

By: Thompson of Brazoria

H.B. No. 11

Substitute the following for H.B. No. 11:

By: Leman

C.S.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 shall promptly send to the Department of
23 Public Safety any photograph of a person described by Subsection
24 (a) that is made available to the department through the process of
25 issuing a personal identification certificate under this section,
26 including a renewal, duplicate, or corrected certificate, for use
27 by the Department of Public Safety for purposes of Article

1 62.005(c), Code 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 shall promptly send to the Department of
17 Public Safety any photograph of a person described by Subsection
18 (a) that is made available to the department through the process of
19 issuing a 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. NOTICE TO DEPARTMENT OF PUBLIC SAFETY. The
26 department shall promptly send notice to the Department of Public
27 Safety of the suspension of a driver's license and vehicle

1 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. NOTICE TO DEPARTMENT OF PUBLIC SAFETY. The
2 department shall promptly send a copy of each notice of suspension
3 or denial of a license to the Department of Public Safety.

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

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

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

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

19 SECTION 33. Sections 106.115(b-2), (d), and (e), Alcoholic
20 Beverage Code, are amended to read as follows:

21 (b-2) For purposes of Subsection (b-1), if the defendant is
22 enrolled in an institution of higher education located in a county
23 in which access to an alcohol awareness program is readily
24 available, the court may consider the defendant to be a resident of
25 that county. If the defendant is not enrolled in such an
26 institution of higher education or if the court does not consider
27 the defendant to be a resident of the county in which the

1 institution is located, the defendant's residence is the residence
2 listed on the defendant's driver's license or personal
3 identification certificate issued by the Texas Department of Motor
4 Vehicles [~~Public Safety~~]. If the defendant does not have a driver's
5 license or personal identification certificate issued by the Texas
6 Department of Motor Vehicles [~~Public Safety~~], the defendant's
7 residence is the residence on the defendant's voter registration
8 certificate. If the defendant is not registered to vote, the
9 defendant's residence is the residence on file with the public
10 school district on which the defendant's enrollment is based. If
11 the defendant is not enrolled in public school, the defendant's
12 residence is determined as provided by commission rule.

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

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

17 (A) suspend the defendant's driver's license or
18 permit for a period not to exceed six months or, if the defendant
19 does not have a license or permit, to deny the issuance of a license
20 or permit to the defendant for that period; or

21 (B) if the defendant has been previously
22 convicted of an offense under one or more of the sections listed in
23 Subsection (a), suspend the defendant's driver's license or permit
24 for a period not to exceed one year or, if the defendant does not
25 have a license or permit, to deny the issuance of a license or
26 permit to the defendant for that period; and

27 (2) may order the defendant or the parent, managing

1 conservator, or guardian of the defendant to do any act or refrain
2 from doing any act if the court determines that doing the act or
3 refraining from doing the act will increase the likelihood that the
4 defendant will present evidence to the court that the defendant has
5 satisfactorily completed an alcohol awareness program or performed
6 the required hours of community service.

7 (e) The Texas Department of Motor Vehicles [~~Public Safety~~]
8 shall send notice of the suspension or prohibition order issued
9 under Subsection (d) by first class mail to the defendant. The
10 notice must include the date of the suspension or prohibition
11 order, the reason for the suspension or prohibition, and the period
12 covered by the suspension or prohibition.

13 SECTION 34. Section 106.15(e), Alcoholic Beverage Code, is
14 amended to read as follows:

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

22 SECTION 35. Section 20.23(b), Business & Commerce Code, is
23 amended to read as follows:

24 (b) Information or documentation that identifies a
25 protected consumer or a representative of a protected consumer is
26 considered sufficient proof of identity for purposes of this
27 subchapter, including:

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

4 (2) a certified or official copy of a birth
5 certificate issued by the entity authorized to issue the birth
6 certificate;

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

10 (4) any other government-issued identification.

11 SECTION 36. Article 42.016, Code of Criminal Procedure, is
12 amended to read as follows:

13 Art. 42.016. SPECIAL DRIVER'S LICENSE OR IDENTIFICATION
14 REQUIREMENTS FOR CERTAIN SEX OFFENDERS. If a person is convicted
15 of, receives a grant of deferred adjudication for, or is
16 adjudicated as having engaged in delinquent conduct based on a
17 violation of an offense for which a conviction or adjudication
18 requires registration as a sex offender under Chapter 62, the court
19 shall:

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

25 (2) require the person to apply to the Texas
26 Department of Motor Vehicles [~~Public Safety~~] in person for an
27 original or renewal driver's license or personal identification

1 certificate not later than the 30th day after the date the person is
2 released or the date the department sends written notice to the
3 person of the requirements of Article 62.060, as applicable, and to
4 annually renew the license or certificate;

5 (3) notify the person of the consequence of the
6 conviction or order of deferred adjudication as it relates to the
7 order issued under this article; and

8 (4) send to the Texas Department of Motor Vehicles
9 [~~Public Safety~~] a copy of the record of conviction, a copy of the
10 order granting deferred adjudication, or a copy of the juvenile
11 adjudication, as applicable, and a copy of the order issued under
12 this article.

13 SECTION 37. Article 42A.403(a), Code of Criminal Procedure,
14 is amended to read as follows:

15 (a) A judge who places on community supervision a defendant
16 convicted of an offense under Sections 49.04-49.08, Penal Code,
17 shall require as a condition of community supervision that the
18 defendant attend and successfully complete, before the 181st day
19 after the date community supervision is granted, an educational
20 program designed to rehabilitate persons who have driven while
21 intoxicated that is jointly approved by:

22 (1) the Texas Department of Licensing and Regulation;

23 (2) the Texas Department of Motor Vehicles [~~Public~~
24 ~~Safety~~];

25 (3) the traffic safety section of the traffic
26 operations division of the Texas Department of Transportation; and

27 (4) the community justice assistance division of the

1 Texas Department of Criminal Justice.

2 SECTION 38. Article 42A.406, Code of Criminal Procedure, is
3 amended to read as follows:

4 Art. 42A.406. EFFECT OF EDUCATIONAL PROGRAM REQUIREMENTS ON
5 DRIVING RECORD AND LICENSE. (a) If a defendant is required as a
6 condition of community supervision to attend an educational program
7 under Article 42A.403 or 42A.404, or if the court waives the
8 educational program requirement under Article 42A.403 or the
9 defendant successfully completes equivalent education under
10 Article 42A.4045, the court clerk shall immediately report that
11 fact to the Texas Department of Motor Vehicles [~~Public Safety~~], on a
12 form prescribed by the department, for inclusion in the defendant's
13 driving record. If the court grants an extension of time in which
14 the defendant may complete the educational program under Article
15 42A.403, the court clerk shall immediately report that fact to the
16 Texas Department of Motor Vehicles [~~Public Safety~~] on a form
17 prescribed by the department. The clerk's report under this
18 subsection must include the beginning date of the defendant's
19 community supervision.

20 (b) On the defendant's successful completion of an
21 educational program under Article 42A.403 or 42A.404, the
22 defendant's instructor shall give notice to the Texas Department of
23 Motor Vehicles [~~Public Safety~~] for inclusion in the defendant's
24 driving record and to the community supervision and corrections
25 department. The community supervision and corrections department
26 shall forward the notice to the court clerk for filing.

27 (c) [~~(b-1)~~] Upon release from a residential treatment

1 facility at which the person successfully completed equivalent
2 education under Article [42A.4045](#), at the request of the court
3 clerk, the director of the residential treatment facility shall
4 give notice to the Texas Department of Motor Vehicles [~~Public~~
5 ~~Safety~~] for inclusion in the person's driving record.

6 (d) [~~(c)~~] If the Texas Department of Motor Vehicles [~~Public~~
7 ~~Safety~~] does not receive notice that a defendant required to
8 complete an educational program has successfully completed the
9 program within the period required by the judge under this
10 subchapter, as shown on department records, the department, as
11 provided by Sections [521.344](#)(e) and (f), Transportation Code,
12 shall:

- 13 (1) revoke the defendant's driver's license; or
- 14 (2) prohibit the defendant from obtaining a license.

15 (e) [~~(d)~~] The Texas Department of Motor Vehicles [~~Public~~
16 ~~Safety~~] may not reinstate a license revoked under Subsection (d)
17 [~~(c)~~] as the result of an educational program requirement imposed
18 under Article [42A.403](#) unless the defendant whose license was
19 revoked applies to the department for reinstatement of the license
20 and pays to the department a reinstatement fee of \$100. The Texas
21 Department of Motor Vehicles [~~Public Safety~~] shall remit all fees
22 collected under this subsection to the comptroller for deposit in
23 the general revenue fund.

24 SECTION 39. Articles [42A.407](#)(c) and (e), Code of Criminal
25 Procedure, are amended to read as follows:

26 (c) If the Texas Department of Motor Vehicles [~~Public~~
27 ~~Safety~~] receives notice that a defendant has been required to

1 attend a subsequent educational program under Article 42A.403 or
2 42A.404, although the previously required attendance had been
3 waived, but the judge has not ordered a period of suspension, the
4 department shall:

- 5 (1) suspend the defendant's driver's license; or
- 6 (2) issue an order prohibiting the defendant from
7 obtaining a license for a period of one year.

8 (e) The suspension of a defendant's driver's license under
9 Subsection (d) shall be reported to the Texas Department of Motor
10 Vehicles [~~Public Safety~~] as provided under Section 521.347,
11 Transportation Code.

12 SECTION 40. Articles 45.050(c) and (f), Code of Criminal
13 Procedure, are amended to read as follows:

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

- 18 (1) refer the child to the appropriate juvenile court
19 for delinquent conduct for contempt of the justice or municipal
20 court order; or

- 21 (2) retain jurisdiction of the case, hold the child in
22 contempt of the justice or municipal court, and order either or both
23 of the following:

- 24 (A) that the contemnor pay a fine not to exceed
25 \$500; or

- 26 (B) that the Texas Department of Motor Vehicles
27 [~~Public Safety~~] suspend the contemnor's driver's license or permit

1 or, if the contemnor does not have a license or permit, to deny the
2 issuance of a license or permit to the contemnor until the contemnor
3 fully complies with the orders of the court.

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

8 SECTION 41. Articles 45.051(b-1) and (b-3), Code of
9 Criminal Procedure, are amended to read as follows:

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

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

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

15 (A) shall require the defendant to complete a
16 driving safety course approved under Chapter 1001, Education Code;
17 and

18 (B) may require the defendant to complete an
19 additional driving safety course designed for drivers younger than
20 25 years of age and approved under Section 1001.111, Education
21 Code; and

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

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

6 SECTION 42. Articles 45.0511(c), (c-1), and (1), Code of
7 Criminal Procedure, are amended to read as follows:

8 (c) The court shall enter judgment on the defendant's plea
9 of no contest or guilty at the time the plea is made, defer
10 imposition of the judgment, and allow the defendant 90 days to
11 successfully complete the approved driving safety course or
12 motorcycle operator training course and present to the court:

13 (1) a uniform certificate of completion of the driving
14 safety course or a verification of completion of the motorcycle
15 operator training course;

16 (2) unless the judge proceeds under Subsection (c-1),
17 the defendant's driving record as maintained by the Texas
18 Department of Motor Vehicles [~~Public Safety~~], if any, showing that
19 the defendant had not completed an approved driving safety course
20 or motorcycle operator training course, as applicable, within the
21 12 months preceding the date of the offense;

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

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

9 (c-1) In this subsection, "state electronic Internet
10 portal" has the meaning assigned by Section 2054.003, Government
11 Code. As an alternative to receiving the defendant's driving
12 record under Subsection (c)(2), the judge, at the time the
13 defendant requests a driving safety course or motorcycle operator
14 training course dismissal under this article, may require the
15 defendant to pay a fee in an amount equal to the sum of the amount of
16 the fee established by Section 521.048, Transportation Code, and
17 the state electronic Internet portal fee and, using the state
18 electronic Internet portal, may request the Texas Department of
19 Motor Vehicles [~~Public Safety~~] to provide the judge with a copy of
20 the defendant's driving record that shows the information described
21 by Section 521.047(b), Transportation Code. As soon as
22 practicable and using the state electronic Internet portal, the
23 Texas Department of Motor Vehicles [~~Public Safety~~] shall provide
24 the judge with the requested copy of the defendant's driving
25 record. The fee authorized by this subsection is in addition to
26 any other fee required under this article. If the copy of the
27 defendant's driving record provided to the judge under this

1 subsection shows that the defendant has not completed an approved
2 driving safety course or motorcycle operator training course, as
3 appropriate, within the 12 months preceding the date of the
4 offense, the judge shall allow the defendant to complete the
5 appropriate course as provided by this article. The custodian of a
6 municipal or county treasury who receives fees collected under this
7 subsection shall keep a record of the fees and, without deduction or
8 proration, forward the fees to the comptroller, with and in the
9 manner required for other fees and costs received in connection
10 with criminal cases. The comptroller shall credit fees received
11 under this subsection to the Texas Department of Motor Vehicles
12 [~~Public Safety~~].

13 (1) When a defendant complies with Subsection (c), the court
14 shall:

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

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

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

24 SECTION 43. Article 45.052(d), Code of Criminal Procedure,
25 is amended to read as follows:

26 (d) A charge dismissed under this article may not be part of
27 the defendant's criminal record or driving record or used for any

1 purpose. However, if the charge was for a traffic offense, the
2 court shall report to the Texas Department of Motor Vehicles
3 [~~Public Safety~~] that the defendant successfully completed the teen
4 court program and the date of completion for inclusion in the
5 defendant's driving record.

6 SECTION 44. (a) This section takes effect only if the Act
7 of the 86th Legislature, Regular Session, 2019, relating to
8 nonsubstantive additions to and corrections in enacted codes
9 becomes law.

10 (b) Article 62.053(a), Code of Criminal Procedure, as
11 amended by Chapters 329 (H.B. 355) and 924 (S.B. 1553), Acts of the
12 85th Legislature, Regular Session, 2017, is reenacted and amended
13 to read as follows:

14 (a) Before a person who will be subject to registration
15 under this chapter is due to be released from a penal institution,
16 the Texas Department of Criminal Justice or the Texas Juvenile
17 Justice Department shall determine the person's level of risk to
18 the community using the sex offender screening tool developed or
19 selected under Article 62.007 and assign to the person a numeric
20 risk level of one, two, or three. Before releasing the person, an
21 official of the penal institution shall:

22 (1) inform the person that:

23 (A) not later than the later of the seventh day
24 after the date on which the person is released or after the date on
25 which the person moves from a previous residence to a new residence
26 in this state or not later than the first date the applicable local
27 law enforcement authority by policy allows the person to register

1 or verify registration, the person must register or verify
2 registration with the local law enforcement authority in the
3 municipality or county in which the person intends to reside;

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

10 (C) not later than the seventh day before the
11 date on which the person moves to a new residence in this state or
12 another state, the person must report in person to the local law
13 enforcement authority designated as the person's primary
14 registration authority by the department and to the juvenile
15 probation officer, community supervision and corrections
16 department officer, or parole officer supervising the person;

17 (D) not later than the 10th day after the date on
18 which the person arrives in another state in which the person
19 intends to reside, the person must register with the law
20 enforcement agency that is identified by the department as the
21 agency designated by that state to receive registration
22 information, if the other state has a registration requirement for
23 sex offenders;

24 (E) not later than the 30th day after the date on
25 which the person is released, the person must apply to the Texas
26 Department of Motor Vehicles [~~department~~] in person for the
27 issuance of an original or renewal driver's license or personal

1 identification certificate and a failure to apply to the Texas
2 Department of Motor Vehicles [~~department~~] as required by this
3 paragraph results in the automatic revocation of any driver's
4 license or personal identification certificate issued by the Texas
5 Department of Motor Vehicles [~~department~~] to the person;

6 (F) the person must notify appropriate entities
7 of any change in status as described by Article 62.057;

8 (G) certain types of employment are prohibited
9 under Article 62.063 for a person with a reportable conviction or
10 adjudication for a sexually violent offense involving a victim
11 younger than 14 years of age and occurring on or after September 1,
12 2013; [~~and~~]

13 (H) certain locations of residence are
14 prohibited under Article 62.064 for a person with a reportable
15 conviction or adjudication for an offense occurring on or after
16 September 1, 2017, except as otherwise provided by that article;
17 and

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

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

27 (3) obtain the address or, if applicable, a detailed

1 description of each geographical location where the person expects
2 to reside on the person's release and other registration
3 information, including a photograph and complete set of
4 fingerprints; and

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

6 SECTION 45. (a) This section takes effect only if the Act
7 of the 86th Legislature, Regular Session, 2019, relating to
8 nonsubstantive additions to and corrections in enacted codes does
9 not become law.

10 (b) Article 62.053(a), Code of Criminal Procedure, as
11 amended by Chapters 329 (H.B. 355) and 924 (S.B. 1553), Acts of the
12 85th Legislature, Regular Session, 2017, is reenacted and amended
13 to read as follows:

14 (a) Before a person who will be subject to registration
15 under this chapter is due to be released from a penal institution,
16 the Texas Department of Criminal Justice or the Texas Juvenile
17 Justice Department shall determine the person's level of risk to
18 the community using the sex offender screening tool developed or
19 selected under Article 62.007 and assign to the person a numeric
20 risk level of one, two, or three. Before releasing the person, an
21 official of the penal institution shall:

22 (1) inform the person that:

23 (A) not later than the later of the seventh day
24 after the date on which the person is released or after the date on
25 which the person moves from a previous residence to a new residence
26 in this state or not later than the first date the applicable local
27 law enforcement authority by policy allows the person to register

1 or verify registration, the person must register or verify
2 registration with the local law enforcement authority in the
3 municipality or county in which the person intends to reside;

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

10 (C) not later than the seventh day before the
11 date on which the person moves to a new residence in this state or
12 another state, the person must report in person to the local law
13 enforcement authority designated as the person's primary
14 registration authority by the department and to the juvenile
15 probation officer, community supervision and corrections
16 department officer, or parole officer supervising the person;

17 (D) not later than the 10th day after the date on
18 which the person arrives in another state in which the person
19 intends to reside, the person must register with the law
20 enforcement agency that is identified by the department as the
21 agency designated by that state to receive registration
22 information, if the other state has a registration requirement for
23 sex offenders;

24 (E) not later than the 30th day after the date on
25 which the person is released, the person must apply to the Texas
26 Department of Motor Vehicles [~~department~~] in person for the
27 issuance of an original or renewal driver's license or personal

1 identification certificate and a failure to apply to the Texas
2 Department of Motor Vehicles [~~department~~] as required by this
3 paragraph results in the automatic revocation of any driver's
4 license or personal identification certificate issued by the Texas
5 Department of Motor Vehicles [~~department~~] to the person;

6 (F) the person must notify appropriate entities
7 of any change in status as described by Article 62.057;

8 (G) certain types of employment are prohibited
9 under Article 62.063 for a person with a reportable conviction or
10 adjudication for a sexually violent offense involving a victim
11 younger than 14 years of age and occurring on or after September 1,
12 2013; [~~and~~]

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

19 (I) [~~(H)~~] if the person enters the premises of a
20 school as described by Article 62.064, as added by Chapter 924 (S.B.
21 1553), Acts of the 85th Legislature, Regular Session, 2017, and is
22 subject to the requirements of that article, the person must
23 immediately notify the administrative office of the school of the
24 person's presence and the person's registration status under this
25 chapter;

26 (2) require the person to sign a written statement
27 that the person was informed of the person's duties as described by

1 Subdivision (1) or Subsection (g) or, if the person refuses to sign
2 the statement, certify that the person was so informed;

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

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

9 SECTION 46. Article 62.060, Code of Criminal Procedure, is
10 amended to read as follows:

11 Art. 62.060. REQUIREMENTS RELATING TO DRIVER'S LICENSE OR
12 PERSONAL IDENTIFICATION CERTIFICATE. (a) A person subject to
13 registration under this chapter shall apply to the Texas Department
14 of Motor Vehicles [~~department~~] in person for the issuance of, as
15 applicable, an original or renewal driver's license under Section
16 521.272, Transportation Code, an original or renewal personal
17 identification certificate under Section 521.103, Transportation
18 Code, or an original or renewal commercial driver's license or
19 commercial learner's permit under Section 522.033, Transportation
20 Code, not later than the 30th day after the date:

21 (1) the person is released from a penal institution or
22 is released by a court on community supervision or juvenile
23 probation; or

24 (2) the Texas Department of Motor Vehicles
25 [~~department~~] sends written notice to the person of the requirements
26 of this article.

27 (b) The person shall annually renew in person each driver's

1 license or personal identification certificate issued by the Texas
2 Department of Motor Vehicles [~~department~~] to the person, including
3 each renewal, duplicate, or corrected license or certificate, until
4 the person's duty to register under this chapter expires.

5 SECTION 47. Article 62.2021(a), Code of Criminal Procedure,
6 is amended to read as follows:

7 (a) Notwithstanding Article 62.060(b), a person subject to
8 registration who is civilly committed as a sexually violent
9 predator and resides at a civil commitment center shall renew the
10 person's state-issued [~~department-issued~~] driver's license or
11 personal identification certificate as prescribed by Section
12 521.103, 521.272, or 522.033, Transportation Code, as applicable.

13 SECTION 48. Article 102.022(a), Code of Criminal Procedure,
14 is amended to read as follows:

15 (a) In this article, "moving violation" means an offense
16 that:

- 17 (1) involves the operation of a motor vehicle; and
18 (2) is classified as a moving violation by the Texas
19 Department of Motor Vehicles [~~Public Safety~~] under Section 708.052,
20 Transportation Code.

21 SECTION 49. Section 1001.056(d), Education Code, is amended
22 to read as follows:

- 23 (d) A certificate under this section must:
24 (1) be in a form required by the department; and
25 (2) include an identifying number by which the
26 department, a court, [~~or~~] the Department of Public Safety, or the
27 Texas Department of Motor Vehicles may verify its authenticity with

1 the course provider.

2 SECTION 50. Section 1001.058(b), Education Code, is amended
3 to read as follows:

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

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

9 (2) one member representing a driver education school
10 that offers a traditional classroom course, alternative methods of
11 instruction, or in-car training;

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

15 (4) one member representing a driving safety course
16 provider approved for a traditional classroom course and for an
17 alternative method of instruction;

18 (5) one member representing a driving safety course
19 provider approved for a traditional classroom course or for an
20 alternative method of instruction;

21 (6) one licensed instructor;

22 (7) one representative of the Department of Public
23 Safety;

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

26 (9) one member representing a parent-taught course
27 provider; [~~and~~]

- 1 (10) two members representing the public; and
2 (11) one representative of the Texas Department of
3 Motor Vehicles.

4 SECTION 51. Section 13.002(c), Election Code, is amended to
5 read as follows:

6 (c) A registration application must include:

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

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

10 (3) a statement that the applicant is a United States
11 citizen;

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

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

17 (A) totally mentally incapacitated; or

18 (B) partially mentally incapacitated without the
19 right to vote;

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

23 (7) the applicant's residence address or, if the
24 residence has no address, the address at which the applicant
25 receives mail and a concise description of the location of the
26 applicant's residence;

27 (8) the following information:

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

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

7 (C) a statement by the applicant that the
8 applicant has not been issued a number described by Paragraph (A) or
9 (B);

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

12 (10) the city and county in which the applicant
13 formerly resided.

14 SECTION 52. Section 13.004(c), Election Code, is amended to
15 read as follows:

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

19 (1) a social security number;

20 (2) a Texas driver's license number;

21 (3) a number of a personal identification card issued
22 by the Texas Department of Motor Vehicles [~~Public Safety~~];

23 (4) an indication that an applicant is interested in
24 working as an election judge;

25 (5) the residence address of the applicant, if the
26 applicant is a federal judge or state judge, as defined by Section
27 13.0021, the spouse of a federal judge or state judge, or an

1 individual to whom Section 552.1175, Government Code, applies and
2 the applicant:

3 (A) included an affidavit with the registration
4 application describing the applicant's status under this
5 subdivision, including an affidavit under Section 13.0021 if the
6 applicant is a federal judge or state judge or the spouse of a
7 federal judge or state judge;

8 (B) provided the registrar with an affidavit
9 describing the applicant's status under this subdivision,
10 including an affidavit under Section 15.0215 if the applicant is a
11 federal judge or state judge or the spouse of a federal judge or
12 state judge; or

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

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

20 (A) a copy of a protective order issued under
21 Chapter 85, Family Code, or a magistrate's order for emergency
22 protection issued under Article 17.292, Code of Criminal Procedure;
23 or

24 (B) other independent documentary evidence
25 necessary to show that the applicant, the applicant's child, or
26 another person in the applicant's household is a victim of family
27 violence;

1 (7) the residence address of the applicant, if the
2 applicant, the applicant's child, or another person in the
3 applicant's household is a victim of sexual assault or abuse,
4 stalking, or trafficking of persons who provided the registrar
5 with:

6 (A) a copy of a protective order issued under
7 Chapter 7A or Article 6.09, Code of Criminal Procedure, or a
8 magistrate's order for emergency protection issued under Article
9 17.292, Code of Criminal Procedure; or

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

14 (8) the residence address of the applicant, if the
15 applicant:

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

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

21 SECTION 53. Section 13.072(a), Election Code, is amended to
22 read as follows:

23 (a) Unless the registrar challenges the applicant, the
24 registrar shall approve the application if:

25 (1) the registrar determines that an application
26 complies with Section 13.002 and indicates that the applicant is
27 eligible for registration; and

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

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

7 (B) the last four digits of the applicant's
8 social security number.

9 SECTION 54. Section 13.122(a), Election Code, is amended to
10 read as follows:

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

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

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

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

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

22 (5) a space for the applicant's social security
23 number;

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

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

27 (8) a space or box for indicating whether the

1 applicant or voter is submitting new registration information or a
2 change in current registration information;

3 (9) a statement instructing a voter who is using the
4 form to make a change in current registration information to enter
5 the voter's name and the changed information in the appropriate
6 spaces on the form;

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

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

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

16 (13) a statement warning that a conviction for making
17 a false statement may result in imprisonment for up to the maximum
18 amount of time provided by law, a fine of up to the maximum amount
19 provided by law, or both the imprisonment and the fine; and

20 (14) any other voter registration information
21 required by federal law or considered appropriate and required by
22 the secretary of state.

23 SECTION 55. Section 16.031(a), Election Code, is amended to
24 read as follows:

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

27 (1) notice under Section 13.072(b) or 15.021 or a

1 response under Section 15.053 that the voter's residence is outside
2 the county;

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

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

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

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

15 (6) notice from the early voting clerk under Section
16 101.053 that a federal postcard application submitted by an
17 applicant states a voting residence address located outside the
18 registrar's county; or

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

24 SECTION 56. Section 20.001(b), Election Code, is amended to
25 read as follows:

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

1 SECTION 57. The heading to Subchapter C, Chapter 20,
2 Election Code, is amended to read as follows:

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

4 SECTION 58. Section 20.061, Election Code, is amended to
5 read as follows:

6 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other
7 provisions of this chapter apply to the Texas Department of Motor
8 Vehicles [~~Public Safety~~] except provisions that conflict with this
9 subchapter.

10 SECTION 59. Section 20.062(a), Election Code, is amended to
11 read as follows:

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

16 SECTION 60. Section 20.063(a), Election Code, is amended to
17 read as follows:

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

24 SECTION 61. Section 20.064, Election Code, is amended to
25 read as follows:

26 Sec. 20.064. DECLINATION FORM NOT REQUIRED. The Texas
27 Department of Motor Vehicles [~~Public Safety~~] is not required to

1 comply with the procedures prescribed by this chapter relating to
2 the form for a declination of voter registration.

3 SECTION 62. Section 20.065(a), Election Code, is amended to
4 read as follows:

5 (a) At the end of each day a Texas Department of Motor
6 Vehicles [~~Public Safety~~] office is regularly open for business, the
7 manager of the office shall deliver by mail or in person to the
8 voter registrar of the county in which the office is located each
9 completed voter registration application and applicable change of
10 address submitted to a department employee.

11 SECTION 63. Section 20.066(a), Election Code, is amended to
12 read as follows:

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

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

18 (2) inform the applicant that the applicant's
19 electronic signature provided to the department will be used for
20 submitting the applicant's voter registration application.

21 SECTION 64. Section 31.013(b), Election Code, is amended to
22 read as follows:

23 (b) In establishing the program, the secretary of state
24 shall consult with the Department of Public Safety and Texas
25 Department of Motor Vehicles on the creation of the program,
26 security relating to the issuance of an election identification
27 certificate, best practices in issuing an election identification

1 certificate, and equipment required to issue an election
2 identification certificate.

3 SECTION 65. Section 63.0101(a), Election Code, is amended
4 to read as follows:

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

7 (1) a driver's license, election identification
8 certificate, or personal identification card issued to the person
9 by the Texas Department of Motor Vehicles [~~Public Safety~~] that has
10 not expired or that expired no earlier than four years before the
11 date of presentation;

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

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

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

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

23 SECTION 66. Section 65.060, Election Code, is amended to
24 read as follows:

25 Sec. 65.060. DISCLOSURE OF SOCIAL SECURITY, DRIVER'S
26 LICENSE, OR PERSONAL IDENTIFICATION NUMBER ON PROVISIONAL BALLOT
27 AFFIDAVIT. A social security number, Texas driver's license

1 number, or number of a personal identification card issued by the
2 Texas Department of Motor Vehicles [~~Public Safety~~] furnished on a
3 provisional ballot affidavit is confidential and does not
4 constitute public information for purposes of Chapter 552,
5 Government Code. The general custodian of election records shall
6 ensure that a social security number, Texas driver's license
7 number, or number of a personal identification card issued by the
8 Texas Department of Motor Vehicles [~~Public Safety~~] is excluded from
9 disclosure.

10 SECTION 67. Section 2.005(b), Family Code, is amended to
11 read as follows:

12 (b) The proof must be established by:

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

18 (2) a United States passport;

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

21 (4) an unexpired Certificate of United States
22 Citizenship, Certificate of Naturalization, United States Citizen
23 Identification Card, Permanent Resident Card, Temporary Resident
24 Card, Employment Authorization Card, or other document issued by
25 the federal Department of Homeland Security or the United States
26 Department of State including an identification photograph;

27 (5) an unexpired military identification card for

1 active duty, reserve, or retired personnel with an identification
2 photograph;

3 (6) an original or certified copy of a birth
4 certificate issued by a bureau of vital statistics for a state or a
5 foreign government;

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

9 (8) an original or certified copy of a court order
10 relating to the applicant's name change or sex change;

11 (9) school records from a secondary school or
12 institution of higher education;

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

15 (11) a motor vehicle certificate of title;

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

18 (13) an unexpired military dependent identification
19 card;

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

22 (15) a voter registration certificate;

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

25 (17) a license to carry a handgun under Subchapter H,
26 Chapter [411](#), Government Code;

27 (18) a temporary driving permit or a temporary

1 identification card issued by the Texas Department of Motor
2 Vehicles [~~Public Safety~~]; or

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

5 SECTION 68. Sections 54.042(a), (b), (f), and (g), Family
6 Code, are amended to read as follows:

7 (a) A juvenile court, in a disposition hearing under Section
8 54.04, shall:

9 (1) order the Texas Department of Motor Vehicles
10 [~~Public Safety~~] to suspend a child's driver's license or permit, or
11 if the child does not have a license or permit, to deny the issuance
12 of a license or permit to the child if the court finds that the child
13 has engaged in conduct that:

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

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

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

23 (b) A juvenile court, in a disposition hearing under Section
24 54.04, may order the Texas Department of Motor Vehicles [~~Public~~
25 ~~Safety~~] to suspend a child's driver's license or permit or, if the
26 child does not have a license or permit, to deny the issuance of a
27 license or permit to the child, if the court finds that the child

1 has engaged in conduct that violates Section 28.08, Penal Code.

2 (f) A juvenile court, in a disposition hearing under Section
3 54.04, may order the Texas Department of Motor Vehicles [~~Public~~
4 ~~Safety~~] to suspend a child's driver's license or permit or, if the
5 child does not have a license or permit, to deny the issuance of a
6 license or permit to the child for a period not to exceed 12 months
7 if the court finds that the child has engaged in conduct in need of
8 supervision or delinquent conduct other than the conduct described
9 by Subsection (a).

10 (g) A juvenile court that places a child on probation under
11 Section 54.04 may require as a reasonable condition of the
12 probation that if the child violates the probation, the court may
13 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
14 suspend the child's driver's license or permit or, if the child does
15 not have a license or permit, to deny the issuance of a license or
16 permit to the child for a period not to exceed 12 months. The court
17 may make this order if a child that is on probation under this
18 condition violates the probation. A suspension under this
19 subsection is cumulative of any other suspension under this
20 section.

21 SECTION 69. Section 54.0482(c), Family Code, is amended to
22 read as follows:

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

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

4 (2) making at least one additional certified mailing
5 to the victim.

6 SECTION 70. Section 65.103(c), Family Code, is amended to
7 read as follows:

8 (c) In addition to any other order authorized by this
9 section, a truancy court may order the Texas Department of Motor
10 Vehicles [~~Public Safety~~] to suspend the driver's license or permit
11 of a child who has been found to have engaged in truant conduct. If
12 the child does not have a driver's license or permit, the court may
13 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
14 deny the issuance of a license or permit to the child. The period of
15 the license or permit suspension or the order that the issuance of a
16 license or permit be denied may not extend beyond the maximum time
17 period that a remedial order is effective as provided by Section
18 65.104.

19 SECTION 71. Section 65.251(a), Family Code, is amended to
20 read as follows:

21 (a) If a child fails to obey an order issued by a truancy
22 court under Section 65.103(a) or a child is in direct contempt of
23 court, the truancy court, after providing notice and an opportunity
24 for a hearing, may hold the child in contempt of court and order
25 either or both of the following:

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

27 (2) that the Texas Department of Motor Vehicles

1 [~~Public Safety~~] suspend the child's driver's license or permit or,
2 if the child does not have a license or permit, order that the Texas
3 Department of Motor Vehicles [~~Public Safety~~] deny the issuance of a
4 license or permit to the child until the child fully complies with
5 the court's orders.

6 SECTION 72. Sections 203.007(b) and (g), Family Code, are
7 amended to read as follows:

8 (b) A domestic relations office is entitled to obtain from
9 the Texas Department of Motor Vehicles and the Department of Public
10 Safety records that relate to:

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

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

23 SECTION 73. Section 264.1211, Family Code, as added by
24 Chapter 1076 (H.B. 3338), Acts of the 85th Legislature, Regular
25 Session, 2017, is amended to read as follows:

26 Sec. 264.1211. RECORDS AND DOCUMENTS FOR CHILDREN AGING OUT
27 OF FOSTER CARE. The department in cooperation with volunteer

1 advocates from a charitable organization described by Subchapter C,
2 Chapter 107, and the Texas Department of Motor Vehicles [~~Public~~
3 ~~Safety~~] shall develop procedures to ensure that a foster child
4 obtains a driver's license or personal identification card before
5 the child leaves the conservatorship of the department.

6 SECTION 74. Section 277.002(a), Finance Code, is amended to
7 read as follows:

8 (a) A financial institution shall require, as a condition of
9 opening or maintaining a business checking account, that the
10 applicant or account holder provide:

11 (1) if the business is a sole proprietorship:
12 (A) the name of the business owner;
13 (B) the physical address of the business;
14 (C) the home address of the business owner; and
15 (D) the driver's license number of the business
16 owner or the personal identification card number issued to the
17 business owner by the Texas Department of Motor Vehicles [~~Public~~
18 ~~Safety~~]; or

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

22 SECTION 75. Sections 62.001(a), (f), (h), and (i),
23 Government Code, are amended to read as follows:

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

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

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

4 (A) hold a valid Texas driver's license or a
5 valid personal identification card or certificate issued by the
6 department; and

7 (B) are not disqualified from jury service under
8 Section [62.102](#)(1), (2), or (7).

9 (f) The Texas Department of Motor Vehicles [~~Public Safety~~]
10 shall furnish a list to the secretary of state that shows the names
11 required under Subsection (a)(2) and that contains any of the
12 information enumerated in Subsection (c) that is available to the
13 department, including citizenship status and county of residence.
14 The list shall exclude the names of convicted felons, persons who
15 are not citizens of the United States, persons residing outside the
16 county, and the duplicate name of any registrant. The department
17 shall furnish the list to the secretary of state on or before the
18 first Monday in October of each year.

19 (h) If the secretary of state is unable to furnish the list
20 as provided in this section because of the failure of the voter
21 registrar to furnish the county voter registration list to the
22 secretary of state, the county tax assessor-collector, sheriff,
23 county clerk, and district clerk in the county shall meet at the
24 county courthouse between January 1 and January 15 of the following
25 year and shall reconstitute the jury wheel for the county, except as
26 provided under a plan adopted under Section [62.011](#). The deadlines
27 included in the plan control for preparing the list and

1 reconstituting the wheel. The secretary of state shall send the
2 list furnished by the Texas Department of Motor Vehicles [~~Public~~
3 ~~Safety~~] as provided by Subsection (f) to the voter registrar, who
4 shall combine the lists as described in this section for use as the
5 juror source and certify the combined list as required of the
6 secretary of state under Subsection (g).

7 (i) The commissioners court may, instead of using the method
8 provided by Subsections (c) through (h), contract with another
9 governmental unit or a private person to combine the voter
10 registration list with the list furnished by the Texas Department
11 of Motor Vehicles [~~Public Safety~~]. Subsections (c) through (h) do
12 not apply to a county in which the commissioners court has
13 contracted with another governmental unit or a private person under
14 this subsection. The Texas Department of Motor Vehicles [~~Public~~
15 ~~Safety~~] may not charge a fee for furnishing a list under this
16 subsection. Each list must contain the name, date of birth,
17 address, county of residence, and citizenship status of each person
18 listed. If practical, each list must contain any other information
19 useful in determining if the person is qualified to serve as a
20 juror.

21 SECTION 76. Section 72.016, Government Code, is amended to
22 read as follows:

23 Sec. 72.016. NOTIFICATION PROCEDURE FOR JUDICIAL PRIVACY.
24 The director shall develop a procedure to regularly notify county
25 registrars, the Texas Department of Motor Vehicles [~~Public Safety~~],
26 the Texas Ethics Commission, and any other state agency the office
27 determines should be notified of the judges, judges' spouses, and

1 related family members whose personal information must be kept from
2 public records, as provided under Sections 552.117 and 572.035 of
3 this code, Sections 13.0021 and 15.0215, Election Code, and Section
4 521.121, Transportation Code.

5 SECTION 77. Section 103.021, Government Code, is amended to
6 read as follows:

7 Sec. 103.021. ADDITIONAL FEES AND COSTS IN CRIMINAL OR
8 CIVIL CASES: CODE OF CRIMINAL PROCEDURE. An accused or defendant,
9 or a party to a civil suit, as applicable, shall pay the following
10 fees and costs under the Code of Criminal Procedure if ordered by
11 the court or otherwise required:

12 (1) a personal bond fee (Art. 17.42, Code of Criminal
13 Procedure) . . . the greater of \$20 or three percent of the amount
14 of the bail fixed for the accused;

15 (2) cost of electronic monitoring as a condition of
16 release on personal bond (Art. 17.43, Code of Criminal Procedure)
17 . . . actual cost;

18 (3) a fee for verification of and monitoring of motor
19 vehicle ignition interlock (Art. 17.441, Code of Criminal
20 Procedure) . . . not to exceed \$10;

21 (3-a) costs associated with operating a global
22 positioning monitoring system as a condition of release on bond
23 (Art. 17.49(b)(2), Code of Criminal Procedure) . . . actual costs,
24 subject to a determination of indigency;

25 (3-b) costs associated with providing a defendant's
26 victim with an electronic receptor device as a condition of the
27 defendant's release on bond (Art. 17.49(b)(3), Code of Criminal

1 Procedure) . . . actual costs, subject to a determination of
2 indigency;

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

6 (5) reimbursement to general revenue fund for payments
7 made to victim of an offense as condition of community supervision
8 (Art. [42A.301\(b\)\(17\)](#) [~~[42A.301\(17\)](#)~~], Code of Criminal Procedure)
9 . . . not to exceed \$50 for a misdemeanor offense or \$100 for a
10 felony offense;

11 (6) payment to a crime stoppers organization as
12 condition of community supervision (Art. [42A.301\(b\)\(20\)](#)
13 [~~[42A.301\(20\)](#)~~], Code of Criminal Procedure) . . . not to exceed \$50;

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

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

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

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

24 (11) for certain financially able sex offenders as a
25 condition of community supervision, the costs of treatment,
26 specialized supervision, or rehabilitation (Art. [42A.452](#), Code of
27 Criminal Procedure) . . . all or part of the reasonable and

1 necessary costs of the treatment, supervision, or rehabilitation as
2 determined by the judge;

3 (12) fee for failure to appear for trial in a justice
4 or municipal court if a jury trial is not waived (Art. 45.026, Code
5 of Criminal Procedure) . . . costs incurred for impaneling the
6 jury;

7 (13) costs of certain testing, assessments, or
8 programs during a deferral period (Art. 45.051, Code of Criminal
9 Procedure) . . . amount ordered;

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

13 (15) an additional fee:

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

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

25 (C) for requesting a driving safety course or a
26 course under the motorcycle operator training and safety program
27 before the final disposition of the case (Art. 45.0511(f)(2), Code

1 of Criminal Procedure) . . . not to exceed the maximum amount of the
2 fine for the offense committed by the defendant;

3 (16) a request fee for teen court program (Art.
4 45.052, Code of Criminal Procedure) . . . \$20, if the court
5 ordering the fee is located in the Texas-Louisiana border region,
6 but otherwise not to exceed \$10;

7 (17) a fee to cover costs of required duties of teen
8 court (Art. 45.052, Code of Criminal Procedure) . . . \$20, if the
9 court ordering the fee is located in the Texas-Louisiana border
10 region, but otherwise \$10;

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

14 (19) certified mailing of notice of hearing date (Art.
15 102.006, Code of Criminal Procedure) . . . \$1, plus postage;

16 (20) certified mailing of certified copies of an order
17 of expunction (Art. 102.006, Code of Criminal Procedure) . . . \$2,
18 plus postage;

19 (20-a) a fee to defray the cost of notifying state
20 agencies of orders of expungement (Art. 45.0216, Code of Criminal
21 Procedure) . . . \$30 per application;

22 (21) sight orders:

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

26 (B) if the face amount of the check or sight order
27 is greater than \$10 but does not exceed \$100 (Art. 102.007, Code of

1 Criminal Procedure) . . . not to exceed \$15;

2 (C) if the face amount of the check or sight order

3 is greater than \$100 but does not exceed \$300 (Art. 102.007, Code of

4 Criminal Procedure) . . . not to exceed \$30;

5 (D) if the face amount of the check or sight order

6 is greater than \$300 but does not exceed \$500 (Art. 102.007, Code of

7 Criminal Procedure) . . . not to exceed \$50; and

8 (E) if the face amount of the check or sight order

9 is greater than \$500 (Art. 102.007, Code of Criminal Procedure)

10 . . . not to exceed \$75;

11 (22) fees for a pretrial intervention program:

12 (A) a supervision fee (Art. 102.012(a), Code of

13 Criminal Procedure) . . . \$60 a month plus expenses; and

14 (B) a district attorney, criminal district

15 attorney, or county attorney administrative fee (Art. 102.0121,

16 Code of Criminal Procedure) . . . not to exceed \$500;

17 (23) parking fee violations for child safety fund in

18 municipalities with populations:

19 (A) greater than 850,000 (Art. 102.014, Code of

20 Criminal Procedure) . . . not less than \$2 and not to exceed \$5; and

21 (B) less than 850,000 (Art. 102.014, Code of

22 Criminal Procedure) . . . not to exceed \$5;

23 (24) an administrative fee for collection of fines,

24 fees, restitution, or other costs (Art. 102.072, Code of Criminal

25 Procedure) . . . not to exceed \$2 for each transaction;

26 (25) a collection fee, if authorized by the

27 commissioners court of a county or the governing body of a

1 municipality, for certain debts and accounts receivable, including
2 unpaid fines, fees, court costs, forfeited bonds, and restitution
3 ordered paid (Art. 103.0031, Code of Criminal Procedure) . . . 30
4 percent of an amount more than 60 days past due; and

5 (26) a cost on conviction for the truancy prevention
6 and diversion fund (Art. 102.015, Code of Criminal Procedure) . . .
7 \$2.

8 SECTION 78. Section 411.082(2), Government Code, is amended
9 to read as follows:

10 (2) "Criminal history record information" means
11 information collected about a person by a criminal justice agency
12 that consists of identifiable descriptions and notations of
13 arrests, detentions, indictments, informations, and other formal
14 criminal charges and their dispositions. The term does not
15 include:

16 (A) identification information, including
17 fingerprint records, to the extent that the identification
18 information does not indicate involvement of the person in the
19 criminal justice system; or

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

23 SECTION 79. Section 411.174(b), Government Code, is amended
24 to read as follows:

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

27 (1) full name and place and date of birth;

- 1 (2) race and sex;
- 2 (3) residence and business addresses for the preceding
3 five years;
- 4 (4) hair and eye color;
- 5 (5) height and weight;
- 6 (6) driver's license number or identification
7 certificate number issued by the Texas Department of Motor Vehicles
8 [~~department~~];
- 9 (7) criminal history record information of the type
10 maintained by the department under this chapter, including a list
11 of offenses for which the applicant was arrested, charged, or under
12 an information or indictment and the disposition of the offenses;
13 and
- 14 (8) history, if any, of treatment received by,
15 commitment to, or residence in:
 - 16 (A) a drug or alcohol treatment center licensed
17 to provide drug or alcohol treatment under the laws of this state or
18 another state, but only if the treatment, commitment, or residence
19 occurred during the preceding five years; or
 - 20 (B) a psychiatric hospital.

21 SECTION 80. Section 411.179(a), Government Code, is amended
22 to read as follows:

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

- 25 (1) a number assigned to the license holder by the
26 department;
- 27 (2) a statement of the period for which the license is

1 effective;

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

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

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

9 (6) the number of a driver's license or an
10 identification certificate issued to the license holder by the
11 Texas Department of Motor Vehicles [~~department~~]; and

12 (7) the designation "VETERAN" if required under
13 Subsection (e).

14 SECTION 81. Section 411.205, Government Code, is amended to
15 read as follows:

16 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license
17 holder is carrying a handgun on or about the license holder's person
18 when a magistrate or a peace officer demands that the license holder
19 display identification, the license holder shall display both the
20 license holder's driver's license or identification certificate
21 issued by the Texas Department of Motor Vehicles [~~department~~] and
22 the license holder's handgun license.

23 SECTION 82. Sections 501.0165(a), (c), and (d), Government
24 Code, are amended to read as follows:

25 (a) Before discharging an inmate or releasing an inmate on
26 parole, mandatory supervision, or conditional pardon, the
27 department shall:

1 (1) determine whether the inmate has:

2 (A) a valid license issued under Chapter 521 or
3 522, Transportation Code; or

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

6 (2) if the inmate does not have a valid license or
7 certificate described by Subdivision (1), submit to the Texas
8 Department of Motor Vehicles [~~Public Safety~~] on behalf of the
9 inmate a request for the issuance of a personal identification
10 certificate under Chapter 521, Transportation Code.

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

24 (d) The department shall reimburse the Texas Department of
25 Motor Vehicles [~~Public Safety~~] or the Department of State Health
26 Services for the actual costs incurred by those agencies in
27 performing responsibilities established under this section. The

1 department may charge an inmate for the actual costs incurred under
2 this section or the fees required by Section 521.421,
3 Transportation Code.

4 SECTION 83. Section 509.004(a), Government Code, is amended
5 to read as follows:

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

7 (1) keep financial and statistical records determined
8 necessary by the division;

9 (2) submit a strategic plan and all supporting
10 information requested by the division;

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

14 (4) submit periodic financial audits and statistical
15 reports to the division; and

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

23 SECTION 84. Sections 531.02414(e) and (g), Government Code,
24 are amended to read as follows:

25 (e) The executive commissioner shall adopt rules to ensure
26 the safe and efficient provision of nonemergency transportation
27 services under the medical transportation program by regional

1 contracted brokers and subcontractors of regional contracted
2 brokers. The rules must include:

3 (1) minimum standards regarding the physical
4 condition and maintenance of motor vehicles used to provide the
5 services, including standards regarding the accessibility of motor
6 vehicles by persons with disabilities;

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

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

15 (4) a requirement that a regional contracted broker
16 check the public criminal record information maintained by the
17 Department of Public Safety and made available to the public
18 through the department's Internet website of each motor vehicle
19 operator providing the services or seeking to provide the services;
20 and

21 (5) training requirements for motor vehicle operators
22 providing the services through a regional contracted broker,
23 including training on the following topics:

24 (A) passenger safety;

25 (B) passenger assistance;

26 (C) assistive devices, including wheelchair
27 lifts, tie-down equipment, and child safety seats;

- 1 (D) sensitivity and diversity;
- 2 (E) customer service;
- 3 (F) defensive driving techniques; and
- 4 (G) prohibited behavior by motor vehicle
- 5 operators.

6 (g) The commission shall enter into a memorandum of
7 understanding with the Texas Department of Motor Vehicles [~~and the~~
8 ~~Department of Public Safety~~] for purposes of obtaining the motor
9 vehicle registration and driver's license information of a provider
10 of medical transportation services, including a regional
11 contracted broker and a subcontractor of the broker, to confirm
12 that the provider complies with applicable requirements adopted
13 under Subsection (e).

14 SECTION 85. Section 531.1533, Government Code, is amended
15 to read as follows:

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

- 21 (1) an admission form that includes:
 - 22 (A) the parent's or guardian's:
 - 23 (i) name, address, and telephone number;
 - 24 (ii) driver's license number and state of
 - 25 issuance or personal identification card number issued by the Texas
 - 26 Department of Motor Vehicles [~~Public Safety~~]; and
 - 27 (iii) place of employment and the

1 employer's address and telephone number; and

2 (B) the name, address, and telephone number of a
3 relative of the child or other person whom the department or
4 institution may contact in an emergency, a statement indicating the
5 relation between that person and the child, and at the parent's or
6 guardian's option, that person's:

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

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

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

14 (A) notify the institution in which the child is
15 placed of any changes to the information submitted under
16 Subdivision (1)(A); and

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

19 SECTION 86. Section 555.003, Government Code, is amended to
20 read as follows:

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

25 SECTION 87. Section 12.013(b), Health and Safety Code, is
26 amended to read as follows:

27 (b) Based on the studies and investigations, the department

1 periodically shall recommend to the Department of Public Safety and
2 the Texas Department of Motor Vehicles appropriate policies,
3 standards, and procedures relating to those medical aspects.

4 SECTION 88. Section 12.092(b), Health and Safety Code, is
5 amended to read as follows:

6 (b) The medical advisory board shall assist:

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

9 [~~(1)~~] an applicant for a driver's license or a license
10 holder is capable of safely operating a motor vehicle; and [~~or~~]

11 (2) the Department of Public Safety in determining
12 whether an applicant for or holder of a license to carry a handgun
13 under the authority of Subchapter H, Chapter 411, Government Code,
14 or an applicant for or holder of a commission as a security officer
15 under Chapter 1702, Occupations Code, is capable of exercising
16 sound judgment with respect to the proper use and storage of a
17 handgun.

18 SECTION 89. Sections 12.095(a) and (c), Health and Safety
19 Code, are amended to read as follows:

20 (a) If the Department of Public Safety of the State of Texas
21 or Texas Department of Motor Vehicles requests an opinion or
22 recommendation from the medical advisory board as to the ability of
23 an 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, the commissioner or a person designated by the
26 commissioner shall convene a panel to consider the case or question
27 submitted by that department.

1 (c) Each panel member shall prepare an individual
2 independent written report for the Department of Public Safety of
3 the State of Texas or Texas Department of Motor Vehicles, as
4 appropriate, that states the member's opinion as to the ability of
5 the applicant or license holder to operate a motor vehicle safely or
6 to exercise sound judgment with respect to the proper use and
7 storage of a handgun, as appropriate. In the report the panel
8 member may also make recommendations relating to that department's
9 subsequent action.

10 SECTION 90. Section 12.096(a), Health and Safety Code, is
11 amended to read as follows:

12 (a) A physician licensed to practice medicine in this state
13 may inform the Department of Public Safety of the State of Texas,
14 the Texas Department of Motor Vehicles, or the medical advisory
15 board, orally or in writing, of the name, date of birth, and address
16 of a patient older than 15 years of age whom the physician has
17 diagnosed as having a disorder or disability specified in a rule of
18 the Department of Public Safety of the State of Texas or Texas
19 Department of Motor Vehicles.

20 SECTION 91. Section 12.097, Health and Safety Code, is
21 amended to read as follows:

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

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

1 (2) are privileged information; and

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

4 (b) In a subsequent proceeding under Subchapter H, Chapter
5 411, Government Code, or Subchapter N, Chapter 521, Transportation
6 Code, the department may provide a copy of the report of the medical
7 advisory board or panel and a medical record or report relating to
8 an applicant or license holder to:

9 (1) the Department of Public Safety of the State of
10 Texas or Texas Department of Motor Vehicles, as appropriate;

11 (2) the applicant or license holder; and

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

13 SECTION 92. Section 81.011, Health and Safety Code, is
14 amended to read as follows:

15 Sec. 81.011. REQUEST FOR INFORMATION. In times of
16 emergency or epidemic declared by the commissioner, the department
17 is authorized to request information pertaining to names, dates of
18 birth, and most recent addresses of individuals from the driver's
19 license records of the Texas Department of Motor Vehicles [~~Public~~
20 ~~Safety~~] for the purpose of notification to individuals of the need
21 to receive certain immunizations or diagnostic, evaluation, or
22 treatment services for suspected communicable diseases.

23 SECTION 93. Section 161.254, Health and Safety Code, is
24 amended to read as follows:

25 Sec. 161.254. DRIVER'S LICENSE SUSPENSION OR DENIAL. (a)
26 If the defendant does not provide the evidence required under
27 Section 161.253(e) within the period specified by that subsection,

1 the court shall order the Texas Department of Motor Vehicles
2 [~~Public Safety~~] to suspend or deny issuance of any driver's license
3 or permit to the defendant. The order must specify the period of
4 the suspension or denial, which may not exceed 180 days after the
5 date of the order.

6 (b) The Texas Department of Motor Vehicles [~~Public Safety~~]
7 shall send to the defendant notice of court action under Subsection
8 (a) by first class mail. The notice must include the date of the
9 order and the reason for the order and must specify the period of
10 the suspension or denial.

11 SECTION 94. Section 191.009, Health and Safety Code, as
12 added by Chapter 737 (S.B. 1205), Acts of the 85th Legislature,
13 Regular Session, 2017, is amended to read as follows:

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

20 (b) The department shall enter into a memorandum of
21 understanding with the Texas Department of Motor Vehicles [~~Public~~
22 ~~Safety~~] to implement this section. The memorandum of understanding
23 must include a mechanism for the department to provide to the Texas
24 Department of Motor Vehicles [~~Public Safety~~] death information that
25 includes unique identifiers, including social security numbers,
26 necessary to accurately match death records with driver's license
27 and personal identification certificate records.

1 SECTION 95. Section 481.077(d), Health and Safety Code, is
2 amended to read as follows:

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

6 (1) if the recipient does not represent a business,
7 obtain from the recipient:

8 (A) the recipient's driver's license number or
9 other personal identification certificate number, date of birth,
10 and residential or mailing address, other than a post office box
11 number, from a driver's license or personal identification
12 certificate issued by the Texas Department of Motor Vehicles
13 [~~department~~] that contains a photograph of the recipient;

14 (B) the year, state, and number of the motor
15 vehicle license of the motor vehicle owned or operated by the
16 recipient;

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

19 (D) the recipient's signature; or

20 (2) if the recipient represents a business, obtain
21 from the recipient:

22 (A) a letter of authorization from the business
23 that includes the business license or comptroller tax
24 identification number, address, area code, and telephone number and
25 a complete description of how the chemical precursor is to be used;
26 and

27 (B) the recipient's signature; and

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

3 SECTION 96. Section 481.080(e), Health and Safety Code, is
4 amended to read as follows:

5 (e) Before selling, transferring, or otherwise furnishing
6 to a person in this state a chemical laboratory apparatus subject to
7 Subsection (a), a manufacturer, wholesaler, retailer, or other
8 person shall:

9 (1) if the recipient does not represent a business,
10 obtain from the recipient:

11 (A) the recipient's driver's license number or
12 other personal identification certificate number, date of birth,
13 and residential or mailing address, other than a post office box
14 number, from a driver's license or personal identification
15 certificate issued by the Texas Department of Motor Vehicles
16 [~~department~~] that contains a photograph of the recipient;

17 (B) the year, state, and number of the motor
18 vehicle license of the motor vehicle owned or operated by the
19 recipient;

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

22 (D) the recipient's signature; or

23 (2) if the recipient represents a business, obtain
24 from the recipient:

25 (A) a letter of authorization from the business
26 that includes the business license or comptroller tax
27 identification number, address, area code, and telephone number and

1 a complete description of how the apparatus is to be used; and

2 (B) the recipient's signature; and

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

5 SECTION 97. Section 485.032(c), Health and Safety Code, is
6 amended to read as follows:

7 (c) It is an affirmative defense to prosecution under this
8 section that:

9 (1) the person making the delivery is an adult having
10 supervisory responsibility over the person younger than 18 years of
11 age and:

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

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

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

24 SECTION 98. Sections 692A.002(11) and (15), Health and
25 Safety Code, are amended to read as follows:

26 (11) "Driver's license" means a license or permit
27 issued by the Texas Department of Motor Vehicles [~~Public Safety~~] to

1 operate a vehicle, whether or not conditions are attached to the
2 license or permit.

3 (15) "Identification card" means an identification
4 card issued by the Texas Department of Motor Vehicles [~~Public~~
5 ~~Safety~~].

6 SECTION 99. Sections 692A.014(a) and (b), Health and Safety
7 Code, are amended to read as follows:

8 (a) When a hospital refers an individual at or near death to
9 a procurement organization, the organization shall make a
10 reasonable search of the records of the Texas Department of Motor
11 Vehicles [~~Public Safety~~] and any donor registry that it knows
12 exists for the geographical area in which the individual resides to
13 ascertain whether the individual has made an anatomical gift.

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

18 SECTION 100. Sections 692A.020(a), (d), (e), (f), (g), (h),
19 (i), and (m), Health and Safety Code, are amended to read as
20 follows:

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

25 (d) The Texas Department of Motor Vehicles [~~Public Safety~~]
26 at least monthly shall electronically transfer to the nonprofit
27 organization administering the registry the name, date of birth,

1 driver's license number, most recent address, and any other
2 relevant information in the possession of the Texas Department of
3 Motor Vehicles [~~Public Safety~~] for any person who indicates on the
4 person's driver's license application under Section 521.401,
5 Transportation Code, that the person would like to make an
6 anatomical gift.

7 (e) The nonprofit organization administering the registry
8 shall:

9 (1) make information obtained from the Texas
10 Department of Motor Vehicles [~~Public Safety~~] under Subsection (d)
11 available to procurement organizations;

12 (2) allow potential donors to submit information in
13 writing directly to the organization for inclusion in the
14 Internet-based registry;

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

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

22 (f) Except as otherwise provided by Subsection (e)(3) or
23 this subsection, the Texas Department of Motor Vehicles [~~Public~~
24 ~~Safety~~], the nonprofit organization administering the registry, or
25 a procurement organization may not sell, rent, or otherwise share
26 any information provided to the Internet-based registry. A
27 procurement organization may share any information provided to the

1 registry with an organ procurement organization or a health care
2 provider or facility providing medical care to a potential donor as
3 necessary to properly identify an individual at the time of
4 donation.

5 (g) The Texas Department of Motor Vehicles [~~Public Safety~~],
6 the nonprofit organization administering the registry, or the
7 procurement organizations may not use any demographic or specific
8 data provided to the Internet-based registry for any fund-raising
9 activities. Data may only be transmitted from the selected
10 organization to procurement organizations through electronic and
11 telephonic methods using secure, encrypted technology to preserve
12 the integrity of the data and the privacy of the individuals
13 providing information.

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

19 (i) The Glenda Dawson Donate Life-Texas Registry fund is
20 created as a trust fund outside the state treasury to be held by the
21 comptroller and administered by the Texas Department of Motor
22 Vehicles [~~Public Safety~~] as trustee on behalf of the statewide
23 donor registry maintained for the benefit of the citizens of this
24 state. The fund is composed of money deposited to the credit of the
25 fund under Sections [502.405\(b\)](#), [521.008](#), and [521.422\(c\)](#),
26 Transportation Code, as provided by those subsections. Money in
27 the fund shall be disbursed at least monthly, without

1 appropriation, to the nonprofit organization administering the
2 registry to pay the costs of:

3 (1) maintaining, operating, and updating the
4 Internet-based registry and establishing procedures for an
5 individual to be added to the registry;

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

8 (3) providing education under this chapter.

9 (m) The nonprofit organization administering the registry
10 may:

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

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

18 SECTION 101. Sections 780.002(a) and (b), Health and Safety
19 Code, are amended to read as follows:

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

25 (b) The comptroller shall deposit 49.5 percent of the money
26 received under Subsection (a) to the credit of the account
27 established under this chapter and 49.5 percent of the money to the

1 general revenue fund. The remaining one percent of the amount of
2 the surcharges shall be deposited to the general revenue fund and
3 may be appropriated only to the Texas Department of Motor Vehicles
4 [~~Public Safety~~] for administration of the driver responsibility
5 program operated by that department under Chapter 708,
6 Transportation Code.

7 SECTION 102. Section 841.0822, Health and Safety Code, is
8 amended to read as follows:

9 Sec. 841.0822. REQUIRED PROCEDURES BEFORE RELEASE FROM
10 SECURE CORRECTIONAL FACILITY. Before a committed person is
11 released from a secure correctional facility, the Texas Department
12 of Criminal Justice shall ensure that:

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

15 (2) the person completes an application for the
16 following federal benefits, as appropriate, for which the person
17 may be eligible:

18 (A) social security benefits, including
19 disability benefits, administered by the United States Social
20 Security Administration; and

21 (B) veterans benefits administered by the United
22 States Department of Veterans Affairs.

23 SECTION 103. Sections 841.153(a), (c), and (d), Health and
24 Safety Code, are amended to read as follows:

25 (a) On the release of a committed person from a correctional
26 facility, secure correctional facility, or secure detention
27 facility, as those terms are defined by Section 841.151, the office

1 shall:

2 (1) determine whether the person has:

3 (A) a valid license issued under Chapter 521 or
4 522, Transportation Code; or

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

7 (2) if the person does not have a valid license or
8 certificate described by Subdivision (1), submit to the Texas
9 Department of Motor Vehicles [~~Public Safety~~] on behalf of the
10 person a request for the issuance of a personal identification
11 certificate under Chapter 521, Transportation Code.

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

26 (d) The office shall reimburse the Texas Department of Motor
27 Vehicles [~~Public Safety~~] or the Department of State Health

1 Services, as applicable, for the actual costs incurred by those
2 agencies in performing responsibilities established under this
3 section. The office may charge a committed person for the actual
4 costs incurred under this section or for the fees required by
5 Section 521.421, Transportation Code.

6 SECTION 104. Section 23.002, Human Resources Code, is
7 amended to read as follows:

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

- 10 (1) the Parks and Wildlife Department; and
11 (2) the Texas Department of Motor Vehicles [~~Public~~
12 ~~Safety of the State of Texas~~].

13 SECTION 105. Section 1805.051(d), Occupations Code, is
14 amended to read as follows:

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

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

20 (2) a complete and accurate description of each
21 business machine, including its serial number or other identifying
22 marks or symbols;

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

25 (4) if the business machine is delivered to the
26 secondhand dealer for sale or exchange at an auction, the make,
27 year, model, color, and registration number of the vehicle in which

1 the business machine is transported to the auction.

2 SECTION 106. Section 1805.052(b), Occupations Code, is
3 amended to read as follows:

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

6 (1) the name and address of the seller of the business
7 machine;

8 (2) a complete and accurate description of the
9 business machine for which the report is made, including the serial
10 number or other identifying marks or symbols;

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

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

17 SECTION 107. Section 1956.001(8), Occupations Code, is
18 amended to read as follows:

19 (8) "Personal identification document" means:

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

22 (B) a United States military identification
23 card; or

24 (C) a personal identification certificate issued
25 by the Texas Department of Motor Vehicles [~~department~~] under
26 Section 521.101, Transportation Code, or a corresponding card or
27 certificate issued by another state.

1 SECTION 108. Section 1956.062(c), Occupations Code, is
2 amended to read as follows:

3 (c) The dealer shall record the proposed seller's driver's
4 license number or [~~department~~] personal identification certificate
5 number on physical presentation of the license or personal
6 identification certificate by the seller. The record must
7 accompany the list.

8 SECTION 109. Section 2033.017(f), Occupations Code, is
9 amended to read as follows:

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

16 SECTION 110. Section 2402.107(b), Occupations Code, is
17 amended to read as follows:

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

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

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

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

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

3 (ii) reckless driving under Section
4 545.401, Transportation Code;

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

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

9 (2) has been convicted in the preceding seven-year
10 period of any of the following:

11 (A) driving while intoxicated under Section
12 49.04 or 49.045, Penal Code;

13 (B) use of a motor vehicle to commit a felony;

14 (C) a felony crime involving property damage;

15 (D) fraud;

16 (E) theft;

17 (F) an act of violence; or

18 (G) an act of terrorism; or

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

22 SECTION 111. Sections 11.43(f) and (m), Tax Code, are
23 amended to read as follows:

24 (f) The comptroller, in prescribing the contents of the
25 application form for each kind of exemption, shall ensure that the
26 form requires an applicant to furnish the information necessary to
27 determine the validity of the exemption claim. The form must

1 require an applicant to provide the applicant's name and driver's
2 license number, personal identification certificate number, or
3 social security account number. If the applicant is a charitable
4 organization with a federal tax identification number, the form
5 must allow the applicant to provide the organization's federal tax
6 identification number in lieu of a driver's license number,
7 personal identification certificate number, or social security
8 account number. The comptroller shall include on the forms a notice
9 of the penalties prescribed by Section 37.10, Penal Code, for
10 making or filing an application containing a false statement. The
11 comptroller shall include, on application forms for exemptions that
12 do not have to be claimed annually, a statement explaining that the
13 application need not be made annually and that if the exemption is
14 allowed, the applicant has a duty to notify the chief appraiser when
15 the applicant's entitlement to the exemption ends. In this
16 subsection:

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

19 (2) "Personal identification certificate" means a
20 certificate issued by the Texas Department of Motor Vehicles
21 [~~Public Safety~~] under Subchapter E, Chapter 521, Transportation
22 Code.

23 (m) Notwithstanding Subsections (a) and (k), a person who
24 receives an exemption under Section 11.13, other than an exemption
25 under Section 11.13(c) or (d) for an individual 65 years of age or
26 older, in a tax year is entitled to receive an exemption under
27 Section 11.13(c) or (d) for an individual 65 years of age or older

1 in the next tax year on the same property without applying for the
2 exemption if the person becomes 65 years of age in that next year as
3 shown by:

4 (1) information in the records of the appraisal
5 district that was provided to the appraisal district by the
6 individual in an application for an exemption under Section 11.13
7 on the property or in correspondence relating to the property; or

8 (2) the information provided by the Texas Department
9 of Motor Vehicles [~~Public Safety~~] to the appraisal district under
10 Section 521.049, Transportation Code.

11 SECTION 112. Section 411.0085, Government Code, is
12 repealed.

13 SECTION 113. (a) This section applies to the following
14 duties of the Texas Department of Motor Vehicles, as transferred by
15 this Act:

16 (1) the issuance of driver's licenses under Chapters
17 521 and 522, Transportation Code;

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

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

22 (4) the registration of voters during the issuance or
23 renewal of a driver's license or personal identification
24 certificate.

25 (b) As soon as practicable after the effective date of this
26 Act, the Texas Department of Motor Vehicles shall study the most
27 effective use of available state and county resources, including

1 personnel, property, and technology resources potentially
2 available through the adoption of intergovernmental agreements, to
3 perform the duties described by Subsection (a) of this section,
4 prioritizing:

5 (1) customer service satisfaction, including reducing
6 wait times for customers to be issued driver's licenses, personal
7 identification certificates, and election identification
8 certificates;

9 (2) accessibility for citizens of this state,
10 including citizens residing in rural areas of this state, to
11 facilities performing the duties described by Subsection (a) of
12 this section; and

13 (3) administrative efficiency and cost savings.

14 (c) The Department of Public Safety shall assist in the
15 study described by Subsection (b) of this section if requested by
16 the Texas Department of Motor Vehicles.

17 SECTION 114. (a) Effective January 1, 2021, the powers and
18 duties of the Department of Public Safety with regard to driver's
19 licenses, personal identification certificates, and other
20 miscellaneous programs, powers, and duties are transferred to the
21 Texas Department of Motor Vehicles in accordance with this Act.

22 (b) Effective January 1, 2021, all rules of the Department
23 of Public Safety are continued in effect as rules of the Texas
24 Department of Motor Vehicles until superseded by a rule of the Texas
25 Department of Motor Vehicles. A license or certification issued by
26 the Department of Public Safety is continued in effect as provided
27 by the law in effect immediately before the effective date of this

1 Act. A complaint, investigation, contested case, or other
2 proceeding pending on the effective date of this Act is continued
3 without change in status after the effective date of this Act. An
4 activity conducted by the Department of Public Safety is considered
5 to be an activity conducted by the Texas Department of Motor
6 Vehicles.

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

15 SECTION 115. Effective January 1, 2021:

16 (1) all money, contracts, leases, rights, property,
17 records, and bonds and other obligations of the Department of
18 Public Safety relating to driver's licenses, personal
19 identification certificates, and other miscellaneous programs,
20 powers, and duties are transferred to the Texas Department of Motor
21 Vehicles; and

22 (2) an employee of the Department of Public Safety
23 Driver License Division and any employee of the Department of
24 Public Safety who primarily performs duties related to a power or
25 duty transferred under this Act become employees of the Texas
26 Department of Motor Vehicles.

27 SECTION 116. (a) The unobligated and unexpended balance of

1 any appropriations made to the Department of Public Safety in
2 connection with or relating to driver's licenses, personal
3 identification certificates, or other programs, powers, or duties
4 transferred under this Act, for the state fiscal biennium ending
5 August 31, 2021, is transferred and reappropriated to the Texas
6 Department of Motor Vehicles for the purpose of implementing the
7 powers, duties, obligations, and rights of action transferred to
8 that department under this Act.

9 (b) The Department of Public Safety shall continue, as
10 necessary, to perform the duties and functions being transferred to
11 the Texas Department of Motor Vehicles until the transfer of agency
12 duties and functions is complete.

13 SECTION 117. (a) The governing bodies of the Texas
14 Department of Motor Vehicles and the Department of Public Safety
15 shall enter into or revise a joint memorandum of understanding to
16 coordinate the Texas Department of Motor Vehicles' and the
17 Department of Public Safety's information systems to allow for the
18 sharing of information so that each department may effectively and
19 efficiently perform the functions and duties assigned to it.
20 Neither the Texas Department of Motor Vehicles nor the Department
21 of Public Safety may impose or collect a fee or charge in connection
22 with the sharing of information under the joint memorandum of
23 understanding entered into or revised under this section.

24 (b) The Texas Department of Motor Vehicles and the
25 Department of Public Safety shall implement the joint memorandum of
26 understanding using existing personnel and resources.

27 (c) Otherwise confidential information shared under the

1 memorandum of understanding remains subject to the same
2 confidentiality requirements and legal restrictions on access to
3 the information that are imposed by law on the department that
4 originally obtained or collected the information.

5 (d) Information may be shared under the memorandum of
6 understanding without the consent of the person who is the subject
7 of the information.

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

12 SECTION 118. (a) In addition to the memorandum of
13 understanding required by this Act, the governing bodies of the
14 Texas Department of Motor Vehicles and the Department of Public
15 Safety may enter into or revise one or more other joint memoranda of
16 understanding necessary to effect the transfer of the powers and
17 duties of the Department of Public Safety to the Texas Department of
18 Motor Vehicles under this Act. A memorandum of understanding may
19 include an agreement for the provision of office space, utilities,
20 and other facility services; the need for full-time equivalent
21 positions of the Department of Public Safety to provide support
22 services in addition to the positions transferred to the Texas
23 Department of Motor Vehicles under this Act; other support
24 services; and the transfer of information technology as necessary
25 or appropriate to effect the transfer of the powers and duties of
26 the Department of Public Safety to the Texas Department of Motor
27 Vehicles.

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

4 SECTION 119. To the extent of any conflict, this Act
5 prevails over another Act of the 86th Legislature, Regular Session,
6 2019, relating to nonsubstantive additions to and corrections in
7 enacted codes.

8 SECTION 120. This Act takes effect immediately if it
9 receives a vote of two-thirds of all the members elected to each
10 house, as provided by Section 39, Article III, Texas Constitution.
11 If this Act does not receive the vote necessary for immediate
12 effect, this Act takes effect September 1, 2019.