

By: Hall, Buckingham

S.B. No. 1237

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 cards, the driver
4 responsibility program, and other related powers and duties by the
5 Texas Department of 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 for the purposes of
18 ~~The Texas Department of Motor Vehicles by rule may define the types~~
19 ~~of vehicles that are "motorcycles" for the purposes of~~ Chapters
20 501, 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 601.002(1), Transportation Code, is
12 amended to read as follows:

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

15 SECTION 19. Subchapter A, Chapter 601, Transportation Code,
16 is amended by adding Section 601.010 to read as follows:

17 Sec. 601.010. NOTICE TO DEPARTMENT OF PUBLIC SAFETY. The
18 department shall promptly send notice to the Department of Public
19 Safety of the suspension of a driver's license and vehicle
20 registration under this chapter.

21 SECTION 20. Section 601.023, Transportation Code, is
22 amended to read as follows:

23 Sec. 601.023. PAYMENT OF STATUTORY FEES. The department
24 may pay[+]

25 [~~(1) a statutory fee required by the Texas Department~~
26 ~~of Motor Vehicles for a certified abstract or in connection with~~
27 ~~suspension of a vehicle registration, or~~

1 [~~2~~] a statutory fee payable to the comptroller for
2 issuance of a certificate of deposit required by Section 601.122.

3 SECTION 21. Section 601.233(a), Transportation Code, is
4 amended to read as follows:

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

9 "A second or subsequent conviction of an offense under
10 the Texas Motor Vehicle Safety Responsibility Act will
11 result in the suspension of your driver's license and
12 motor vehicle registration unless you file and
13 maintain evidence of financial responsibility with the
14 Texas Department of Motor Vehicles [~~Public Safety~~] for
15 two years from the date of conviction. The department
16 may waive the requirement to file evidence of
17 financial responsibility if you file satisfactory
18 evidence with the department showing that at the time
19 this citation was issued, the vehicle was covered by a
20 motor vehicle liability insurance policy or that you
21 were otherwise exempt from the requirements to provide
22 evidence of financial responsibility."

23 SECTION 22. Section 601.451, Transportation Code, is
24 amended to read as follows:

25 Sec. 601.451. DEFINITION. In this subchapter,
26 "implementing agencies" means:

27 (1) the department;

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

4 SECTION 23. Section 662.011(a), Transportation Code, is
5 amended to read as follows:

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

10 SECTION 24. Section 703.001(2), Transportation Code, is
11 amended to read as follows:

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

14 SECTION 25. Section 706.001(2), Transportation Code, is
15 amended to read as follows:

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

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

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

23 SECTION 27. Section 724.001(7), Transportation Code, is
24 amended to read as follows:

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

27 SECTION 28. Section 724.016, Transportation Code, is

1 amended to read as follows:

2 Sec. 724.016. BREATH SPECIMEN. (a) A breath specimen taken
3 at the request or order of a peace officer must be taken and
4 analyzed under rules of the Department of Public Safety
5 [~~department~~] by an individual possessing a certificate issued by
6 the Department of Public Safety [~~department~~] certifying that the
7 individual is qualified to perform the analysis.

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

9 (1) adopt rules approving satisfactory analytical
10 methods; and

11 (2) ascertain the qualifications of an individual to
12 perform the analysis.

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

15 SECTION 29. Sections [724.032](#)(a) and (b), Transportation
16 Code, are amended to read as follows:

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

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

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

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

1 (4) make a written report of the refusal to the
2 executive director of the department.

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

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

9 (2) contain a copy of:

10 (A) the refusal statement requested under
11 Section 724.031; or

12 (B) a statement signed by the officer that the
13 person refused to:

14 (i) submit to the taking of the requested
15 specimen; and

16 (ii) sign the requested statement under
17 Section 724.031.

18 SECTION 30. Subchapter C, Chapter 724, Transportation Code,
19 is amended by adding Section 724.0345 to read as follows:

20 Sec. 724.0345. NOTICE TO DEPARTMENT. The Texas Department
21 of Motor Vehicles shall promptly send a copy of each notice of
22 suspension or denial of a license to the department.

23 SECTION 31. Section 411.0111, Government Code, is
24 transferred to Chapter 1003, Transportation Code, and redesignated
25 as Section 1003.008, Transportation Code, to read as follows:

26 Sec. 1003.008 [~~411.0111~~]. PROVISION OF CERTAIN INFORMATION
27 TO COMPTROLLER. (a) Not later than June 1 of every fifth year, the

1 department shall provide to the comptroller, for the purpose of
2 assisting the comptroller in the identification of persons entitled
3 to unclaimed property reported to the comptroller, the name,
4 address, social security number, date of birth, and driver's
5 license or state identification number of each person about whom
6 the department has such information in its records.

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

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

11 SECTION 32. Sections 106.115(b-2), (d), and (e), Alcoholic
12 Beverage Code, are amended to read as follows:

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

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

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

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

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

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

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

26 (e) The Texas Department of Motor Vehicles [~~Public Safety~~]
27 shall send notice of the suspension or prohibition order issued

1 under Subsection (d) by first class mail to the defendant. The
2 notice must include the date of the suspension or prohibition
3 order, the reason for the suspension or prohibition, and the period
4 covered by the suspension or prohibition.

5 SECTION 33. Section 106.15(e), Alcoholic Beverage Code, is
6 amended to read as follows:

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

14 SECTION 34. Section 20.23(b), Business & Commerce Code, is
15 amended to read as follows:

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

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

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

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

1 or

2 (4) any other government-issued identification.

3 SECTION 35. Article 42.016, Code of Criminal Procedure, is
4 amended to read as follows:

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

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

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

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

27 (4) send to the Texas Department of Motor Vehicles

1 [~~Public Safety~~] a copy of the record of conviction, a copy of the
2 order granting deferred adjudication, or a copy of the juvenile
3 adjudication, as applicable, and a copy of the order issued under
4 this article.

5 SECTION 36. Article 42A.403(a), Code of Criminal Procedure,
6 is amended to read as follows:

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

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

21 SECTION 37. Article 42A.406, Code of Criminal Procedure, is
22 amended to read as follows:

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

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

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

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

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

1 program within the period required by the judge under this
2 subchapter, as shown on department records, the department, as
3 provided by Sections 521.344(e) and (f), Transportation Code,
4 shall:

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

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

16 SECTION 38. Articles 42A.407(c) and (e), Code of Criminal
17 Procedure, are amended to read as follows:

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

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

27 (e) The suspension of a defendant's driver's license under

1 Subsection (d) shall be reported to the Texas Department of Motor
2 Vehicles [~~Public Safety~~] as provided under Section 521.347,
3 Transportation Code.

4 SECTION 39. Articles 45.050(c) and (f), Code of Criminal
5 Procedure, are amended to read as follows:

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

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

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

16 (A) that the contemnor pay a fine not to exceed
17 \$500; or

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

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

27 SECTION 40. Articles 45.051(b-1) and (b-3), Code of

1 Criminal Procedure, are amended to read as follows:

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

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

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

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

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

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

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

25 SECTION 41. Articles 45.0511(c), (c-1), and (l), Code of
26 Criminal Procedure, are amended to read as follows:

27 (c) The court shall enter judgment on the defendant's plea

1 of no contest or guilty at the time the plea is made, defer
2 imposition of the judgment, and allow the defendant 90 days to
3 successfully complete the approved driving safety course or
4 motorcycle operator training course and present to the court:

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

8 (2) unless the judge proceeds under Subsection (c-1),
9 the defendant's driving record as maintained by the Texas
10 Department of Motor Vehicles [~~Public Safety~~], if any, showing that
11 the defendant had not completed an approved driving safety course
12 or motorcycle operator training course, as applicable, within the
13 12 months preceding the date of the offense;

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

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

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

1 manner required for other fees and costs received in connection
2 with criminal cases. The comptroller shall credit fees received
3 under this subsection to the Texas Department of Motor Vehicles
4 [~~Public Safety~~].

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

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

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

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

16 SECTION 42. Article [45.052](#)(d), Code of Criminal Procedure,
17 is amended to read as follows:

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

25 SECTION 43. Article [62.053](#)(a), Code of Criminal Procedure,
26 as amended by Chapters 329 (H.B. 355) and 924 (S.B. 1553), Acts of
27 the 85th Legislature, Regular Session, 2017, is reenacted and

1 amended to read as follows:

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

10 (1) inform the person that:

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

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

25 (C) not later than the seventh day before the
26 date on which the person moves to a new residence in this state or
27 another state, the person must report in person to the local law

1 enforcement authority designated as the person's primary
2 registration authority by the department and to the juvenile
3 probation officer, community supervision and corrections
4 department officer, or parole officer supervising the person;

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

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

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

23 (G) certain types of employment are prohibited
24 under Article [62.063](#) for a person with a reportable conviction or
25 adjudication for a sexually violent offense involving a victim
26 younger than 14 years of age and occurring on or after September 1,
27 2013; [~~and~~]

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

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

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

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

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

21 SECTION 44. Article 62.060, Code of Criminal Procedure, is
22 amended to read as follows:

23 Art. 62.060. REQUIREMENTS RELATING TO DRIVER'S LICENSE OR
24 PERSONAL IDENTIFICATION CERTIFICATE. (a) A person subject to
25 registration under this chapter shall apply to the Texas Department
26 of Motor Vehicles [~~department~~] in person for the issuance of, as
27 applicable, an original or renewal driver's license under Section

1 521.272, Transportation Code, an original or renewal personal
2 identification certificate under Section 521.103, Transportation
3 Code, or an original or renewal commercial driver's license or
4 commercial learner's permit under Section 522.033, Transportation
5 Code, not later than the 30th day after the date:

6 (1) the person is released from a penal institution or
7 is released by a court on community supervision or juvenile
8 probation; or

9 (2) the Texas Department of Motor Vehicles
10 [~~department~~] sends written notice to the person of the requirements
11 of this article.

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

17 SECTION 45. Article 62.2021(a), Code of Criminal Procedure,
18 is amended to read as follows:

19 (a) Notwithstanding Article 62.060(b), a person subject to
20 registration who is civilly committed as a sexually violent
21 predator and resides at a civil commitment center shall renew the
22 person's state-issued [~~department-issued~~] driver's license or
23 personal identification certificate as prescribed by Section
24 521.103, 521.272, or 522.033, Transportation Code, as applicable.

25 SECTION 46. Article 102.022(a), Code of Criminal Procedure,
26 is amended to read as follows:

27 (a) In this article, "moving violation" means an offense

1 that:

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

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

6 SECTION 47. Section 1001.056(d), Education Code, is amended
7 to read as follows:

8 (d) A certificate under this section must:

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

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

14 SECTION 48. Section 1001.058(b), Education Code, is amended
15 to read as follows:

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

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

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

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

27 (4) one member representing a driving safety course

1 provider approved for a traditional classroom course and for an
2 alternative method of instruction;

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

6 (6) one licensed instructor;

7 (7) one representative of the Department of Public
8 Safety;

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

11 (9) one member representing a parent-taught course
12 provider; ~~and~~

13 (10) two members representing the public; and

14 (11) one representative of the Texas Department of
15 Motor Vehicles.

16 SECTION 49. Section 13.002(c), Election Code, is amended to
17 read as follows:

18 (c) A registration application must include:

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

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

22 (3) a statement that the applicant is a United States
23 citizen;

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

26 (5) a statement that the applicant has not been
27 determined by a final judgment of a court exercising probate

1 jurisdiction to be:

2 (A) totally mentally incapacitated; or

3 (B) partially mentally incapacitated without the
4 right to vote;

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

8 (7) the applicant's residence address or, if the
9 residence has no address, the address at which the applicant
10 receives mail and a concise description of the location of the
11 applicant's residence;

12 (8) the following information:

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

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

19 (C) a statement by the applicant that the
20 applicant has not been issued a number described by Paragraph (A) or
21 (B);

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

24 (10) the city and county in which the applicant
25 formerly resided.

26 SECTION 50. Section 13.004(c), Election Code, is amended to
27 read as follows:

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

4 (1) a social security number;

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

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

8 (4) an indication that an applicant is interested in
9 working as an election judge;

10 (5) the residence address of the applicant, if the
11 applicant is a federal judge or state judge, as defined by Section
12 13.0021, the spouse of a federal judge or state judge, or an
13 individual to whom Section 552.1175, Government Code, applies and
14 the applicant:

15 (A) included an affidavit with the registration
16 application describing the applicant's status under this
17 subdivision, including an affidavit under Section 13.0021 if the
18 applicant is a federal judge or state judge or the spouse of a
19 federal judge or state judge;

20 (B) provided the registrar with an affidavit
21 describing the applicant's status under this subdivision,
22 including an affidavit under Section 15.0215 if the applicant is a
23 federal judge or state judge or the spouse of a federal judge or
24 state judge; or

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

1 (6) 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 family violence as defined by
4 Section 71.004, Family Code, who provided the registrar with:

5 (A) a copy of a protective order issued under
6 Chapter 85, Family Code, or a magistrate's order for emergency
7 protection issued under Article 17.292, Code of Criminal Procedure;
8 or

9 (B) other independent documentary evidence
10 necessary to show that the applicant, the applicant's child, or
11 another person in the applicant's household is a victim of family
12 violence;

13 (7) the residence address of the applicant, if the
14 applicant, the applicant's child, or another person in the
15 applicant's household is a victim of sexual assault or abuse,
16 stalking, or trafficking of persons who provided the registrar
17 with:

18 (A) a copy of a protective order issued under
19 Chapter 7A or Article 6.09, Code of Criminal Procedure, or a
20 magistrate's order for emergency protection issued under Article
21 17.292, Code of Criminal Procedure; or

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

26 (8) the residence address of the applicant, if the
27 applicant:

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

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

6 SECTION 51. Section 13.072(a), Election Code, is amended to
7 read as follows:

8 (a) Unless the registrar challenges the applicant, the
9 registrar shall approve the application if:

10 (1) the registrar determines that an application
11 complies with Section 13.002 and indicates that the applicant is
12 eligible for registration; and

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

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

19 (B) the last four digits of the applicant's
20 social security number.

21 SECTION 52. Section 13.122(a), Election Code, is amended to
22 read as follows:

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

26 (1) the statement: "I understand that giving false
27 information to procure a voter registration is perjury and a crime

1 under state and federal law.";

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

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

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

7 (5) a space for the applicant's social security
8 number;

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

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

12 (8) a space or box for indicating whether the
13 applicant or voter is submitting new registration information or a
14 change in current registration information;

15 (9) a statement instructing a voter who is using the
16 form to make a change in current registration information to enter
17 the voter's name and the changed information in the appropriate
18 spaces on the form;

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

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

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

1 (13) a statement warning that a conviction for making
2 a false statement may result in imprisonment for up to the maximum
3 amount of time provided by law, a fine of up to the maximum amount
4 provided by law, or both the imprisonment and the fine; and

5 (14) any other voter registration information
6 required by federal law or considered appropriate and required by
7 the secretary of state.

8 SECTION 53. Section 16.031(a), Election Code, is amended to
9 read as follows:

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

12 (1) notice under Section 13.072(b) or 15.021 or a
13 response under Section 15.053 that the voter's residence is outside
14 the county;

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

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

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

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

27 (6) notice from the early voting clerk under Section

1 101.053 that a federal postcard application submitted by an
2 applicant states a voting residence address located outside the
3 registrar's county; or

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

9 SECTION 54. Section 20.001(b), Election Code, is amended to
10 read as follows:

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

13 SECTION 55. The heading to Subchapter C, Chapter 20,
14 Election Code, is amended to read as follows:

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

16 SECTION 56. Section 20.061, Election Code, is amended to
17 read as follows:

18 Sec. 20.061. APPLICABILITY OF OTHER PROVISIONS. The other
19 provisions of this chapter apply to the Texas Department of Motor
20 Vehicles [~~Public Safety~~] except provisions that conflict with this
21 subchapter.

22 SECTION 57. Section 20.062(a), Election Code, is amended to
23 read as follows:

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

1 SECTION 58. Section 20.063(a), Election Code, is amended to
2 read as follows:

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

9 SECTION 59. Section 20.064, Election Code, is amended to
10 read as follows:

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

15 SECTION 60. Section 20.065(a), Election Code, is amended to
16 read as follows:

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

23 SECTION 61. Section 20.066(a), Election Code, is amended to
24 read as follows:

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

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

3 (2) inform the applicant that the applicant's
4 electronic signature provided to the department will be used for
5 submitting the applicant's voter registration application.

6 SECTION 62. Section 31.013(b), Election Code, is amended to
7 read as follows:

8 (b) In establishing the program, the secretary of state
9 shall consult with the Department of Public Safety and Texas
10 Department of Motor Vehicles on the creation of the program,
11 security relating to the issuance of an election identification
12 certificate, best practices in issuing an election identification
13 certificate, and equipment required to issue an election
14 identification certificate.

15 SECTION 63. Section 63.0101(a), Election Code, is amended
16 to read as follows:

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

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

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

27 (3) a United States citizenship certificate issued to

1 the person that contains the person's photograph;

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

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

8 SECTION 64. Section 65.060, Election Code, is amended to
9 read as follows:

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

22 SECTION 65. Section 2.005(b), Family Code, is amended to
23 read as follows:

24 (b) The proof must be established by:

25 (1) a driver's license or identification card issued
26 by this state, another state, or a Canadian province that is current
27 or has expired not more than two years preceding the date the

1 identification is submitted to the county clerk in connection with
2 an application for a license;

3 (2) a United States passport;

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

6 (4) an unexpired Certificate of United States
7 Citizenship, Certificate of Naturalization, United States Citizen
8 Identification Card, Permanent Resident Card, Temporary Resident
9 Card, Employment Authorization Card, or other document issued by
10 the federal Department of Homeland Security or the United States
11 Department of State including an identification photograph;

12 (5) an unexpired military identification card for
13 active duty, reserve, or retired personnel with an identification
14 photograph;

15 (6) an original or certified copy of a birth
16 certificate issued by a bureau of vital statistics for a state or a
17 foreign government;

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

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

23 (9) school records from a secondary school or
24 institution of higher education;

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

27 (11) a motor vehicle certificate of title;

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

3 (13) an unexpired military dependent identification
4 card;

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

7 (15) a voter registration certificate;

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

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

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

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

17 SECTION 66. Sections 54.042(a), (b), (f), and (g), Family
18 Code, are amended to read as follows:

19 (a) A juvenile court, in a disposition hearing under Section
20 54.04, shall:

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

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

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

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

8 (b) A juvenile court, in a disposition hearing under Section
9 54.04, may order the Texas Department of Motor Vehicles [~~Public~~
10 ~~Safety~~] to suspend a child's driver's license or permit or, if the
11 child does not have a license or permit, to deny the issuance of a
12 license or permit to the child, if the court finds that the child
13 has engaged in conduct that violates Section 28.08, Penal Code.

14 (f) A juvenile court, in a disposition hearing under Section
15 54.04, may order the Texas Department of Motor Vehicles [~~Public~~
16 ~~Safety~~] to suspend a child's driver's license or permit or, if the
17 child does not have a license or permit, to deny the issuance of a
18 license or permit to the child for a period not to exceed 12 months
19 if the court finds that the child has engaged in conduct in need of
20 supervision or delinquent conduct other than the conduct described
21 by Subsection (a).

22 (g) A juvenile court that places a child on probation under
23 Section 54.04 may require as a reasonable condition of the
24 probation that if the child violates the probation, the court may
25 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
26 suspend the child's driver's license or permit or, if the child does
27 not have a license or permit, to deny the issuance of a license or

1 permit to the child for a period not to exceed 12 months. The court
2 may make this order if a child that is on probation under this
3 condition violates the probation. A suspension under this
4 subsection is cumulative of any other suspension under this
5 section.

6 SECTION 67. Section 54.0482(c), Family Code, is amended to
7 read as follows:

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

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

16 (2) making at least one additional certified mailing
17 to the victim.

18 SECTION 68. Section 65.103(c), Family Code, is amended to
19 read as follows:

20 (c) In addition to any other order authorized by this
21 section, a truancy court may order the Texas Department of Motor
22 Vehicles [~~Public Safety~~] to suspend the driver's license or permit
23 of a child who has been found to have engaged in truant conduct. If
24 the child does not have a driver's license or permit, the court may
25 order the Texas Department of Motor Vehicles [~~Public Safety~~] to
26 deny the issuance of a license or permit to the child. The period of
27 the license or permit suspension or the order that the issuance of a

1 license or permit be denied may not extend beyond the maximum time
2 period that a remedial order is effective as provided by Section
3 65.104.

4 SECTION 69. Section 65.251(a), Family Code, is amended to
5 read as follows:

6 (a) If a child fails to obey an order issued by a truancy
7 court under Section 65.103(a) or a child is in direct contempt of
8 court, the truancy court, after providing notice and an opportunity
9 for a hearing, may hold the child in contempt of court and order
10 either or both of the following:

- 11 (1) that the child pay a fine not to exceed \$100; or
12 (2) that the Texas Department of Motor Vehicles
13 [~~Public Safety~~] suspend the child's driver's license or permit or,
14 if the child does not have a license or permit, order that the Texas
15 Department of Motor Vehicles [~~Public Safety~~] deny the issuance of a
16 license or permit to the child until the child fully complies with
17 the court's orders.

18 SECTION 70. Sections 203.007(b) and (g), Family Code, are
19 amended to read as follows:

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

- 23 (1) a person's date of birth;
24 (2) a person's most recent address;
25 (3) a person's current driver's license status;
26 (4) motor vehicle accidents involving a person;
27 (5) reported traffic-law violations of which a person

1 has been convicted; and

2 (6) a person's criminal history record information.

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

8 SECTION 71. Section 264.1211, Family Code, as added by
9 Chapter 1076 (H.B. 3338), Acts of the 85th Legislature, Regular
10 Session, 2017, is amended to read as follows:

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

18 SECTION 72. Section 277.002(a), Finance Code, is amended to
19 read as follows:

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

- 23 (1) if the business is a sole proprietorship:
- 24 (A) the name of the business owner;
 - 25 (B) the physical address of the business;
 - 26 (C) the home address of the business owner; and
 - 27 (D) the driver's license number of the business

1 owner or the personal identification card number issued to the
2 business owner by the Texas Department of Motor Vehicles [~~Public~~
3 ~~Safety~~]; or

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

7 SECTION 73. Sections 62.001(a), (f), (h), and (i),
8 Government Code, are amended to read as follows:

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

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

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

16 (A) hold a valid Texas driver's license or a
17 valid personal identification card or certificate issued by the
18 department; and

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

21 (f) The Texas Department of Motor Vehicles [~~Public Safety~~]
22 shall furnish a list to the secretary of state that shows the names
23 required under Subsection (a)(2) and that contains any of the
24 information enumerated in Subsection (c) that is available to the
25 department, including citizenship status and county of residence.
26 The list shall exclude the names of convicted felons, persons who
27 are not citizens of the United States, persons residing outside the

1 county, and the duplicate name of any registrant. The department
2 shall furnish the list to the secretary of state on or before the
3 first Monday in October of each year.

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

19 (i) The commissioners court may, instead of using the method
20 provided by Subsections (c) through (h), contract with another
21 governmental unit or a private person to combine the voter
22 registration list with the list furnished by the Texas Department
23 of Motor Vehicles [~~Public Safety~~]. Subsections (c) through (h) do
24 not apply to a county in which the commissioners court has
25 contracted with another governmental unit or a private person under
26 this subsection. The Texas Department of Motor Vehicles [~~Public~~
27 ~~Safety~~] may not charge a fee for furnishing a list under this

1 subsection. Each list must contain the name, date of birth,
2 address, county of residence, and citizenship status of each person
3 listed. If practical, each list must contain any other information
4 useful in determining if the person is qualified to serve as a
5 juror.

6 SECTION 74. Section 72.016, Government Code, is amended to
7 read as follows:

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

17 SECTION 75. Section 103.021, Government Code, is amended to
18 read as follows:

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

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

27 (2) cost of electronic monitoring as a condition of

1 release on personal bond (Art. 17.43, Code of Criminal Procedure)

2 . . . actual cost;

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

6 (3-a) costs associated with operating a global
7 positioning monitoring system as a condition of release on bond
8 (Art. 17.49(b)(2), Code of Criminal Procedure) . . . actual costs,
9 subject to a determination of indigency;

10 (3-b) costs associated with providing a defendant's
11 victim with an electronic receptor device as a condition of the
12 defendant's release on bond (Art. 17.49(b)(3), Code of Criminal
13 Procedure) . . . actual costs, subject to a determination of
14 indigency;

15 (4) repayment of reward paid by a crime stoppers
16 organization on conviction of a felony (Art. 37.073, Code of
17 Criminal Procedure) . . . amount ordered;

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

23 (6) payment to a crime stoppers organization as
24 condition of community supervision (Art. 42A.301(b)(20)
25 [~~42A.301(20)~~], Code of Criminal Procedure) . . . not to exceed \$50;

26 (7) children's advocacy center fee (Art. 42A.455, Code
27 of Criminal Procedure) . . . not to exceed \$50;

1 (8) family violence center fee (Art. 42A.504(b), Code
2 of Criminal Procedure) . . . \$100;

3 (9) community supervision fee (Art. 42A.652(a), Code
4 of Criminal Procedure) . . . not less than \$25 or more than \$60 per
5 month;

6 (10) additional community supervision fee for certain
7 offenses (Art. 42A.653(a), Code of Criminal Procedure) . . . \$5 per
8 month;

9 (11) for certain financially able sex offenders as a
10 condition of community supervision, the costs of treatment,
11 specialized supervision, or rehabilitation (Art. 42A.452, Code of
12 Criminal Procedure) . . . all or part of the reasonable and
13 necessary costs of the treatment, supervision, or rehabilitation as
14 determined by the judge;

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

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

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

25 (15) an additional fee:

26 (A) for a copy of the defendant's driving record
27 to be requested from the Texas Department of Motor Vehicles [~~Public~~

1 ~~Safety~~] by the judge (Art. 45.0511(c-1), Code of Criminal
2 Procedure) . . . amount equal to the sum of the fee established by
3 Section 521.048, Transportation Code, and the state electronic
4 Internet portal fee;

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

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

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

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

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

26 (19) certified mailing of notice of hearing date (Art.
27 102.006, Code of Criminal Procedure) . . . \$1, plus postage;

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

4 (20-a) a fee to defray the cost of notifying state
5 agencies of orders of expungement (Art. 45.0216, Code of Criminal
6 Procedure) . . . \$30 per application;

7 (21) sight orders:

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

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

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

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

20 (E) if the face amount of the check or sight order
21 is greater than \$500 (Art. 102.007, Code of Criminal Procedure)
22 . . . not to exceed \$75;

23 (22) fees for a pretrial intervention program:

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

26 (B) a district attorney, criminal district
27 attorney, or county attorney administrative fee (Art. 102.0121,

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

2 (23) parking fee violations for child safety fund in
3 municipalities with populations:

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

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

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

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

17 (26) a cost on conviction for the truancy prevention
18 and diversion fund (Art. 102.015, Code of Criminal Procedure) . . .
19 \$2.

20 SECTION 76. Section 411.082(2), Government Code, is amended
21 to read as follows:

22 (2) "Criminal history record information" means
23 information collected about a person by a criminal justice agency
24 that consists of identifiable descriptions and notations of
25 arrests, detentions, indictments, informations, and other formal
26 criminal charges and their dispositions. The term does not
27 include:

1 (A) identification information, including
2 fingerprint records, to the extent that the identification
3 information does not indicate involvement of the person in the
4 criminal justice system; or

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

8 SECTION 77. Section 411.174(b), Government Code, is amended
9 to read as follows:

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

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

13 (2) race and sex;

14 (3) residence and business addresses for the preceding
15 five years;

16 (4) hair and eye color;

17 (5) height and weight;

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

21 (7) criminal history record information of the type
22 maintained by the department under this chapter, including a list
23 of offenses for which the applicant was arrested, charged, or under
24 an information or indictment and the disposition of the offenses;
25 and

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

1 (A) a drug or alcohol treatment center licensed
2 to provide drug or alcohol treatment under the laws of this state or
3 another state, but only if the treatment, commitment, or residence
4 occurred during the preceding five years; or

5 (B) a psychiatric hospital.

6 SECTION 78. Section 411.179(a), Government Code, is amended
7 to read as follows:

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

10 (1) a number assigned to the license holder by the
11 department;

12 (2) a statement of the period for which the license is
13 effective;

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

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

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

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

24 (7) the designation "VETERAN" if required under
25 Subsection (e).

26 SECTION 79. Section 411.205, Government Code, is amended to
27 read as follows:

1 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license
2 holder is carrying a handgun on or about the license holder's person
3 when a magistrate or a peace officer demands that the license holder
4 display identification, the license holder shall display both the
5 license holder's driver's license or identification certificate
6 issued by the Texas Department of Motor Vehicles [~~department~~] and
7 the license holder's handgun license.

8 SECTION 80. Sections 501.0165(a), (c), and (d), Government
9 Code, are amended to read as follows:

10 (a) Before discharging an inmate or releasing an inmate on
11 parole, mandatory supervision, or conditional pardon, the
12 department shall:

13 (1) determine whether the inmate has:

14 (A) a valid license issued under Chapter 521 or
15 522, Transportation Code; or

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

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

23 (c) The department, the Texas Department of Motor Vehicles
24 [~~Public Safety~~], and the bureau of vital statistics of the
25 Department of State Health Services shall by rule adopt a
26 memorandum of understanding that establishes their respective
27 responsibilities with respect to the issuance of a personal

1 identification certificate to an inmate, including
2 responsibilities related to verification of the inmate's identity.
3 The memorandum of understanding must require the Department of
4 State Health Services to electronically verify the birth record of
5 an inmate whose name and any other personal information is provided
6 by the department and to electronically report the recorded filing
7 information to the Texas Department of Motor Vehicles [~~Public~~
8 ~~Safety~~] to validate the identity of an inmate under this section.

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

16 SECTION 81. Section [509.004](#)(a), Government Code, is amended
17 to read as follows:

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

19 (1) keep financial and statistical records determined
20 necessary by the division;

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

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

26 (4) submit periodic financial audits and statistical
27 reports to the division; and

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

8 SECTION 82. Sections [531.02414](#)(e) and (g), Government Code,
9 are amended to read as follows:

10 (e) The executive commissioner shall adopt rules to ensure
11 the safe and efficient provision of nonemergency transportation
12 services under the medical transportation program by regional
13 contracted brokers and subcontractors of regional contracted
14 brokers. The rules must include:

15 (1) minimum standards regarding the physical
16 condition and maintenance of motor vehicles used to provide the
17 services, including standards regarding the accessibility of motor
18 vehicles by persons with disabilities;

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

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

27 (4) a requirement that a regional contracted broker

1 check the public criminal record information maintained by the
2 Department of Public Safety and made available to the public
3 through the department's Internet website of each motor vehicle
4 operator providing the services or seeking to provide the services;
5 and

6 (5) training requirements for motor vehicle operators
7 providing the services through a regional contracted broker,
8 including training on the following topics:

9 (A) passenger safety;

10 (B) passenger assistance;

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

13 (D) sensitivity and diversity;

14 (E) customer service;

15 (F) defensive driving techniques; and

16 (G) prohibited behavior by motor vehicle
17 operators.

18 (g) The commission shall enter into a memorandum of
19 understanding with the Texas Department of Motor Vehicles [~~and the~~
20 ~~Department of Public Safety~~] for purposes of obtaining the motor
21 vehicle registration and driver's license information of a provider
22 of medical transportation services, including a regional
23 contracted broker and a subcontractor of the broker, to confirm
24 that the provider complies with applicable requirements adopted
25 under Subsection (e).

26 SECTION 83. Section 531.1533, Government Code, is amended
27 to read as follows:

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

6 (1) an admission form that includes:

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

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

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

12 (iii) place of employment and the
13 employer's address and telephone number; and

14 (B) the name, address, and telephone number of a
15 relative of the child or other person whom the department or
16 institution may contact in an emergency, a statement indicating the
17 relation between that person and the child, and at the parent's or
18 guardian's option, that person's:

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

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

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

26 (A) notify the institution in which the child is
27 placed of any changes to the information submitted under

1 Subdivision (1)(A); and

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

4 SECTION 84. Section 555.003, Government Code, is amended to
5 read as follows:

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

10 SECTION 85. Section 12.013(b), Health and Safety Code, is
11 amended to read as follows:

12 (b) Based on the studies and investigations, the department
13 periodically shall recommend to the Department of Public Safety and
14 the Texas Department of Motor Vehicles appropriate policies,
15 standards, and procedures relating to those medical aspects.

16 SECTION 86. Section 12.092(b), Health and Safety Code, is
17 amended to read as follows:

18 (b) The medical advisory board shall assist:

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

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

23 (2) the Department of Public Safety in determining
24 whether an applicant for or holder of a license to carry a handgun
25 under the authority of Subchapter H, Chapter 411, Government Code,
26 or an applicant for or holder of a commission as a security officer
27 under Chapter 1702, Occupations Code, is capable of exercising

1 sound judgment with respect to the proper use and storage of a
2 handgun.

3 SECTION 87. Sections 12.095(a) and (c), Health and Safety
4 Code, are amended to read as follows:

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

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

22 SECTION 88. Section 12.096(a), Health and Safety Code, is
23 amended to read as follows:

24 (a) A physician licensed to practice medicine in this state
25 may inform the Department of Public Safety of the State of Texas,
26 the Texas Department of Motor Vehicles, or the medical advisory
27 board, orally or in writing, of the name, date of birth, and address

1 of a patient older than 15 years of age whom the physician has
2 diagnosed as having a disorder or disability specified in a rule of
3 the Department of Public Safety of the State of Texas or Texas
4 Department of Motor Vehicles.

5 SECTION 89. Section 12.097, Health and Safety Code, is
6 amended to read as follows:

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

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

13 (2) are privileged information; and

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

16 (b) In a subsequent proceeding under Subchapter H, Chapter
17 411, Government Code, or Subchapter N, Chapter 521, Transportation
18 Code, the department may provide a copy of the report of the medical
19 advisory board or panel and a medical record or report relating to
20 an applicant or license holder to:

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

23 (2) the applicant or license holder; and

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

25 SECTION 90. Section 81.011, Health and Safety Code, is
26 amended to read as follows:

27 Sec. 81.011. REQUEST FOR INFORMATION. In times of

1 emergency or epidemic declared by the commissioner, the department
2 is authorized to request information pertaining to names, dates of
3 birth, and most recent addresses of individuals from the driver's
4 license records of the Texas Department of Motor Vehicles [~~Public~~
5 ~~Safety~~] for the purpose of notification to individuals of the need
6 to receive certain immunizations or diagnostic, evaluation, or
7 treatment services for suspected communicable diseases.

8 SECTION 91. Section 161.254, Health and Safety Code, is
9 amended to read as follows:

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

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

23 SECTION 92. Section 191.009, Health and Safety Code, as
24 added by Chapter 737 (S.B. 1205), Acts of the 85th Legislature,
25 Regular Session, 2017, is amended to read as follows:

26 Sec. 191.009. DEATH INFORMATION FOR TEXAS DEPARTMENT OF
27 MOTOR VEHICLES [~~PUBLIC SAFETY~~]. (a) The department shall

1 implement an efficient and effective method to verify death
2 information to assist the Texas Department of Motor Vehicles
3 [~~Public Safety~~] with maintaining records of holders of driver's
4 licenses and personal identification certificates in this state.

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

13 SECTION 93. Section 481.077(d), Health and Safety Code, is
14 amended to read as follows:

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

18 (1) if the recipient does not represent a business,
19 obtain from the recipient:

20 (A) the recipient's driver's license number or
21 other personal identification certificate number, date of birth,
22 and residential or mailing address, other than a post office box
23 number, from a driver's license or personal identification
24 certificate issued by the Texas Department of Motor Vehicles
25 [~~department~~] that contains a photograph of the recipient;

26 (B) the year, state, and number of the motor
27 vehicle license of the motor vehicle owned or operated by the

1 recipient;

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

4 (D) the recipient's signature; or

5 (2) if the recipient represents a business, obtain
6 from the recipient:

7 (A) a letter of authorization from the business
8 that includes the business license or comptroller tax
9 identification number, address, area code, and telephone number and
10 a complete description of how the chemical precursor is to be used;
11 and

12 (B) the recipient's signature; and

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

15 SECTION 94. Section 481.080(e), Health and Safety Code, is
16 amended to read as follows:

17 (e) Before selling, transferring, or otherwise furnishing
18 to a person in this state a chemical laboratory apparatus subject to
19 Subsection (a), a manufacturer, wholesaler, retailer, or other
20 person shall:

21 (1) if the recipient does not represent a business,
22 obtain from the recipient:

23 (A) the recipient's driver's license number or
24 other personal identification certificate number, date of birth,
25 and residential or mailing address, other than a post office box
26 number, from a driver's license or personal identification
27 certificate issued by the Texas Department of Motor Vehicles

1 [~~department~~] that contains a photograph of the recipient;

2 (B) the year, state, and number of the motor
3 vehicle license of the motor vehicle owned or operated by the
4 recipient;

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

7 (D) the recipient's signature; or

8 (2) if the recipient represents a business, obtain
9 from the recipient:

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

14 (B) the recipient's signature; and

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

17 SECTION 95. Section [485.032\(c\)](#), Health and Safety Code, is
18 amended to read as follows:

19 (c) It is an affirmative defense to prosecution under this
20 section that:

21 (1) the person making the delivery is an adult having
22 supervisory responsibility over the person younger than 18 years of
23 age and:

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

27 (B) the adult removes the chemical from the

1 person younger than 18 years of age on completion of that use; or

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

9 SECTION 96. Sections 692A.002(11) and (15), Health and
10 Safety Code, are amended to read as follows:

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

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

18 SECTION 97. Sections 692A.014(a) and (b), Health and Safety
19 Code, are amended to read as follows:

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

26 (b) A procurement organization must be allowed reasonable
27 access to information in the records of the Texas Department of

1 Motor Vehicles [~~Public Safety~~] to ascertain whether an individual
2 at or near death is a donor.

3 SECTION 98. Sections 692A.020(a), (d), (e), (f), (g), (h),
4 (i), and (m), Health and Safety Code, are amended to read as
5 follows:

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

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

19 (e) The nonprofit organization administering the registry
20 shall:

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

24 (2) allow potential donors to submit information in
25 writing directly to the organization for inclusion in the
26 Internet-based registry;

27 (3) maintain the Internet-based registry in a manner

1 that allows procurement organizations to immediately access organ,
2 tissue, and eye donation information 24 hours a day, seven days a
3 week through electronic and telephonic methods; and

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

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

17 (g) The Texas Department of Motor Vehicles [~~Public Safety~~],
18 the nonprofit organization administering the registry, or the
19 procurement organizations may not use any demographic or specific
20 data provided to the Internet-based registry for any fund-raising
21 activities. Data may only be transmitted from the selected
22 organization to procurement organizations through electronic and
23 telephonic methods using secure, encrypted technology to preserve
24 the integrity of the data and the privacy of the individuals
25 providing information.

26 (h) In each office authorized to issue driver's licenses or
27 personal identification certificates, the Texas Department of

1 Motor Vehicles [~~Public Safety~~] shall make available educational
2 materials developed by the nonprofit organization administering
3 the registry.

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

15 (1) maintaining, operating, and updating the
16 Internet-based registry and establishing procedures for an
17 individual to be added to the registry;

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

20 (3) providing education under this chapter.

21 (m) The nonprofit organization administering the registry
22 may:

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

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

3 SECTION 99. Sections 780.002(a) and (b), Health and Safety
4 Code, are amended to read as follows:

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

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

19 SECTION 100. Section 841.0822, Health and Safety Code, is
20 amended to read as follows:

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

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

27 (2) the person completes an application for the

1 following federal benefits, as appropriate, for which the person
2 may be eligible:

3 (A) social security benefits, including
4 disability benefits, administered by the United States Social
5 Security Administration; and

6 (B) veterans benefits administered by the United
7 States Department of Veterans Affairs.

8 SECTION 101. Sections 841.153(a), (c), and (d), Health and
9 Safety Code, are amended to read as follows:

10 (a) On the release of a committed person from a correctional
11 facility, secure correctional facility, or secure detention
12 facility, as those terms are defined by Section 841.151, the office
13 shall:

14 (1) determine whether the person has:

15 (A) a valid license issued under Chapter 521 or
16 522, Transportation Code; or

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

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

24 (c) The office, the Texas Department of Motor Vehicles
25 [~~Public Safety~~], and the vital statistics unit of the Department of
26 State Health Services by rule shall adopt a memorandum of
27 understanding that establishes their respective responsibilities

1 with respect to the issuance of a personal identification
2 certificate to a committed person, including responsibilities
3 related to verification of the person's identity. The memorandum
4 of understanding must require the Department of State Health
5 Services to electronically verify the birth record of a committed
6 person whose name and any other personal information is provided by
7 the office and to electronically report the recorded filing
8 information to the Texas Department of Motor Vehicles [~~Public~~
9 ~~Safety~~] to validate the identity of a committed person under this
10 section.

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

18 SECTION 102. Section 23.002, Human Resources Code, is
19 amended to read as follows:

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

- 22 (1) the Parks and Wildlife Department; and
23 (2) the Texas Department of Motor Vehicles [~~Public~~
24 ~~Safety of the State of Texas~~].

25 SECTION 103. Section 1805.051(d), Occupations Code, is
26 amended to read as follows:

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

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

5 (2) a complete and accurate description of each
6 business machine, including its serial number or other identifying
7 marks or symbols;

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

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

14 SECTION 104. Section [1805.052\(b\)](#), Occupations Code, is
15 amended to read as follows:

16 (b) Except as provided by Section [1805.053](#), a report
17 required by this chapter must contain:

18 (1) the name and address of the seller of the business
19 machine;

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

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

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

1 license or identification card by the seller.

2 SECTION 105. Section 1956.001(8), Occupations Code, is
3 amended to read as follows:

4 (8) "Personal identification document" means:

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

7 (B) a United States military identification
8 card; or

9 (C) a personal identification certificate issued
10 by the Texas Department of Motor Vehicles [~~department~~] under
11 Section 521.101, Transportation Code, or a corresponding card or
12 certificate issued by another state.

13 SECTION 106. Section 1956.062(c), Occupations Code, is
14 amended to read as follows:

15 (c) The dealer shall record the proposed seller's driver's
16 license number or [~~department~~] personal identification certificate
17 number on physical presentation of the license or personal
18 identification certificate by the seller. The record must
19 accompany the list.

20 SECTION 107. Section 2033.017(f), Occupations Code, is
21 amended to read as follows:

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

1 SECTION 108. Section 2402.107(b), Occupations Code, is
2 amended to read as follows:

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

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

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

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

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

15 (ii) reckless driving under Section
16 545.401, Transportation Code;

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

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

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

23 (A) driving while intoxicated under Section
24 49.04 or 49.045, Penal Code;

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

26 (C) a felony crime involving property damage;

27 (D) fraud;

- 1 (E) theft;
- 2 (F) an act of violence; or
- 3 (G) an act of terrorism; or

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

7 SECTION 109. Sections 11.43(f) and (m), Tax Code, are
8 amended to read as follows:

9 (f) The comptroller, in prescribing the contents of the
10 application form for each kind of exemption, shall ensure that the
11 form requires an applicant to furnish the information necessary to
12 determine the validity of the exemption claim. The form must
13 require an applicant to provide the applicant's name and driver's
14 license number, personal identification certificate number, or
15 social security account number. If the applicant is a charitable
16 organization with a federal tax identification number, the form
17 must allow the applicant to provide the organization's federal tax
18 identification number in lieu of a driver's license number,
19 personal identification certificate number, or social security
20 account number. The comptroller shall include on the forms a notice
21 of the penalties prescribed by Section 37.10, Penal Code, for
22 making or filing an application containing a false statement. The
23 comptroller shall include, on application forms for exemptions that
24 do not have to be claimed annually, a statement explaining that the
25 application need not be made annually and that if the exemption is
26 allowed, the applicant has a duty to notify the chief appraiser when
27 the applicant's entitlement to the exemption ends. In this

1 subsection:

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

4 (2) "Personal identification certificate" means a
5 certificate issued by the Texas Department of Motor Vehicles
6 [~~Public Safety~~] under Subchapter E, Chapter 521, Transportation
7 Code.

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

16 (1) information in the records of the appraisal
17 district that was provided to the appraisal district by the
18 individual in an application for an exemption under Section 11.13
19 on the property or in correspondence relating to the property; or

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

23 SECTION 110. Section 411.0085, Government Code, is
24 repealed.

25 SECTION 111. (a) Effective January 1, 2021, the powers and
26 duties of the Department of Public Safety with regard to driver's
27 licenses, personal identification cards, the driver responsibility

1 program, and other miscellaneous powers and duties are transferred
2 to the Texas Department of Motor Vehicles in accordance with this
3 Act.

4 (b) Effective January 1, 2021, all rules of the Department
5 of Public Safety are continued in effect as rules of the Texas
6 Department of Motor Vehicles until superseded by a rule of the Texas
7 Department of Motor Vehicles. A license or certification issued by
8 the Department of Public Safety is continued in effect as provided
9 by the law in effect immediately before the effective date of this
10 Act. A complaint, investigation, contested case, or other
11 proceeding pending on the effective date of this Act is continued
12 without change in status after the effective date of this Act. An
13 activity conducted by the Department of Public Safety is considered
14 to be an activity conducted by the Texas Department of Motor
15 Vehicles.

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

24 SECTION 112. Effective January 1, 2021:

25 (1) all money, contracts, leases, rights, property,
26 records, and bonds and other obligations of the Department of
27 Public Safety relating to driver's licenses, personal

1 identification cards, the driver responsibility program, and other
2 miscellaneous powers and duties are transferred to the Texas
3 Department of Motor Vehicles; and

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

9 SECTION 113. (a) The unobligated and unexpended balance of
10 any appropriations made to the Department of Public Safety in
11 connection with or relating to driver's licenses, personal
12 identification cards, the driver responsibility program, or other
13 powers or duties transferred under this Act, for the state fiscal
14 biennium ending August 31, 2019, is transferred and reappropriated
15 to the Texas Department of Motor Vehicles for the purpose of
16 implementing the powers, duties, obligations, and rights of action
17 transferred to that department under this Act.

18 (b) The Department of Public Safety shall continue, as
19 necessary, to perform the duties and functions being transferred to
20 the Texas Department of Motor Vehicles until the transfer of agency
21 duties and functions is complete.

22 SECTION 114. (a) The governing bodies of the Texas
23 Department of Motor Vehicles and the Department of Public Safety
24 shall enter into or revise a joint memorandum of understanding to
25 coordinate the Texas Department of Motor Vehicles' and the
26 Department of Public Safety's information systems to allow for the
27 sharing of information so that each department may effectively and

1 efficiently perform the functions and duties assigned to it.
2 Neither the Texas Department of Motor Vehicles nor the Department
3 of Public Safety may impose or collect a fee or charge in connection
4 with the sharing of information under the joint memorandum of
5 understanding entered into or revised under this section.

6 (b) The Texas Department of Motor Vehicles and the
7 Department of Public Safety shall implement the joint memorandum of
8 understanding using existing personnel and resources.

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

14 (d) Information may be shared under the memorandum of
15 understanding without the consent of the person who is the subject
16 of the information.

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

21 SECTION 115. (a) In addition to the memorandum of
22 understanding required by this Act, the boards of the Texas
23 Department of Motor Vehicles and the Department of Public Safety
24 may enter into or revise one or more other joint memoranda of
25 understanding necessary to effect the transfer of the powers and
26 duties of the Department of Public Safety to the Texas Department of
27 Motor Vehicles under this Act. A memorandum of understanding may

1 include an agreement for the provision of office space, utilities,
2 and other facility services; the need for full-time equivalent
3 positions of the Department of Public Safety to provide support
4 services in addition to the positions transferred to the Texas
5 Department of Motor Vehicles under this Act; support services; and
6 the transfer of information technology as necessary or appropriate
7 to effect the transfer of the powers and duties of the Department of
8 Public Safety to the Texas Department of Motor Vehicles.

9 (b) Subsections (b), (c), and (d) of Section 114 of this Act
10 apply to a memorandum of understanding entered into or revised
11 under Subsection (a) of this section.

12 SECTION 116. To the extent of any conflict, this Act
13 prevails over another Act of the 86th Legislature, Regular Session,
14 2019, relating to nonsubstantive additions to and corrections in
15 enacted codes.

16 SECTION 117. This Act takes effect September 1, 2019.