

By: Hefner

H.B. No. 3927

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the issuance and use of certain temporary motor vehicle
3 tags and the classification of temporary motor vehicle tags as
4 governmental records for purposes of certain criminal offenses.

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

6 SECTION 1. Section 503.0626(c), Transportation Code, is
7 amended to read as follows:

8 (c) Before a dealer's or converter's temporary tag may be
9 displayed on a vehicle, the dealer or converter must enter into the
10 database through the Internet information on the vehicle and
11 information about the dealer or converter as prescribed by the
12 department. The department may ~~not~~ deny access to the database to
13 any dealer who holds a general distinguishing number issued under
14 this chapter or who is licensed under Chapter 2301, Occupations
15 Code, or to any converter licensed under Chapter 2301, Occupations
16 Code.

17 SECTION 2. Section 503.0631(c), Transportation Code, is
18 amended to read as follows:

19 (c) Except as provided by Subsection (d), before a buyer's
20 temporary tag may be displayed on a vehicle, a dealer must enter
21 into the database through the Internet information about the buyer
22 of the vehicle for which the tag was issued as prescribed by the
23 department and generate a vehicle-specific number for the tag as
24 required by Section 503.063(e). The department may ~~not~~ deny

1 access to the database to any dealer who holds a general
2 distinguishing number issued under this chapter or who is licensed
3 under Chapter 2301, Occupations Code.

4 SECTION 3. Sections 503.067(b) and (d), Transportation
5 Code, are amended to read as follows:

6 (b) A person may not operate a vehicle that displays:

7 (1) a temporary tag in violation of this chapter or
8 Chapter 502; or

9 (2) any other ~~[an]~~ unauthorized temporary tag.

10 (d) A person may not sell or distribute a temporary tag or an
11 item represented to be a temporary tag unless the person is [+

12 [~~(1)~~] a dealer issuing the tag in connection with the
13 sale of a vehicle [~~, or~~

14 [~~(2) a printer or distributor engaged in the business~~
15 ~~of selling temporary tags solely for uses authorized under this~~
16 ~~chapter].~~

17 SECTION 4. Section 37.01(2), Penal Code, is amended to read
18 as follows:

19 (2) "Governmental record" means:

20 (A) anything belonging to, received by, or kept
21 by government for information, including a court record;

22 (B) anything required by law to be kept by others
23 for information of government;

24 (C) a license, certificate, permit, seal, title,
25 letter of patent, or similar document issued by government, by
26 another state, or by the United States, including a temporary motor
27 vehicle tag issued under Chapter 502 or 503, Transportation Code;

1 (D) a standard proof of motor vehicle liability
2 insurance form described by Section 601.081, Transportation Code, a
3 certificate of an insurance company described by Section 601.083 of
4 that code, a document purporting to be such a form or certificate
5 that is not issued by an insurer authorized to write motor vehicle
6 liability insurance in this state, an electronic submission in a
7 form described by Section 502.046(i), Transportation Code, or an
8 evidence of financial responsibility described by Section 601.053
9 of that code;

10 (E) an official ballot or other election record;
11 or

12 (F) the written documentation a mobile food unit
13 is required to obtain under Section 437.0074, Health and Safety
14 Code.

15 SECTION 5. The change in law made by this Act applies only
16 to an offense committed on or after the effective date of this Act.
17 An offense committed before the effective date of this Act is
18 governed by the law in effect on the date the offense was committed,
19 and the former law is continued in effect for that purpose. For
20 purposes of this section, an offense was committed before the
21 effective date of this Act if any element of the offense occurred
22 before that date.

23 SECTION 6. This Act takes effect September 1, 2021.