 552, Government Code:

- 10 (1) a social security number;
- 11 (2) a Texas driver's license number;
- 12 (3) a number of a personal identification card issued
13 by the Texas Department of Motor Vehicles [~~Public Safety~~];

14 (4) an indication that an applicant is interested in
15 working as an election judge;

16 (5) the residence address of the applicant, if the
17 applicant is a federal judge or state judge, as defined by Section
18 13.0021, the spouse of a federal judge or state judge, or an
19 individual to whom Section 552.1175, Government Code, applies and
20 the applicant:

21 (A) included an affidavit with the registration
22 application describing the applicant's status under this
23 subdivision, including an affidavit under Section 13.0021 if the
24 applicant is a federal judge or state judge or the spouse of a
25 federal judge or state judge;

26 (B) provided the registrar with an affidavit
27 describing the applicant's status under this subdivision,

1 including an affidavit under Section 15.0215 if the applicant is a
2 federal judge or state judge or the spouse of a federal judge or
3 state judge; or

4 (C) provided the registrar with a completed form
5 approved by the secretary of state for the purpose of notifying the
6 registrar of the applicant's status under this subdivision;

7 (6) the residence address of the applicant, if the
8 applicant, the applicant's child, or another person in the
9 applicant's household is a victim of family violence as defined by
10 Section 71.004, Family Code, who provided the registrar with:

11 (A) a copy of a protective order issued under
12 Chapter 85, Family Code, or a magistrate's order for emergency
13 protection issued under Article 17.292, Code of Criminal Procedure;
14 or

15 (B) other independent documentary evidence
16 necessary to show that the applicant, the applicant's child, or
17 another person in the applicant's household is a victim of family
18 violence;

19 (7) the residence address of the applicant, if the
20 applicant, the applicant's child, or another person in the
21 applicant's household is a victim of sexual assault or abuse,
22 stalking, or trafficking of persons who provided the registrar
23 with:

24 (A) a copy of a protective order issued under
25 Chapter 7A or Article 6.09, Code of Criminal Procedure, or a
26 magistrate's order for emergency protection issued under Article
27 17.292, Code of Criminal Procedure; or

1 (B) other independent documentary evidence
2 necessary to show that the applicant, the applicant's child, or
3 another person in the applicant's household is a victim of sexual
4 assault or abuse, stalking, or trafficking of persons; or

5 (8) the residence address of the applicant, if the
6 applicant:

7 (A) is a participant in the address
8 confidentiality program administered by the attorney general under
9 Subchapter C, Chapter 56, Code of Criminal Procedure; and

10 (B) provided the registrar with proof of
11 certification under Article 56.84, Code of Criminal Procedure.

12 SECTION 54. Section 13.072(a), Election Code, is amended to
13 read as follows:

14 (a) Unless the registrar challenges the applicant, the
15 registrar shall approve the application if:

16 (1) the registrar determines that an application
17 complies with Section 13.002 and indicates that the applicant is
18 eligible for registration; and

19 (2) for an applicant who has not included a statement
20 described by Section 13.002(c)(8)(C), the registrar verifies with
21 the secretary of state:

22 (A) the applicant's Texas driver's license number
23 or number of a personal identification card issued by the Texas
24 Department of Motor Vehicles [~~Public Safety~~]; or

25 (B) the last four digits of the applicant's
26 social security number.

27 SECTION 55. Section 13.122(a), Election Code, is amended to

1 read as follows:

2 (a) In addition to the other statements and spaces for
3 entering information that appear on an officially prescribed
4 registration application form, each official form must include:

5 (1) the statement: "I understand that giving false
6 information to procure a voter registration is perjury and a crime
7 under state and federal law.";

8 (2) a space for the applicant's registration number;

9 (3) a space for the applicant's Texas driver's license
10 number or number of a personal identification card issued by the
11 Texas Department of Motor Vehicles [~~Public Safety~~];

12 (4) a space for the applicant's telephone number;

13 (5) a space for the applicant's social security
14 number;

15 (6) a space for the applicant's sex;

16 (7) a statement indicating that the furnishing of the
17 applicant's telephone number and sex is optional;

18 (8) a space or box for indicating whether the
19 applicant or voter is submitting new registration information or a
20 change in current registration information;

21 (9) a statement instructing a voter who is using the
22 form to make a change in current registration information to enter
23 the voter's name and the changed information in the appropriate
24 spaces on the form;

25 (10) a statement that if the applicant declines to
26 register to vote, that fact will remain confidential and will be
27 used only for voter registration purposes;

1 (11) a statement that if the applicant does register
2 to vote, information regarding the agency or office to which the
3 application is submitted will remain confidential and will be used
4 only for voter registration purposes;

5 (12) a space or box for indicating whether the
6 applicant is interested in working as an election judge;

7 (13) a statement warning that a conviction for making
8 a false statement may result in imprisonment for up to the maximum
9 amount of time provided by law, a fine of up to the maximum amount
10 provided by law, or both the imprisonment and the fine; and

11 (14) any other voter registration information
12 required by federal law or considered appropriate and required by
13 the secretary of state.

14 SECTION 56. Section 16.031(a), Election Code, is amended to
15 read as follows:

16 (a) The registrar shall cancel a voter's registration
17 immediately on receipt of:

18 (1) notice under Section 13.072(b) or 15.021 or a
19 response under Section 15.053 that the voter's residence is outside
20 the county;

21 (2) an abstract of the voter's death certificate under
22 Section 16.001(a) or an abstract of an application indicating that
23 the voter is deceased under Section 16.001(b);

24 (3) an abstract of a final judgment of the voter's
25 total mental incapacity, partial mental incapacity without the
26 right to vote, conviction of a felony, or disqualification under
27 Section 16.002, 16.003, or 16.004;

1 (4) notice under Section 112.012 that the voter has
2 applied for a limited ballot in another county;

3 (5) notice from a voter registration official in
4 another state that the voter has registered to vote outside this
5 state;

6 (6) notice from the early voting clerk under Section
7 101.053 that a federal postcard application submitted by an
8 applicant states a voting residence address located outside the
9 registrar's county; or

10 (7) notice from the secretary of state that the voter
11 has registered to vote in another county, as determined by the
12 voter's driver's license number or personal identification card
13 number issued by the Texas Department of Motor Vehicles [~~Public~~
14 ~~Safety~~] or social security number.

15 SECTION 57. Section 20.001(b), Election Code, is amended to
16 read as follows:

17 (b) The Texas Department of Motor Vehicles [~~Public Safety~~]
18 is designated as a voter registration agency.

19 SECTION 58. The heading to Subchapter C, Chapter 20,
20 Election Code, is amended to read as follows:

21 SUBCHAPTER C. TEXAS DEPARTMENT OF MOTOR VEHICLES [~~PUBLIC SAFETY~~]

22 SECTION 59. Section 20.061, Election Code, is amended to
23 read as follows:

24 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other
25 provisions of this chapter apply to the Texas Department of Motor
26 Vehicles [~~Public Safety~~] except provisions that conflict with this
27 subchapter.

1 SECTION 60. Section 20.062(a), Election Code, is amended to
2 read as follows:

3 (a) The Texas Department of Motor Vehicles [~~Public Safety~~]
4 shall prescribe and use a form and procedure that combines the
5 department's application form for a license or card with an
6 officially prescribed voter registration application form.

7 SECTION 61. Section 20.063(a), Election Code, is amended to
8 read as follows:

9 (a) The Texas Department of Motor Vehicles [~~Public Safety~~]
10 shall provide to each person who applies in person at the
11 department's offices for an original or renewal of a driver's
12 license, a personal identification card, or a duplicate or
13 corrected license or card an opportunity to complete a voter
14 registration application form.

15 SECTION 62. Section 20.064, Election Code, is amended to
16 read as follows:

17 Sec. 20.064. DECLINATION FORM NOT REQUIRED. The Texas
18 Department of Motor Vehicles [~~Public Safety~~] is not required to
19 comply with the procedures prescribed by this chapter relating to
20 the form for a declination of voter registration.

21 SECTION 63. Section 20.065(a), Election Code, is amended to
22 read as follows:

23 (a) At the end of each day a Texas Department of Motor
24 Vehicles [~~Public Safety~~] office is regularly open for business, the
25 manager of the office shall deliver by mail or in person to the
26 voter registrar of the county in which the office is located each
27 completed voter registration application and applicable change of

1 address submitted to a department employee.

2 SECTION 64. Section 20.066(a), Election Code, is amended to
3 read as follows:

4 (a) If a person completes a voter registration application
5 as provided by Section 20.063, the Texas Department of Motor
6 Vehicles [~~Public Safety~~] shall:

7 (1) input the information provided on the application
8 into the department's electronic data system; and

9 (2) inform the applicant that the applicant's
10 electronic signature provided to the department will be used for
11 submitting the applicant's voter registration application.

12 SECTION 65. Section 31.013(b), Election Code, is amended to
13 read as follows:

14 (b) In establishing the program, the secretary of state
15 shall consult with the Department of Public Safety and Texas
16 Department of Motor Vehicles on the creation of the program,
17 security relating to the issuance of an election identification
18 certificate, best practices in issuing an election identification
19 certificate, and equipment required to issue an election
20 identification certificate.

21 SECTION 66. Section 63.0101(a), Election Code, is amended
22 to read as follows:

23 (a) The following documentation is an acceptable form of
24 photo identification under this chapter:

25 (1) a driver's license, election identification
26 certificate, or personal identification card issued to the person
27 by the Texas Department of Motor Vehicles [~~Public Safety~~] that has

1 not expired or that expired no earlier than four years before the
2 date of presentation;

3 (2) a United States military identification card that
4 contains the person's photograph that has not expired or that
5 expired no earlier than four years before the date of presentation;

6 (3) a United States citizenship certificate issued to
7 the person that contains the person's photograph;

8 (4) a United States passport book or card issued to the
9 person that has not expired or that expired no earlier than four
10 years before the date of presentation; or

11 (5) a license to carry a handgun issued to the person
12 by the Department of Public Safety that has not expired or that
13 expired no earlier than four years before the date of presentation.

14 SECTION 67. Section 65.060, Election Code, is amended to
15 read as follows:

16 Sec. 65.060. DISCLOSURE OF SOCIAL SECURITY, DRIVER'S
17 LICENSE, OR PERSONAL IDENTIFICATION NUMBER ON PROVISIONAL BALLOT
18 AFFIDAVIT. A social security number, Texas driver's license
19 number, or number of a personal identification card issued by the
20 Texas Department of Motor Vehicles [~~Public Safety~~] furnished on a
21 provisional ballot affidavit is confidential and does not
22 constitute public information for purposes of Chapter 552,
23 Government Code. The general custodian of election records shall
24 ensure that a social security number, Texas driver's license
25 number, or number of a personal identification card issued by the
26 Texas Department of Motor Vehicles [~~Public Safety~~] is excluded from
27 disclosure.

1 SECTION 68. Section 2.005(b), Family Code, is amended to
2 read as follows:

3 (b) The proof must be established by:

4 (1) a driver's license or identification card issued
5 by this state, another state, or a Canadian province that is current
6 or has expired not more than two years preceding the date the
7 identification is submitted to the county clerk in connection with
8 an application for a license;

9 (2) a United States passport;

10 (3) a current passport issued by a foreign country or a
11 consular document issued by a state or national government;

12 (4) an unexpired Certificate of United States
13 Citizenship, Certificate of Naturalization, United States Citizen
14 Identification Card, Permanent Resident Card, Temporary Resident
15 Card, Employment Authorization Card, or other document issued by
16 the federal Department of Homeland Security or the United States
17 Department of State including an identification photograph;

18 (5) an unexpired military identification card for
19 active duty, reserve, or retired personnel with an identification
20 photograph;

21 (6) an original or certified copy of a birth
22 certificate issued by a bureau of vital statistics for a state or a
23 foreign government;

24 (7) an original or certified copy of a Consular Report
25 of Birth Abroad or Certificate of Birth Abroad issued by the United
26 States Department of State;

27 (8) an original or certified copy of a court order

1 relating to the applicant's name change or sex change;

2 (9) school records from a secondary school or
3 institution of higher education;

4 (10) an insurance policy continuously valid for the
5 two years preceding the date of the application for a license;

6 (11) a motor vehicle certificate of title;

7 (12) military records, including documentation of
8 release or discharge from active duty or a draft record;

9 (13) an unexpired military dependent identification
10 card;

11 (14) an original or certified copy of the applicant's
12 marriage license or divorce decree;

13 (15) a voter registration certificate;

14 (16) a pilot's license issued by the Federal Aviation
15 Administration or another authorized agency of the United States;

16 (17) a license to carry a handgun under Subchapter H,
17 Chapter 411, Government Code;

18 (18) a temporary driving permit or a temporary
19 identification card issued by the Texas Department of Motor
20 Vehicles [~~Public Safety~~]; or

21 (19) an offender identification card issued by the
22 Texas Department of Criminal Justice.

23 SECTION 69. Sections 54.042(a), (b), (f), and (g), Family
24 Code, are amended to read as follows:

25 (a) A juvenile court, in a disposition hearing under Section
26 54.04, shall:

27 (1) order the Texas Department of Motor Vehicles

1 ~~[Public Safety]~~ to suspend a child's driver's license or permit, or
2 if the child does not have a license or permit, to deny the issuance
3 of a license or permit to the child if the court finds that the child
4 has engaged in conduct that:

5 (A) violates a law of this state enumerated in
6 Section 521.342(a), Transportation Code; or

7 (B) violates a penal law of this state or the
8 United States, an element or elements of which involve a severe form
9 of trafficking in persons, as defined by 22 U.S.C. Section 7102; or

10 (2) notify the Texas Department of Motor Vehicles
11 ~~[Public Safety]~~ of the adjudication, if the court finds that the
12 child has engaged in conduct that violates a law of this state
13 enumerated in Section 521.372(a), Transportation Code.

14 (b) A juvenile court, in a disposition hearing under Section
15 54.04, may order the Texas Department of Motor Vehicles ~~[Public~~
16 ~~Safety]~~ to suspend a child's driver's license or permit or, if the
17 child does not have a license or permit, to deny the issuance of a
18 license or permit to the child, if the court finds that the child
19 has engaged in conduct that violates Section 28.08, Penal Code.

20 (f) A juvenile court, in a disposition hearing under Section
21 54.04, may order the Texas Department of Motor Vehicles ~~[Public~~
22 ~~Safety]~~ to suspend a child's driver's license or permit or, if the
23 child does not have a license or permit, to deny the issuance of a
24 license or permit to the child for a period not to exceed 12 months
25 if the court finds that the child has engaged in conduct in need of
26 supervision or delinquent conduct other than the conduct described
27 by Subsection (a).

1 (g) A juvenile court that places a child on probation under
2 Section 54.04 may require as a reasonable condition of the
3 probation that if the child violates the probation, the court may
4 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
5 suspend the child's driver's license or permit or, if the child does
6 not have a license or permit, to deny the issuance of a license or
7 permit to the child for a period not to exceed 12 months. The court
8 may make this order if a child that is on probation under this
9 condition violates the probation. A suspension under this
10 subsection is cumulative of any other suspension under this
11 section.

12 SECTION 70. Section 54.0482(c), Family Code, is amended to
13 read as follows:

14 (c) On or before the fifth anniversary of the date the
15 juvenile probation department receives a payment for a victim that
16 is not claimed by the victim, the department shall make and document
17 a good faith effort to locate and notify the victim that an
18 unclaimed payment exists, including:

19 (1) confirming, if possible, the victim's most recent
20 address with the Texas Department of Motor Vehicles [~~Public~~
21 ~~Safety~~]; and

22 (2) making at least one additional certified mailing
23 to the victim.

24 SECTION 71. Section 65.103(c), Family Code, is amended to
25 read as follows:

26 (c) In addition to any other order authorized by this
27 section, a truancy court may order the Texas Department of Motor

1 Vehicles [~~Public Safety~~] to suspend the driver's license or permit
2 of a child who has been found to have engaged in truant conduct. If
3 the child does not have a driver's license or permit, the court may
4 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
5 deny the issuance of a license or permit to the child. The period of
6 the license or permit suspension or the order that the issuance of a
7 license or permit be denied may not extend beyond the maximum time
8 period that a remedial order is effective as provided by Section
9 65.104.

10 SECTION 72. Section 65.251(a), Family Code, is amended to
11 read as follows:

12 (a) If a child fails to obey an order issued by a truancy
13 court under Section 65.103(a) or a child is in direct contempt of
14 court, the truancy court, after providing notice and an opportunity
15 for a hearing, may hold the child in contempt of court and order
16 either or both of the following:

17 (1) that the child pay a fine not to exceed \$100; or

18 (2) that the Texas Department of Motor Vehicles
19 [~~Public Safety~~] suspend the child's driver's license or permit or,
20 if the child does not have a license or permit, order that the Texas
21 Department of Motor Vehicles [~~Public Safety~~] deny the issuance of a
22 license or permit to the child until the child fully complies with
23 the court's orders.

24 SECTION 73. Sections 203.007(b) and (g), Family Code, are
25 amended to read as follows:

26 (b) A domestic relations office is entitled to obtain from
27 the Texas Department of Motor Vehicles and the Department of Public

1 Safety records that relate to:

- 2 (1) a person's date of birth;
- 3 (2) a person's most recent address;
- 4 (3) a person's current driver's license status;
- 5 (4) motor vehicle accidents involving a person;
- 6 (5) reported traffic-law violations of which a person
7 has been convicted; and
- 8 (6) a person's criminal history record information.

9 (g) The Texas Department of Motor Vehicles, the Department
10 of Public Safety, the Texas Workforce Commission, or the office of
11 the secretary of state may charge a domestic relations office a fee
12 not to exceed the charge paid by the Title IV-D agency for
13 furnishing records under this section.

14 SECTION 74. Section [264.1211](#), Family Code, as added by
15 Chapter 1076 (H.B. 3338), Acts of the 85th Legislature, Regular
16 Session, 2017, is amended to read as follows:

17 Sec. 264.1211. RECORDS AND DOCUMENTS FOR CHILDREN AGING OUT
18 OF FOSTER CARE. The department in cooperation with volunteer
19 advocates from a charitable organization described by Subchapter C,
20 Chapter [107](#), and the Texas Department of Motor Vehicles [~~Public~~
21 ~~Safety~~] shall develop procedures to ensure that a foster child
22 obtains a driver's license or personal identification card before
23 the child leaves the conservatorship of the department.

24 SECTION 75. Section [277.002](#)(a), Finance Code, is amended to
25 read as follows:

26 (a) A financial institution shall require, as a condition of
27 opening or maintaining a business checking account, that the

1 applicant or account holder provide:

2 (1) if the business is a sole proprietorship:
3 (A) the name of the business owner;
4 (B) the physical address of the business;
5 (C) the home address of the business owner; and
6 (D) the driver's license number of the business
7 owner or the personal identification card number issued to the
8 business owner by the Texas Department of Motor Vehicles [~~Public~~
9 ~~Safety~~]; or

10 (2) if the business is a corporation or other legal
11 entity, a copy of the business's certificate of incorporation or a
12 comparable document and an assumed name certificate, if any.

13 SECTION 76. Sections 62.001(a), (f), (h), and (i),
14 Government Code, are amended to read as follows:

15 (a) The jury wheel must be reconstituted by using, as the
16 source:

17 (1) the names of all persons on the current voter
18 registration lists from all the precincts in the county; and

19 (2) all names on a current list to be furnished by the
20 Texas Department of Motor Vehicles [~~Public Safety~~], showing the
21 citizens of the county who:

22 (A) hold a valid Texas driver's license or a
23 valid personal identification card or certificate issued by the
24 department; and

25 (B) are not disqualified from jury service under
26 Section 62.102(1), (2), or (7).

27 (f) The Texas Department of Motor Vehicles [~~Public Safety~~]

1 shall furnish a list to the secretary of state that shows the names
2 required under Subsection (a)(2) and that contains any of the
3 information enumerated in Subsection (c) that is available to the
4 department, including citizenship status and county of residence.
5 The list shall exclude the names of convicted felons, persons who
6 are not citizens of the United States, persons residing outside the
7 county, and the duplicate name of any registrant. The department
8 shall furnish the list to the secretary of state on or before the
9 first Monday in October of each year.

10 (h) If the secretary of state is unable to furnish the list
11 as provided in this section because of the failure of the voter
12 registrar to furnish the county voter registration list to the
13 secretary of state, the county tax assessor-collector, sheriff,
14 county clerk, and district clerk in the county shall meet at the
15 county courthouse between January 1 and January 15 of the following
16 year and shall reconstitute the jury wheel for the county, except as
17 provided under a plan adopted under Section 62.011. The deadlines
18 included in the plan control for preparing the list and
19 reconstituting the wheel. The secretary of state shall send the
20 list furnished by the Texas Department of Motor Vehicles [~~Public~~
21 ~~Safety~~] as provided by Subsection (f) to the voter registrar, who
22 shall combine the lists as described in this section for use as the
23 juror source and certify the combined list as required of the
24 secretary of state under Subsection (g).

25 (i) The commissioners court may, instead of using the method
26 provided by Subsections (c) through (h), contract with another
27 governmental unit or a private person to combine the voter

1 registration list with the list furnished by the Texas Department
2 of Motor Vehicles [~~Public Safety~~]. Subsections (c) through (h) do
3 not apply to a county in which the commissioners court has
4 contracted with another governmental unit or a private person under
5 this subsection. The Texas Department of Motor Vehicles [~~Public~~
6 ~~Safety~~] may not charge a fee for furnishing a list under this
7 subsection. Each list must contain the name, date of birth,
8 address, county of residence, and citizenship status of each person
9 listed. If practical, each list must contain any other information
10 useful in determining if the person is qualified to serve as a
11 juror.

12 SECTION 77. Section 72.016, Government Code, is amended to
13 read as follows:

14 Sec. 72.016. NOTIFICATION PROCEDURE FOR JUDICIAL PRIVACY.
15 The director shall develop a procedure to regularly notify county
16 registrars, the Texas Department of Motor Vehicles [~~Public Safety~~],
17 the Texas Ethics Commission, and any other state agency the office
18 determines should be notified of the judges, judges' spouses, and
19 related family members whose personal information must be kept from
20 public records, as provided under Sections 552.117 and 572.035 of
21 this code, Sections 13.0021 and 15.0215, Election Code, and Section
22 521.121, Transportation Code.

23 SECTION 78. Section 103.021, Government Code, is amended to
24 read as follows:

25 Sec. 103.021. ADDITIONAL FEES AND COSTS IN CRIMINAL OR
26 CIVIL CASES: CODE OF CRIMINAL PROCEDURE. An accused or defendant,
27 or a party to a civil suit, as applicable, shall pay the following

1 fees and costs under the Code of Criminal Procedure if ordered by
2 the court or otherwise required:

3 (1) a personal bond fee (Art. [17.42](#), Code of Criminal
4 Procedure) . . . the greater of \$20 or three percent of the amount
5 of the bail fixed for the accused;

6 (2) cost of electronic monitoring as a condition of
7 release on personal bond (Art. [17.43](#), Code of Criminal Procedure)
8 . . . actual cost;

9 (3) a fee for verification of and monitoring of motor
10 vehicle ignition interlock (Art. [17.441](#), Code of Criminal
11 Procedure) . . . not to exceed \$10;

12 (3-a) costs associated with operating a global
13 positioning monitoring system as a condition of release on bond
14 (Art. [17.49\(b\)\(2\)](#), Code of Criminal Procedure) . . . actual costs,
15 subject to a determination of indigency;

16 (3-b) costs associated with providing a defendant's
17 victim with an electronic receptor device as a condition of the
18 defendant's release on bond (Art. [17.49\(b\)\(3\)](#), Code of Criminal
19 Procedure) . . . actual costs, subject to a determination of
20 indigency;

21 (4) repayment of reward paid by a crime stoppers
22 organization on conviction of a felony (Art. [37.073](#), Code of
23 Criminal Procedure) . . . amount ordered;

24 (5) reimbursement to general revenue fund for payments
25 made to victim of an offense as condition of community supervision
26 (Art. [42A.301\(b\)\(17\)](#) [~~[42A.301\(17\)](#)~~], Code of Criminal Procedure)
27 . . . not to exceed \$50 for a misdemeanor offense or \$100 for a

1 felony offense;

2 (6) payment to a crime stoppers organization as
3 condition of community supervision (Art. [42A.301\(b\)\(20\)](#)
4 [~~[42A.301\(20\)](#)~~], Code of Criminal Procedure) . . . not to exceed \$50;

5 (7) children's advocacy center fee (Art. [42A.455](#), Code
6 of Criminal Procedure) . . . not to exceed \$50;

7 (8) family violence center fee (Art. [42A.504\(b\)](#), Code
8 of Criminal Procedure) . . . \$100;

9 (9) community supervision fee (Art. [42A.652\(a\)](#), Code
10 of Criminal Procedure) . . . not less than \$25 or more than \$60 per
11 month;

12 (10) additional community supervision fee for certain
13 offenses (Art. [42A.653\(a\)](#), Code of Criminal Procedure) . . . \$5 per
14 month;

15 (11) for certain financially able sex offenders as a
16 condition of community supervision, the costs of treatment,
17 specialized supervision, or rehabilitation (Art. [42A.452](#), Code of
18 Criminal Procedure) . . . all or part of the reasonable and
19 necessary costs of the treatment, supervision, or rehabilitation as
20 determined by the judge;

21 (12) fee for failure to appear for trial in a justice
22 or municipal court if a jury trial is not waived (Art. [45.026](#), Code
23 of Criminal Procedure) . . . costs incurred for impaneling the
24 jury;

25 (13) costs of certain testing, assessments, or
26 programs during a deferral period (Art. [45.051](#), Code of Criminal
27 Procedure) . . . amount ordered;

1 (14) special expense on dismissal of certain
2 misdemeanor complaints (Art. 45.051, Code of Criminal Procedure)
3 . . . not to exceed amount of fine assessed;

4 (15) an additional fee:

5 (A) for a copy of the defendant's driving record
6 to be requested from the Texas Department of Motor Vehicles [~~Public~~
7 ~~Safety~~] by the judge (Art. 45.0511(c-1), Code of Criminal
8 Procedure) . . . amount equal to the sum of the fee established by
9 Section 521.048, Transportation Code, and the state electronic
10 Internet portal fee;

11 (B) as an administrative fee for requesting a
12 driving safety course or a course under the motorcycle operator
13 training and safety program for certain traffic offenses to cover
14 the cost of administering the article (Art. 45.0511(f)(1), Code of
15 Criminal Procedure) . . . not to exceed \$10; or

16 (C) for requesting a driving safety course or a
17 course under the motorcycle operator training and safety program
18 before the final disposition of the case (Art. 45.0511(f)(2), Code
19 of Criminal Procedure) . . . not to exceed the maximum amount of the
20 fine for the offense committed by the defendant;

21 (16) a request fee for teen court program (Art.
22 45.052, Code of Criminal Procedure) . . . \$20, if the court
23 ordering the fee is located in the Texas-Louisiana border region,
24 but otherwise not to exceed \$10;

25 (17) a fee to cover costs of required duties of teen
26 court (Art. 45.052, Code of Criminal Procedure) . . . \$20, if the
27 court ordering the fee is located in the Texas-Louisiana border

1 region, but otherwise \$10;

2 (18) a mileage fee for officer performing certain
3 services (Art. 102.001, Code of Criminal Procedure) . . . \$0.15 per
4 mile;

5 (19) certified mailing of notice of hearing date (Art.
6 102.006, Code of Criminal Procedure) . . . \$1, plus postage;

7 (20) certified mailing of certified copies of an order
8 of expunction (Art. 102.006, Code of Criminal Procedure) . . . \$2,
9 plus postage;

10 (20-a) a fee to defray the cost of notifying state
11 agencies of orders of expungement (Art. 45.0216, Code of Criminal
12 Procedure) . . . \$30 per application;

13 (21) sight orders:

14 (A) if the face amount of the check or sight order
15 does not exceed \$10 (Art. 102.007, Code of Criminal Procedure)
16 . . . not to exceed \$10;

17 (B) if the face amount of the check or sight order
18 is greater than \$10 but does not exceed \$100 (Art. 102.007, Code of
19 Criminal Procedure) . . . not to exceed \$15;

20 (C) if the face amount of the check or sight order
21 is greater than \$100 but does not exceed \$300 (Art. 102.007, Code of
22 Criminal Procedure) . . . not to exceed \$30;

23 (D) if the face amount of the check or sight order
24 is greater than \$300 but does not exceed \$500 (Art. 102.007, Code of
25 Criminal Procedure) . . . not to exceed \$50; and

26 (E) if the face amount of the check or sight order
27 is greater than \$500 (Art. 102.007, Code of Criminal Procedure)

1 . . . not to exceed \$75;

2 (22) fees for a pretrial intervention program:

3 (A) a supervision fee (Art. 102.012(a), Code of
4 Criminal Procedure) . . . \$60 a month plus expenses; and

5 (B) a district attorney, criminal district
6 attorney, or county attorney administrative fee (Art. 102.0121,
7 Code of Criminal Procedure) . . . not to exceed \$500;

8 (23) parking fee violations for child safety fund in
9 municipalities with populations:

10 (A) greater than 850,000 (Art. 102.014, Code of
11 Criminal Procedure) . . . not less than \$2 and not to exceed \$5; and

12 (B) less than 850,000 (Art. 102.014, Code of
13 Criminal Procedure) . . . not to exceed \$5;

14 (24) an administrative fee for collection of fines,
15 fees, restitution, or other costs (Art. 102.072, Code of Criminal
16 Procedure) . . . not to exceed \$2 for each transaction;

17 (25) a collection fee, if authorized by the
18 commissioners court of a county or the governing body of a
19 municipality, for certain debts and accounts receivable, including
20 unpaid fines, fees, court costs, forfeited bonds, and restitution
21 ordered paid (Art. 103.0031, Code of Criminal Procedure) . . . 30
22 percent of an amount more than 60 days past due; and

23 (26) a cost on conviction for the truancy prevention
24 and diversion fund (Art. 102.015, Code of Criminal Procedure) . . .
25 \$2.

26 SECTION 79. Section 411.082(2), Government Code, is amended
27 to read as follows:

1 (2) "Criminal history record information" means
2 information collected about a person by a criminal justice agency
3 that consists of identifiable descriptions and notations of
4 arrests, detentions, indictments, informations, and other formal
5 criminal charges and their dispositions. The term does not
6 include:

7 (A) identification information, including
8 fingerprint records, to the extent that the identification
9 information does not indicate involvement of the person in the
10 criminal justice system; or

11 (B) driving record information maintained by the
12 Texas Department of Motor Vehicles [~~department~~] under Subchapter C,
13 Chapter 521, Transportation Code.

14 SECTION 80. Section 411.174(b), Government Code, is amended
15 to read as follows:

16 (b) An applicant must provide on the application a statement
17 of the applicant's:

18 (1) full name and place and date of birth;
19 (2) race and sex;
20 (3) residence and business addresses for the preceding
21 five years;

22 (4) hair and eye color;

23 (5) height and weight;

24 (6) driver's license number or identification
25 certificate number issued by the Texas Department of Motor Vehicles
26 [~~department~~];

27 (7) criminal history record information of the type

1 maintained by the department under this chapter, including a list
2 of offenses for which the applicant was arrested, charged, or under
3 an information or indictment and the disposition of the offenses;
4 and

5 (8) history, if any, of treatment received by,
6 commitment to, or residence in:

7 (A) a drug or alcohol treatment center licensed
8 to provide drug or alcohol treatment under the laws of this state or
9 another state, but only if the treatment, commitment, or residence
10 occurred during the preceding five years; or

11 (B) a psychiatric hospital.

12 SECTION 81. Section 411.179(a), Government Code, is amended
13 to read as follows:

14 (a) The department by rule shall adopt the form of the
15 license. A license must include:

16 (1) a number assigned to the license holder by the
17 department;

18 (2) a statement of the period for which the license is
19 effective;

20 (3) a color photograph of the license holder;

21 (4) the license holder's full name, date of birth, hair
22 and eye color, height, weight, and signature;

23 (5) the license holder's residence address or, as
24 provided by Subsection (d), the street address of the courthouse in
25 which the license holder or license holder's spouse serves as a
26 federal judge or the license holder serves as a state judge;

27 (6) the number of a driver's license or an

1 identification certificate issued to the license holder by the
2 Texas Department of Motor Vehicles [~~department~~]; and

3 (7) the designation "VETERAN" if required under
4 Subsection (e).

5 SECTION 82. Section 411.205, Government Code, is amended to
6 read as follows:

7 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license
8 holder is carrying a handgun on or about the license holder's person
9 when a magistrate or a peace officer demands that the license holder
10 display identification, the license holder shall display both the
11 license holder's driver's license or identification certificate
12 issued by the Texas Department of Motor Vehicles [~~department~~] and
13 the license holder's handgun license.

14 SECTION 83. Sections 501.0165(a), (c), and (d), Government
15 Code, are amended to read as follows:

16 (a) Before discharging an inmate or releasing an inmate on
17 parole, mandatory supervision, or conditional pardon, the
18 department shall:

19 (1) determine whether the inmate has:

20 (A) a valid license issued under Chapter 521 or
21 522, Transportation Code; or

22 (B) a valid personal identification certificate
23 issued under Chapter 521, Transportation Code; and

24 (2) if the inmate does not have a valid license or
25 certificate described by Subdivision (1), submit to the Texas
26 Department of Motor Vehicles [~~Public Safety~~] on behalf of the
27 inmate a request for the issuance of a personal identification

1 certificate under Chapter [521](#), Transportation Code.

2 (c) The department, the Texas Department of Motor Vehicles
3 [~~Public Safety~~], and the bureau of vital statistics of the
4 Department of State Health Services shall by rule adopt a
5 memorandum of understanding that establishes their respective
6 responsibilities with respect to the issuance of a personal
7 identification certificate to an inmate, including
8 responsibilities related to verification of the inmate's identity.
9 The memorandum of understanding must require the Department of
10 State Health Services to electronically verify the birth record of
11 an inmate whose name and any other personal information is provided
12 by the department and to electronically report the recorded filing
13 information to the Texas Department of Motor Vehicles [~~Public~~
14 ~~Safety~~] to validate the identity of an inmate under this section.

15 (d) The department shall reimburse the Texas Department of
16 Motor Vehicles [~~Public Safety~~] or the Department of State Health
17 Services for the actual costs incurred by those agencies in
18 performing responsibilities established under this section. The
19 department may charge an inmate for the actual costs incurred under
20 this section or the fees required by Section [521.421](#),
21 Transportation Code.

22 SECTION 84. Section [509.004](#)(a), Government Code, is amended
23 to read as follows:

24 (a) The division shall require each department to:

25 (1) keep financial and statistical records determined
26 necessary by the division;

27 (2) submit a strategic plan and all supporting

1 information requested by the division;

2 (3) present data requested by the division as
3 necessary to determine the amount of state aid for which the
4 department is eligible;

5 (4) submit periodic financial audits and statistical
6 reports to the division; and

7 (5) submit to the Texas Department of Motor Vehicles
8 [~~Public Safety~~] the full name, address, date of birth, social
9 security number, and driver's license number of each person
10 restricted to the operation of a motor vehicle equipped with a
11 device that uses a deep-lung breath analysis mechanism to make
12 impractical the operation of the motor vehicle if ethyl alcohol is
13 detected in the breath of the restricted operator.

14 SECTION 85. Sections [531.02414](#)(e) and (g), Government Code,
15 are amended to read as follows:

16 (e) The executive commissioner shall adopt rules to ensure
17 the safe and efficient provision of nonemergency transportation
18 services under the medical transportation program by regional
19 contracted brokers and subcontractors of regional contracted
20 brokers. The rules must include:

21 (1) minimum standards regarding the physical
22 condition and maintenance of motor vehicles used to provide the
23 services, including standards regarding the accessibility of motor
24 vehicles by persons with disabilities;

25 (2) a requirement that a regional contracted broker
26 verify that each motor vehicle operator providing the services or
27 seeking to provide the services has a valid driver's license;

1 (3) a requirement that a regional contracted broker
2 check the driving record information maintained by the Texas
3 Department of Motor Vehicles [~~Public Safety~~] under Subchapter C,
4 Chapter 521, Transportation Code, of each motor vehicle operator
5 providing the services or seeking to provide the services;

6 (4) a requirement that a regional contracted broker
7 check the public criminal record information maintained by the
8 Department of Public Safety and made available to the public
9 through the department's Internet website of each motor vehicle
10 operator providing the services or seeking to provide the services;
11 and

12 (5) training requirements for motor vehicle operators
13 providing the services through a regional contracted broker,
14 including training on the following topics:

- 15 (A) passenger safety;
- 16 (B) passenger assistance;
- 17 (C) assistive devices, including wheelchair
18 lifts, tie-down equipment, and child safety seats;
- 19 (D) sensitivity and diversity;
- 20 (E) customer service;
- 21 (F) defensive driving techniques; and
- 22 (G) prohibited behavior by motor vehicle
23 operators.

24 (g) The commission shall enter into a memorandum of
25 understanding with the Texas Department of Motor Vehicles [~~and the~~
26 ~~Department of Public Safety~~] for purposes of obtaining the motor
27 vehicle registration and driver's license information of a provider

1 of medical transportation services, including a regional
2 contracted broker and a subcontractor of the broker, to confirm
3 that the provider complies with applicable requirements adopted
4 under Subsection (e).

5 SECTION 86. Section 531.1533, Government Code, is amended
6 to read as follows:

7 Sec. 531.1533. REQUIREMENTS ON ADMISSIONS OF CHILDREN TO
8 CERTAIN INSTITUTIONS. On the admission of a child to an institution
9 described by Section 531.151(3)(A), (B), or (D), the Department of
10 Aging and Disability Services shall require the child's parent or
11 guardian to submit:

12 (1) an admission form that includes:

13 (A) the parent's or guardian's:

14 (i) name, address, and telephone number;

15 (ii) driver's license number and state of
16 issuance or personal identification card number issued by the Texas
17 Department of Motor Vehicles [~~Public Safety~~]; and

18 (iii) place of employment and the
19 employer's address and telephone number; and

20 (B) the name, address, and telephone number of a
21 relative of the child or other person whom the department or
22 institution may contact in an emergency, a statement indicating the
23 relation between that person and the child, and at the parent's or
24 guardian's option, that person's:

25 (i) driver's license number and state of
26 issuance or personal identification card number issued by the Texas
27 Department of Motor Vehicles [~~Public Safety~~]; and

1 (ii) the name, address, and telephone
2 number of that person's employer; and

3 (2) a signed acknowledgment of responsibility stating
4 that the parent or guardian agrees to:

5 (A) notify the institution in which the child is
6 placed of any changes to the information submitted under
7 Subdivision (1)(A); and

8 (B) make reasonable efforts to participate in the
9 child's life and in planning activities for the child.

10 SECTION 87. Section 555.003, Government Code, is amended to
11 read as follows:

12 Sec. 555.003. EXCEPTION. This chapter does not apply to
13 files that relate to drivers of motor vehicles and that are
14 maintained by the Texas Department of Motor Vehicles [~~Public~~
15 ~~Safety~~] under Subchapter C, Chapter 521, Transportation Code.

16 SECTION 88. Section 12.013(b), Health and Safety Code, is
17 amended to read as follows:

18 (b) Based on the studies and investigations, the department
19 periodically shall recommend to the Department of Public Safety and
20 the Texas Department of Motor Vehicles appropriate policies,
21 standards, and procedures relating to those medical aspects.

22 SECTION 89. Section 12.092(b), Health and Safety Code, is
23 amended to read as follows:

24 (b) The medical advisory board shall assist:

25 (1) the Texas Department of Motor Vehicles [~~Public~~
26 ~~Safety of the State of Texas~~] in determining whether [+]

27 [~~(1)~~] an applicant for a driver's license or a license

1 holder is capable of safely operating a motor vehicle; and [~~or~~]

2 (2) the Department of Public Safety in determining
3 whether an applicant for or holder of a license to carry a handgun
4 under the authority of Subchapter H, Chapter 411, Government Code,
5 or an applicant for or holder of a commission as a security officer
6 under Chapter 1702, Occupations Code, is capable of exercising
7 sound judgment with respect to the proper use and storage of a
8 handgun.

9 SECTION 90. Sections 12.095(a) and (c), Health and Safety
10 Code, are amended to read as follows:

11 (a) If the Department of Public Safety of the State of Texas
12 or Texas Department of Motor Vehicles requests an opinion or
13 recommendation from the medical advisory board as to the ability of
14 an applicant or license holder to operate a motor vehicle safely or
15 to exercise sound judgment with respect to the proper use and
16 storage of a handgun, the commissioner or a person designated by the
17 commissioner shall convene a panel to consider the case or question
18 submitted by that department.

19 (c) Each panel member shall prepare an individual
20 independent written report for the Department of Public Safety of
21 the State of Texas or Texas Department of Motor Vehicles, as
22 appropriate, that states the member's opinion as to the ability of
23 the applicant or license holder to operate a motor vehicle safely or
24 to exercise sound judgment with respect to the proper use and
25 storage of a handgun, as appropriate. In the report the panel
26 member may also make recommendations relating to that department's
27 subsequent action.

1 SECTION 91. Section 12.096(a), Health and Safety Code, is
2 amended to read as follows:

3 (a) A physician licensed to practice medicine in this state
4 may inform the Department of Public Safety of the State of Texas,
5 the Texas Department of Motor Vehicles, or the medical advisory
6 board, orally or in writing, of the name, date of birth, and address
7 of a patient older than 15 years of age whom the physician has
8 diagnosed as having a disorder or disability specified in a rule of
9 the Department of Public Safety of the State of Texas or Texas
10 Department of Motor Vehicles.

11 SECTION 92. Section 12.097, Health and Safety Code, is
12 amended to read as follows:

13 Sec. 12.097. CONFIDENTIALITY REQUIREMENTS. (a) All
14 records, reports, and testimony relating to the medical condition
15 of an applicant or license holder:

16 (1) are for the confidential use of the medical
17 advisory board, a panel, the Texas Department of Motor Vehicles, or
18 the Department of Public Safety of the State of Texas;

19 (2) are privileged information; and

20 (3) may not be disclosed to any person or used as
21 evidence in a trial except as provided by Subsection (b).

22 (b) In a subsequent proceeding under Subchapter H, Chapter
23 411, Government Code, or Subchapter N, Chapter 521, Transportation
24 Code, the department may provide a copy of the report of the medical
25 advisory board or panel and a medical record or report relating to
26 an applicant or license holder to:

27 (1) the Department of Public Safety of the State of

1 Texas or Texas Department of Motor Vehicles, as appropriate;

2 (2) the applicant or license holder; and

3 (3) the officer who presides at the hearing.

4 SECTION 93. Section 81.011, Health and Safety Code, is
5 amended to read as follows:

6 Sec. 81.011. REQUEST FOR INFORMATION. In times of
7 emergency or epidemic declared by the commissioner, the department
8 is authorized to request information pertaining to names, dates of
9 birth, and most recent addresses of individuals from the driver's
10 license records of the Texas Department of Motor Vehicles [~~Public~~
11 ~~Safety~~] for the purpose of notification to individuals of the need
12 to receive certain immunizations or diagnostic, evaluation, or
13 treatment services for suspected communicable diseases.

14 SECTION 94. Section 161.254, Health and Safety Code, is
15 amended to read as follows:

16 Sec. 161.254. DRIVER'S LICENSE SUSPENSION OR DENIAL. (a)
17 If the defendant does not provide the evidence required under
18 Section 161.253(e) within the period specified by that subsection,
19 the court shall order the Texas Department of Motor Vehicles
20 [~~Public Safety~~] to suspend or deny issuance of any driver's license
21 or permit to the defendant. The order must specify the period of
22 the suspension or denial, which may not exceed 180 days after the
23 date of the order.

24 (b) The Texas Department of Motor Vehicles [~~Public Safety~~]
25 shall send to the defendant notice of court action under Subsection
26 (a) by first class mail. The notice must include the date of the
27 order and the reason for the order and must specify the period of

1 the suspension or denial.

2 SECTION 95. Section 191.009, Health and Safety Code, as
3 added by Chapter 737 (S.B. 1205), Acts of the 85th Legislature,
4 Regular Session, 2017, is amended to read as follows:

5 Sec. 191.009. DEATH INFORMATION FOR TEXAS DEPARTMENT OF
6 MOTOR VEHICLES [~~PUBLIC SAFETY~~]. (a) The department shall
7 implement an efficient and effective method to verify death
8 information to assist the Texas Department of Motor Vehicles
9 [~~Public Safety~~] with maintaining records of holders of driver's
10 licenses and personal identification certificates in this state.

11 (b) The department shall enter into a memorandum of
12 understanding with the Texas Department of Motor Vehicles [~~Public~~
13 ~~Safety~~] to implement this section. The memorandum of understanding
14 must include a mechanism for the department to provide to the Texas
15 Department of Motor Vehicles [~~Public Safety~~] death information that
16 includes unique identifiers, including social security numbers,
17 necessary to accurately match death records with driver's license
18 and personal identification certificate records.

19 SECTION 96. Section 481.077(d), Health and Safety Code, is
20 amended to read as follows:

21 (d) Before selling, transferring, or otherwise furnishing
22 to a person in this state a chemical precursor subject to Subsection
23 (a), a manufacturer, wholesaler, retailer, or other person shall:

24 (1) if the recipient does not represent a business,
25 obtain from the recipient:

26 (A) the recipient's driver's license number or
27 other personal identification certificate number, date of birth,

1 and residential or mailing address, other than a post office box
2 number, from a driver's license or personal identification
3 certificate issued by the Texas Department of Motor Vehicles
4 [~~department~~] that contains a photograph of the recipient;

5 (B) the year, state, and number of the motor
6 vehicle license of the motor vehicle owned or operated by the
7 recipient;

8 (C) a complete description of how the chemical
9 precursor is to be used; and

10 (D) the recipient's signature; or

11 (2) if the recipient represents a business, obtain
12 from the recipient:

13 (A) a letter of authorization from the business
14 that includes the business license or comptroller tax
15 identification number, address, area code, and telephone number and
16 a complete description of how the chemical precursor is to be used;
17 and

18 (B) the recipient's signature; and

19 (3) for any recipient, sign as a witness to the
20 signature and identification of the recipient.

21 SECTION 97. Section 481.080(e), Health and Safety Code, is
22 amended to read as follows:

23 (e) Before selling, transferring, or otherwise furnishing
24 to a person in this state a chemical laboratory apparatus subject to
25 Subsection (a), a manufacturer, wholesaler, retailer, or other
26 person shall:

27 (1) if the recipient does not represent a business,

1 obtain from the recipient:

2 (A) the recipient's driver's license number or
3 other personal identification certificate number, date of birth,
4 and residential or mailing address, other than a post office box
5 number, from a driver's license or personal identification
6 certificate issued by the Texas Department of Motor Vehicles
7 [~~department~~] that contains a photograph of the recipient;

8 (B) the year, state, and number of the motor
9 vehicle license of the motor vehicle owned or operated by the
10 recipient;

11 (C) a complete description of how the apparatus
12 is to be used; and

13 (D) the recipient's signature; or

14 (2) if the recipient represents a business, obtain
15 from the recipient:

16 (A) a letter of authorization from the business
17 that includes the business license or comptroller tax
18 identification number, address, area code, and telephone number and
19 a complete description of how the apparatus is to be used; and

20 (B) the recipient's signature; and

21 (3) for any recipient, sign as a witness to the
22 signature and identification of the recipient.

23 SECTION 98. Section 485.032(c), Health and Safety Code, is
24 amended to read as follows:

25 (c) It is an affirmative defense to prosecution under this
26 section that:

27 (1) the person making the delivery is an adult having

1 supervisory responsibility over the person younger than 18 years of
2 age and:

3 (A) the adult permits the use of the abusable
4 volatile chemical only under the adult's direct supervision and in
5 the adult's presence and only for its intended purpose; and

6 (B) the adult removes the chemical from the
7 person younger than 18 years of age on completion of that use; or

8 (2) the person to whom the abusable volatile chemical
9 was delivered presented to the defendant an apparently valid Texas
10 driver's license or an identification certificate, issued by the
11 Texas Department of Motor Vehicles [~~Public Safety of the State of~~
12 ~~Texas~~] and containing a physical description consistent with the
13 person's appearance, that purported to establish that the person
14 was 18 years of age or older.

15 SECTION 99. Sections 692A.002(11) and (15), Health and
16 Safety Code, are amended to read as follows:

17 (11) "Driver's license" means a license or permit
18 issued by the Texas Department of Motor Vehicles [~~Public Safety~~] to
19 operate a vehicle, whether or not conditions are attached to the
20 license or permit.

21 (15) "Identification card" means an identification
22 card issued by the Texas Department of Motor Vehicles [~~Public~~
23 ~~Safety~~].

24 SECTION 100. Sections 692A.014(a) and (b), Health and
25 Safety Code, are amended to read as follows:

26 (a) When a hospital refers an individual at or near death to
27 a procurement organization, the organization shall make a

1 reasonable search of the records of the Texas Department of Motor
2 Vehicles [~~Public Safety~~] and any donor registry that it knows
3 exists for the geographical area in which the individual resides to
4 ascertain whether the individual has made an anatomical gift.

5 (b) A procurement organization must be allowed reasonable
6 access to information in the records of the Texas Department of
7 Motor Vehicles [~~Public Safety~~] to ascertain whether an individual
8 at or near death is a donor.

9 SECTION 101. Sections 692A.020(a), (d), (e), (f), (g), (h),
10 (i), and (m), Health and Safety Code, are amended to read as
11 follows:

12 (a) A nonprofit organization designated by the Texas
13 Department of Motor Vehicles [~~Public Safety~~] shall maintain and
14 administer a statewide donor registry, to be known as the Glenda
15 Dawson Donate Life-Texas Registry.

16 (d) The Texas Department of Motor Vehicles [~~Public Safety~~]
17 at least monthly shall electronically transfer to the nonprofit
18 organization administering the registry the name, date of birth,
19 driver's license number, most recent address, and any other
20 relevant information in the possession of the Texas Department of
21 Motor Vehicles [~~Public Safety~~] for any person who indicates on the
22 person's driver's license application under Section 521.401,
23 Transportation Code, that the person would like to make an
24 anatomical gift.

25 (e) The nonprofit organization administering the registry
26 shall:

27 (1) make information obtained from the Texas

1 Department of Motor Vehicles [~~Public Safety~~] under Subsection (d)
2 available to procurement organizations;

3 (2) allow potential donors to submit information in
4 writing directly to the organization for inclusion in the
5 Internet-based registry;

6 (3) maintain the Internet-based registry in a manner
7 that allows procurement organizations to immediately access organ,
8 tissue, and eye donation information 24 hours a day, seven days a
9 week through electronic and telephonic methods; and

10 (4) protect the confidentiality and privacy of the
11 individuals providing information to the Internet-based registry,
12 regardless of the manner in which the information is provided.

13 (f) Except as otherwise provided by Subsection (e)(3) or
14 this subsection, the Texas Department of Motor Vehicles [~~Public~~
15 ~~Safety~~], the nonprofit organization administering the registry, or
16 a procurement organization may not sell, rent, or otherwise share
17 any information provided to the Internet-based registry. A
18 procurement organization may share any information provided to the
19 registry with an organ procurement organization or a health care
20 provider or facility providing medical care to a potential donor as
21 necessary to properly identify an individual at the time of
22 donation.

23 (g) The Texas Department of Motor Vehicles [~~Public Safety~~],
24 the nonprofit organization administering the registry, or the
25 procurement organizations may not use any demographic or specific
26 data provided to the Internet-based registry for any fund-raising
27 activities. Data may only be transmitted from the selected

1 organization to procurement organizations through electronic and
2 telephonic methods using secure, encrypted technology to preserve
3 the integrity of the data and the privacy of the individuals
4 providing information.

5 (h) In each office authorized to issue driver's licenses or
6 personal identification certificates, the Texas Department of
7 Motor Vehicles [~~Public Safety~~] shall make available educational
8 materials developed by the nonprofit organization administering
9 the registry.

10 (i) The Glenda Dawson Donate Life-Texas Registry fund is
11 created as a trust fund outside the state treasury to be held by the
12 comptroller and administered by the Texas Department of Motor
13 Vehicles [~~Public Safety~~] as trustee on behalf of the statewide
14 donor registry maintained for the benefit of the citizens of this
15 state. The fund is composed of money deposited to the credit of the
16 fund under Sections 502.405(b), 521.008, and 521.422(c),
17 Transportation Code, as provided by those subsections. Money in
18 the fund shall be disbursed at least monthly, without
19 appropriation, to the nonprofit organization administering the
20 registry to pay the costs of:

21 (1) maintaining, operating, and updating the
22 Internet-based registry and establishing procedures for an
23 individual to be added to the registry;

24 (2) designing and distributing educational materials
25 for prospective donors as required under this section; and

26 (3) providing education under this chapter.

27 (m) The nonprofit organization administering the registry

1 may:

2 (1) implement a training program for all appropriate
3 Texas Department of Motor Vehicles [~~Public Safety~~] and Texas
4 Department of Transportation employees on the benefits of organ,
5 tissue, and eye donation and the procedures for individuals to be
6 added to the Internet-based registry; and

7 (2) conduct the training described by Subdivision (1)
8 on an ongoing basis for new employees.

9 SECTION 102. Sections 780.002(a) and (b), Health and Safety
10 Code, are amended to read as follows:

11 (a) On the first Monday of each month, the Texas Department
12 of Motor Vehicles [~~Public Safety~~] shall remit the surcharges
13 collected during the previous month under the driver responsibility
14 program operated by that department under Chapter 708,
15 Transportation Code, to the comptroller.

16 (b) The comptroller shall deposit 49.5 percent of the money
17 received under Subsection (a) to the credit of the account
18 established under this chapter and 49.5 percent of the money to the
19 general revenue fund. The remaining one percent of the amount of
20 the surcharges shall be deposited to the general revenue fund and
21 may be appropriated only to the Texas Department of Motor Vehicles
22 [~~Public Safety~~] for administration of the driver responsibility
23 program operated by that department under Chapter 708,
24 Transportation Code.

25 SECTION 103. Section 841.0822, Health and Safety Code, is
26 amended to read as follows:

27 Sec. 841.0822. REQUIRED PROCEDURES BEFORE RELEASE FROM

1 SECURE CORRECTIONAL FACILITY. Before a committed person is
2 released from a secure correctional facility, the Texas Department
3 of Criminal Justice shall ensure that:

4 (1) the Texas Department of Motor Vehicles [~~Public~~
5 ~~Safety~~] issues a personal identification card to the person; and

6 (2) the person completes an application for the
7 following federal benefits, as appropriate, for which the person
8 may be eligible:

9 (A) social security benefits, including
10 disability benefits, administered by the United States Social
11 Security Administration; and

12 (B) veterans benefits administered by the United
13 States Department of Veterans Affairs.

14 SECTION 104. Sections 841.153(a), (c), and (d), Health and
15 Safety Code, are amended to read as follows:

16 (a) On the release of a committed person from a correctional
17 facility, secure correctional facility, or secure detention
18 facility, as those terms are defined by Section 841.151, the office
19 shall:

20 (1) determine whether the person has:

21 (A) a valid license issued under Chapter 521 or
22 522, Transportation Code; or

23 (B) a valid personal identification certificate
24 issued under Chapter 521, Transportation Code; and

25 (2) if the person does not have a valid license or
26 certificate described by Subdivision (1), submit to the Texas
27 Department of Motor Vehicles [~~Public Safety~~] on behalf of the

1 person a request for the issuance of a personal identification
2 certificate under Chapter 521, Transportation Code.

3 (c) The office, the Texas Department of Motor Vehicles
4 [~~Public Safety~~], and the vital statistics unit of the Department of
5 State Health Services by rule shall adopt a memorandum of
6 understanding that establishes their respective responsibilities
7 with respect to the issuance of a personal identification
8 certificate to a committed person, including responsibilities
9 related to verification of the person's identity. The memorandum
10 of understanding must require the Department of State Health
11 Services to electronically verify the birth record of a committed
12 person whose name and any other personal information is provided by
13 the office and to electronically report the recorded filing
14 information to the Texas Department of Motor Vehicles [~~Public~~
15 ~~Safety~~] to validate the identity of a committed person under this
16 section.

17 (d) The office shall reimburse the Texas Department of Motor
18 Vehicles [~~Public Safety~~] or the Department of State Health
19 Services, as applicable, for the actual costs incurred by those
20 agencies in performing responsibilities established under this
21 section. The office may charge a committed person for the actual
22 costs incurred under this section or for the fees required by
23 Section 521.421, Transportation Code.

24 SECTION 105. Section 23.002, Human Resources Code, is
25 amended to read as follows:

26 Sec. 23.002. LICENSING AUTHORITIES SUBJECT TO CHAPTER. In
27 this chapter, "licensing authority" means:

1 (1) the Parks and Wildlife Department; and

2 (2) the Texas Department of Motor Vehicles [~~Public~~
3 ~~Safety of the State of Texas~~].

4 SECTION 106. Section 1805.051(d), Occupations Code, is
5 amended to read as follows:

6 (d) The list required by Subsection (c) must contain:

7 (1) the proposed seller's driver's license number or
8 Texas Department of Motor Vehicles [~~Public Safety~~] identification
9 card number, as recorded by the dealer on physical presentation of
10 the license or identification card by the seller;

11 (2) a complete and accurate description of each
12 business machine, including its serial number or other identifying
13 marks or symbols;

14 (3) the proposed seller's certification that the
15 information is true and complete; and

16 (4) if the business machine is delivered to the
17 secondhand dealer for sale or exchange at an auction, the make,
18 year, model, color, and registration number of the vehicle in which
19 the business machine is transported to the auction.

20 SECTION 107. Section 1805.052(b), Occupations Code, is
21 amended to read as follows:

22 (b) Except as provided by Section 1805.053, a report
23 required by this chapter must contain:

24 (1) the name and address of the seller of the business
25 machine;

26 (2) a complete and accurate description of the
27 business machine for which the report is made, including the serial

1 number or other identifying marks or symbols;

2 (3) the seller's certification that the information is
3 true and complete; and

4 (4) the seller's driver's license number or Texas
5 Department of Motor Vehicles [~~Public Safety~~] identification card
6 number, as recorded by the dealer on physical presentation of the
7 license or identification card by the seller.

8 SECTION 108. Section 1956.001(8), Occupations Code, is
9 amended to read as follows:

10 (8) "Personal identification document" means:

11 (A) a valid driver's license issued by a state in
12 the United States;

13 (B) a United States military identification
14 card; or

15 (C) a personal identification certificate issued
16 by the Texas Department of Motor Vehicles [~~department~~] under
17 Section 521.101, Transportation Code, or a corresponding card or
18 certificate issued by another state.

19 SECTION 109. Section 1956.062(c), Occupations Code, is
20 amended to read as follows:

21 (c) The dealer shall record the proposed seller's driver's
22 license number or [~~department~~] personal identification certificate
23 number on physical presentation of the license or personal
24 identification certificate by the seller. The record must
25 accompany the list.

26 SECTION 110. Section 2033.017(f), Occupations Code, is
27 amended to read as follows:

1 (f) It is an affirmative defense to prosecution of an
2 offense under Subsection (a) that the minor falsely represented the
3 minor's age by displaying to the person an apparently valid Texas
4 driver's license or identification card issued by the Texas
5 Department of Motor Vehicles [~~Public Safety~~] that contains a
6 physical description consistent with the minor's appearance.

7 SECTION 111. Section 2402.107(b), Occupations Code, is
8 amended to read as follows:

9 (b) A transportation network company may not permit an
10 individual to log in as a driver on the company's digital network if
11 the individual:

12 (1) has been convicted in the three-year period
13 preceding the issue date of the driving record obtained under
14 Subsection (a)(3) of:

15 (A) more than three offenses classified by the
16 Texas Department of Motor Vehicles [~~Public Safety~~] as moving
17 violations; or

18 (B) one or more of the following offenses:

19 (i) fleeing or attempting to elude a police
20 officer under Section 545.421, Transportation Code;

21 (ii) reckless driving under Section
22 545.401, Transportation Code;

23 (iii) driving without a valid driver's
24 license under Section 521.025, Transportation Code; or

25 (iv) driving with an invalid driver's
26 license under Section 521.457, Transportation Code;

27 (2) has been convicted in the preceding seven-year

1 period of any of the following:

- 2 (A) driving while intoxicated under Section
- 3 [49.04](#) or [49.045](#), Penal Code;
- 4 (B) use of a motor vehicle to commit a felony;
- 5 (C) a felony crime involving property damage;
- 6 (D) fraud;
- 7 (E) theft;
- 8 (F) an act of violence; or
- 9 (G) an act of terrorism; or

10 (3) is found to be registered in the national sex
11 offender public website maintained by the United States Department
12 of Justice or a successor agency.

13 SECTION 112. Sections [11.43](#)(f) and (m), Tax Code, are
14 amended to read as follows:

15 (f) The comptroller, in prescribing the contents of the
16 application form for each kind of exemption, shall ensure that the
17 form requires an applicant to furnish the information necessary to
18 determine the validity of the exemption claim. The form must
19 require an applicant to provide the applicant's name and driver's
20 license number, personal identification certificate number, or
21 social security account number. If the applicant is a charitable
22 organization with a federal tax identification number, the form
23 must allow the applicant to provide the organization's federal tax
24 identification number in lieu of a driver's license number,
25 personal identification certificate number, or social security
26 account number. The comptroller shall include on the forms a notice
27 of the penalties prescribed by Section [37.10](#), Penal Code, for

1 making or filing an application containing a false statement. The
2 comptroller shall include, on application forms for exemptions that
3 do not have to be claimed annually, a statement explaining that the
4 application need not be made annually and that if the exemption is
5 allowed, the applicant has a duty to notify the chief appraiser when
6 the applicant's entitlement to the exemption ends. In this
7 subsection:

8 (1) "Driver's license" has the meaning assigned that
9 term by Section 521.001, Transportation Code.

10 (2) "Personal identification certificate" means a
11 certificate issued by the Texas Department of Motor Vehicles
12 [~~Public Safety~~] under Subchapter E, Chapter 521, Transportation
13 Code.

14 (m) Notwithstanding Subsections (a) and (k), a person who
15 receives an exemption under Section 11.13, other than an exemption
16 under Section 11.13(c) or (d) for an individual 65 years of age or
17 older, in a tax year is entitled to receive an exemption under
18 Section 11.13(c) or (d) for an individual 65 years of age or older
19 in the next tax year on the same property without applying for the
20 exemption if the person becomes 65 years of age in that next year as
21 shown by:

22 (1) information in the records of the appraisal
23 district that was provided to the appraisal district by the
24 individual in an application for an exemption under Section 11.13
25 on the property or in correspondence relating to the property; or

26 (2) the information provided by the Texas Department
27 of Motor Vehicles [~~Public Safety~~] to the appraisal district under

1 Section 521.049, Transportation Code.

2 SECTION 113. Section 411.0085, Government Code, is
3 repealed.

4 SECTION 114. (a) This section applies to the following
5 duties of the Texas Department of Motor Vehicles, as transferred by
6 this Act:

7 (1) the issuance of driver's licenses under Chapters
8 521 and 522, Transportation Code;

9 (2) the issuance of personal identification
10 certificates under Chapter 521, Transportation Code;

11 (3) the issuance of election identification
12 certificates under Chapter 521A, Transportation Code; and

13 (4) the registration of voters during the issuance or
14 renewal of a driver's license or personal identification
15 certificate.

16 (b) The Department of Public Safety shall contract with an
17 institution of higher education, as defined by Section 61.003,
18 Education Code, to conduct a study on the most effective use of
19 available state and county resources, including personnel,
20 property, and technology resources potentially available through
21 the adoption of intergovernmental agreements, to perform the duties
22 described by Subsection (a) of this section, prioritizing:

23 (1) customer service satisfaction, including reducing
24 wait times for customers to be issued driver's licenses, personal
25 identification certificates, and election identification
26 certificates;

27 (2) accessibility for citizens of this state,

1 including citizens residing in rural areas of this state, to
2 facilities performing the duties described by Subsection (a) of
3 this section; and

4 (3) administrative efficiency and cost savings.

5 (c) Not later than September 1, 2019, the Department of
6 Public Safety shall begin the process of advertising or otherwise
7 soliciting bids, proposals, offers, or qualifications for a
8 contract with an institution of higher education, as defined by
9 Section 61.003, Education Code, to conduct the study required by
10 Subsection (b) of this section.

11 (d) Not later than March 1, 2020, the institution of higher
12 education with which the Department of Public Safety contracts
13 under Subsection (b) of this section shall submit to the department
14 and the Texas Department of Motor Vehicles a report on the results
15 of the study conducted under Subsection (b) of this section and any
16 recommendations based on the study.

17 (e) The Department of Public Safety, the Texas Department of
18 Motor Vehicles, and the county tax assessor-collectors in this
19 state shall assist and provide input in the study conducted under
20 Subsection (b) of this section.

21 SECTION 115. (a) Effective January 1, 2021, the powers and
22 duties of the Department of Public Safety with regard to driver's
23 licenses, personal identification certificates, and other
24 miscellaneous programs, powers, and duties are transferred to the
25 Texas Department of Motor Vehicles in accordance with this Act.

26 (b) Effective January 1, 2021, all rules of the Department
27 of Public Safety are continued in effect as rules of the Texas

1 Department of Motor Vehicles until superseded by a rule of the Texas
2 Department of Motor Vehicles. A license or certification issued by
3 the Department of Public Safety is continued in effect as provided
4 by the law in effect immediately before the effective date of this
5 Act. A complaint, investigation, contested case, or other
6 proceeding pending on the effective date of this Act is continued
7 without change in status after the effective date of this Act. An
8 activity conducted by the Department of Public Safety is considered
9 to be an activity conducted by the Texas Department of Motor
10 Vehicles.

11 (c) On September 1, 2019, or as soon as is possible after
12 that date, the public safety director of the Department of Public
13 Safety shall adopt a comprehensive plan to ensure the smooth
14 transition of all programs operated by the Department of Public
15 Safety relating to driver's licenses, personal identification
16 certificates, and other miscellaneous programs, powers, and duties
17 before January 1, 2021, from the Department of Public Safety to the
18 Texas Department of Motor Vehicles.

19 (d) As soon as practicable after the Department of Public
20 Safety and the Texas Department of Motor Vehicles receive the
21 report on the study conducted under Section 113 of this Act, the
22 Department of Public Safety and the Texas Department of Motor
23 Vehicles shall establish a work group to evaluate and revise, if
24 necessary, the comprehensive plan under Subsection (c) of this
25 section to reflect the recommendations made in the report that
26 would provide for the smooth transition of the programs described
27 by that subsection.

1 SECTION 116. Effective January 1, 2021:

2 (1) all money, contracts, leases, rights, property,
3 records, and bonds and other obligations of the Department of
4 Public Safety relating to driver's licenses, personal
5 identification certificates, and other miscellaneous programs,
6 powers, and duties are transferred to the Texas Department of Motor
7 Vehicles; and

8 (2) an employee of the Department of Public Safety
9 Driver License Division and any employee of the Department of
10 Public Safety who primarily performs duties related to a power or
11 duty transferred under this Act become employees of the Texas
12 Department of Motor Vehicles.

13 SECTION 117. (a) The unobligated and unexpended balance of
14 any appropriations made to the Department of Public Safety in
15 connection with or relating to driver's licenses, personal
16 identification certificates, or other programs, powers, or duties
17 transferred under this Act, for the state fiscal biennium ending
18 August 31, 2021, is transferred and reappropriated to the Texas
19 Department of Motor Vehicles for the purpose of implementing the
20 powers, duties, obligations, and rights of action transferred to
21 that department under this Act.

22 (b) The Department of Public Safety shall continue, as
23 necessary, to perform the duties and functions being transferred to
24 the Texas Department of Motor Vehicles until the transfer of agency
25 duties and functions is complete.

26 SECTION 118. (a) The governing bodies of the Texas
27 Department of Motor Vehicles and the Department of Public Safety

1 shall enter into or revise a joint memorandum of understanding to
2 coordinate the Texas Department of Motor Vehicles' and the
3 Department of Public Safety's information systems to allow for the
4 sharing of information so that each department may effectively and
5 efficiently perform the functions and duties assigned to it.
6 Neither the Texas Department of Motor Vehicles nor the Department
7 of Public Safety may impose or collect a fee or charge in connection
8 with the sharing of information under the joint memorandum of
9 understanding entered into or revised under this section.

10 (b) The Texas Department of Motor Vehicles and the
11 Department of Public Safety shall implement the joint memorandum of
12 understanding using existing personnel and resources.

13 (c) Otherwise confidential information shared under the
14 memorandum of understanding remains subject to the same
15 confidentiality requirements and legal restrictions on access to
16 the information that are imposed by law on the department that
17 originally obtained or collected the information.

18 (d) Information may be shared under the memorandum of
19 understanding without the consent of the person who is the subject
20 of the information.

21 (e) The memorandum of understanding required by Subsection
22 (a) of this section must be entered into or revised at the first
23 official meeting of the board of the Texas Department of Motor
24 Vehicles occurring after the effective date of this Act.

25 SECTION 119. (a) In addition to the memorandum of
26 understanding required by this Act, the governing bodies of the
27 Texas Department of Motor Vehicles and the Department of Public

1 Safety may enter into or revise one or more other joint memoranda of
2 understanding necessary to effect the transfer of the powers and
3 duties of the Department of Public Safety to the Texas Department of
4 Motor Vehicles under this Act. A memorandum of understanding may
5 include an agreement for the provision of office space, utilities,
6 and other facility services; the need for full-time equivalent
7 positions of the Department of Public Safety to provide support
8 services in addition to the positions transferred to the Texas
9 Department of Motor Vehicles under this Act; other support
10 services; and the transfer of information technology as necessary
11 or appropriate to effect the transfer of the powers and duties of
12 the Department of Public Safety to the Texas Department of Motor
13 Vehicles.

14 (b) Subsections (b), (c), and (d) of Section 117 of this Act
15 apply to a memorandum of understanding entered into or revised
16 under Subsection (a) of this section.

17 SECTION 120. An employee of the Texas Department of Motor
18 Vehicles employed by the department before the effective date of
19 this Act may not be transferred to perform the duties described by
20 Section 114(a) of this Act. Only full-time equivalent positions
21 for which the 86th Legislature made appropriations to the
22 department for the purpose of administering those duties in H.B.
23 No. 1 (General Appropriations Act) or similar legislation of the
24 86th Legislature, Regular Session, 2019, may perform those duties.

25 SECTION 121. To the extent of any conflict, this Act
26 prevails over another Act of the 86th Legislature, Regular Session,
27 2019, relating to nonsubstantive additions to and corrections in

1 enacted codes.

2 SECTION 122. This Act takes effect immediately if it
3 receives a vote of two-thirds of all the members elected to each
4 house, as provided by Section 39, Article III, Texas Constitution.
5 If this Act does not receive the vote necessary for immediate
6 effect, this Act takes effect September 1, 2019.