

By: Zaffirini

S.B. No. 1799

A BILL TO BE ENTITLED

AN ACT

relating to the punishment for the offense of driving while license invalid and to the issuance of a citation or written notice to appear to a person charged with that offense.

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

SECTION 1. Section 521.457, Transportation Code, is amended by adding Subsection (h) to read as follows:

(h) A peace officer, instead of arresting a person charged with an offense under this section and taking the person before a magistrate as required by Section 543.002 of this code and Article 14.06(a), Code of Criminal Procedure:

(1) may issue the person a citation or written notice to appear as provided by Section 543.003 of this code or Article 14.06(b) or (c), Code of Criminal Procedure, as applicable; and

(2) may allow a passenger in the motor vehicle to operate the vehicle following the issuance of the citation or written notice to appear if the passenger holds a driver's license and is otherwise fit to operate the vehicle.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the

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1 effective date of this Act if any element of the offense occurred
2 before that date.

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