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H.B. No. 2478

A BILL TO BE ENTITLED

AN ACT

1
2 relating to driver's licenses, commercial driver's licenses, and
3 other identification certificates; authorizing and increasing
4 fees.

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

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

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

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

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

1 to change a name, address, or photograph;

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

4 (5) collecting fees; and

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

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

13 SECTION 2. Section 521.165, Transportation Code, is amended
14 by amending Subsection (e) and adding Subsection (f) to read as
15 follows:

16 (e) The department may authorize and set standards for an
17 entity described by Subsection (a), including a driver education
18 school described by Section 521.1655, to administer, and train and
19 certify examiners to administer, the examination required by
20 Section 521.161(b)(2).

21 (f) An entity described by Subsection (a) may not issue a
22 temporary receipt under Section 521.1812 to a person who has not
23 passed the testing conducted by the entity under this section.

24 SECTION 3. Subchapter I, Chapter 521, Transportation Code,
25 is amended by adding Section 521.1812 to read as follows:

26 Sec. 521.1812. ISSUANCE OF TEMPORARY RECEIPT BY THIRD
27 PARTY. (a) The department may authorize an entity described by

1 Section 521.165, including a driver education school described by
2 Section 521.1655, to issue a temporary receipt to a qualifying
3 applicant who has met all requirements for a driver's license if the
4 qualifying applicant holds a learner license issued by the
5 department under Section 521.222.

6 (b) A temporary receipt issued under Subsection (a) serves
7 as temporary permission to operate a vehicle until the department
8 provides a driver's license to the qualifying applicant.

9 (c) The department shall develop a process for an entity
10 under Subsection (a) to electronically transmit to the department
11 the documents and information required by the department for the
12 issuance of a driver's license to a qualifying applicant.

13 (d) The department shall adopt rules to implement this
14 section.

15 SECTION 4. Sections 521.271(a) and (b), Transportation
16 Code, are amended to read as follows:

17 (a) Each original driver's license, provisional license,
18 learner license, or occupational driver's license issued to an
19 applicant who is a citizen, national, or legal permanent resident
20 of the United States or a refugee or asylee lawfully admitted into
21 the United States expires as follows:

22 (1) except as provided by Section 521.2711, a driver's
23 license expires on the first birthday of the license holder
24 occurring after the eighth [~~sixth~~] anniversary of the date of the
25 application;

26 (2) a provisional license expires on the 18th
27 birthday of the license holder;

1 (3) a learner license expires on the 18th birthday of
2 the license holder;

3 (4) an occupational driver's license expires on the
4 first anniversary of the court order granting the license; and

5 (5) unless an earlier date is otherwise provided, a
6 driver's license issued to a person whose residence or domicile is a
7 correctional facility or a parole facility expires on the first
8 birthday of the license holder occurring after the first
9 anniversary of the date of issuance.

10 (b) Except as provided by Section [521.2711](#), a driver's
11 license that is renewed expires on the earlier of:

12 (1) the eighth [~~sixth~~] anniversary of the expiration
13 date before renewal if the applicant is a citizen, national, or
14 legal permanent resident of the United States or a refugee or asylee
15 lawfully admitted into the United States;

16 (1-a) for an applicant not described by Subdivision
17 (1):

18 (A) the earlier of:

19 (i) the eighth [~~sixth~~] anniversary of the
20 expiration date before renewal; or

21 (ii) the expiration date of the applicant's
22 authorized stay in the United States; or

23 (B) the first anniversary of the date of
24 issuance, if there is no definite expiration date for the
25 applicant's authorized stay in the United States; or

26 (2) for a renewal driver's license issued to a person
27 whose residence or domicile is a correctional facility or a parole

1 facility, the first birthday of the license holder occurring after
2 the first anniversary of the date of issuance unless an earlier date
3 is otherwise provided.

4 SECTION 5. Section 521.421(a), Transportation Code, is
5 amended to read as follows:

6 (a) The fee for issuance or renewal of a license not
7 otherwise provided for by this section is \$32 [~~\$24~~].

8 SECTION 6. Section 521.428, Transportation Code, is amended
9 to read as follows:

10 Sec. 521.428. COUNTY, ~~[OR]~~ MUNICIPAL, OR PRIVATE VENDOR
11 FEE. A county, ~~[or]~~ municipality, or private vendor that provides
12 services under an agreement described by Section 521.009 may
13 collect an additional fee of up to \$10 [~~\$5~~] for each transaction
14 provided that relates to driver's license and personal
15 identification certificate services only.

16 SECTION 7. Section 522.029, Transportation Code, is amended
17 by amending Subsection (a) and adding Subsection (m) to read as
18 follows:

19 (a) The fee for a commercial driver's license issued by the
20 department is \$96 [~~\$60~~], except as provided by Subsections (f),
21 (h), (j), ~~[and]~~ (k), and (m).

22 (m) The fee for a commercial driver's license with a
23 hazardous materials endorsement issued by the department is \$60,
24 except as provided by Subsections (h), (j), and (k).

25 SECTION 8. Section 522.051, Transportation Code, is amended
26 by amending Subsections (a), (b), (c), (d), and (f) and adding
27 Subsections (i), (j), (k), and (l) to read as follows:

1 (a) Except as provided by Subsections [~~Subsection~~] (f) and
2 (i) and Sections 522.013(e), 522.033, and 522.054, an original
3 commercial driver's license expires eight [~~five~~] years after the
4 applicant's next birthday.

5 (b) Except as provided by Subsection (j) and Section
6 522.054, a commercial driver's license issued to a person holding a
7 Texas Class A, B, C, or M license that would expire one year or more
8 after the date of issuance of the commercial driver's license
9 expires eight [~~five~~] years after the applicant's next birthday.

10 (c) Except as provided by Subsection (k) and Section
11 522.054, a commercial driver's license issued to a person holding a
12 Texas Class A, B, C, or M license that would expire less than one
13 year after the date of issuance of the commercial driver's license
14 or that has been expired for less than one year expires eight [~~five~~]
15 years after the expiration date shown on the Class A, B, C, or M
16 license.

17 (d) Except as provided by Subsection (l) and Section
18 522.054, a commercial driver's license issued to a person holding a
19 Texas Class A, B, C, or M license that has been expired for at least
20 one year but not more than two years expires eight [~~five~~] years
21 after the applicant's last birthday.

22 (f) Except as provided by Section 522.013, a non-domiciled
23 commercial driver's license other than a temporary non-domiciled
24 commercial driver's license under Section 522.013(e) expires on:

25 (1) the earlier of:

26 (A) the first birthday of the license holder
27 occurring after the eighth [~~fifth~~] anniversary of the date of the

1 application; or

2 (B) the expiration date of the license holder's
3 lawful presence in the United States as determined by the
4 appropriate United States agency in compliance with federal law; or

5 (2) the first anniversary of the date of issuance, if
6 there is no definitive expiration date for the applicant's
7 authorized stay in the United States.

8 (i) Except as provided by Subsection (f) and Sections
9 522.013(e), 522.033, and 522.054, an original commercial driver's
10 license with a hazardous materials endorsement expires five years
11 after the applicant's next birthday.

12 (j) Except as provided by Section 522.054, a commercial
13 driver's license with a hazardous materials endorsement issued to a
14 person holding a Texas Class A, B, C, or M license that would expire
15 one year or more after the date of issuance of the commercial
16 driver's license expires five years after the applicant's next
17 birthday.

18 (k) Except as provided by Section 522.054, a commercial
19 driver's license with a hazardous materials endorsement issued to a
20 person holding a Texas Class A, B, C, or M license that would expire
21 less than one year after the date of issuance of the commercial
22 driver's license or that has been expired for less than one year
23 expires five years after the expiration date shown on the Class A,
24 B, C, or M license.

25 (l) Except as provided by Section 522.054, a commercial
26 driver's license with a hazardous materials endorsement issued to a
27 person holding a Texas Class A, B, C, or M license that has been

1 expired for at least one year but not more than two years expires
2 five years after the applicant's last birthday.

3 SECTION 9. Section 522.052, Transportation Code, is amended
4 by amending Subsections (b) and (c) and adding Subsections (k) and
5 (l) to read as follows:

6 (b) Except as provided by Section 522.054, a renewal of a
7 commercial driver's license that has been expired for less than one
8 year expires eight [~~five~~] years after the expiration date shown on
9 the commercial driver's license.

10 (c) Except as provided by Section 522.054, a renewal of a
11 commercial driver's license that has been expired for at least one
12 year but not more than two years expires seven [~~six~~] years after the
13 applicant's last birthday.

14 (k) Except as provided by Section 522.054, a renewal of a
15 commercial driver's license with a hazardous materials endorsement
16 that has been expired for less than one year expires five years
17 after the expiration date shown on the commercial driver's license.

18 (l) Except as provided by Section 522.054, a renewal of a
19 commercial driver's license with a hazardous materials endorsement
20 that has been expired for at least one year but not more than two
21 years expires five years after the applicant's last birthday.

22 SECTION 10. The changes in law made by this Act to Sections
23 521.271, 521.421, 522.029, 522.051, and 522.052, Transportation
24 Code, apply only to a driver's license or commercial driver's
25 license issued or renewed on or after June 1, 2020. A driver's
26 license or commercial driver's license issued or renewed before
27 June 1, 2020, is governed by the law in effect immediately before

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1 the effective date of this Act, and the former law is continued in
2 effect for that purpose.

3 SECTION 11. This Act takes effect September 1, 2019.