

By: Paxton

S.B. No. 1771

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the assumption by the office of the secretary of state
3 of the powers and duties relating to driver's licenses, personal
4 identification certificates, and other related programs, powers,
5 and duties and to the provision of some of those services by certain
6 vendors; authorizing a fee.

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

8 SECTION 1. Section 192.005, Transportation Code, is amended
9 to read as follows:

10 Sec. 192.005. RECORD OF ACCIDENT OR VIOLATION. If a person
11 operating a railroad locomotive or train is involved in an accident
12 with another train or a motor vehicle or is arrested for violation
13 of a law relating to the person's operation of a railroad locomotive
14 or train:

15 (1) the number of or other identifying information on
16 the person's driver's license or commercial driver's license may not
17 be included in any report of the accident or violation; and

18 (2) the person's involvement in the accident or
19 violation may not be recorded in the person's individual driving
20 record maintained by the office [~~Department~~] of the secretary of
21 state [~~Public Safety~~].

22 SECTION 2. Section 201.806(b), Transportation Code, is
23 amended to read as follows:

24 (b) The department shall provide electronic access to the

1 system containing the accident reports so that the office
2 [~~Department~~] of the secretary of state [~~Public Safety~~] can perform
3 its duties, including the duty to make timely entries on driver
4 records.

5 SECTION 3. Sections 502.357(b), (c), and (d),
6 Transportation Code, are amended to read as follows:

7 (b) Fees collected under this section shall be deposited to
8 the credit of the state highway fund except that the comptroller
9 shall provide for a portion of the fees to be deposited first to the
10 credit of a special fund in the state treasury outside the general
11 revenue fund to be known as the TexasSure Fund in a total amount
12 that is necessary to cover the total amount appropriated to the
13 Texas Department of Insurance from that fund and for the remaining
14 fees to be deposited to the state highway fund. Subject to
15 appropriations, the money deposited to the credit of the state
16 highway fund under this section may be used by the office of the
17 secretary of state [~~Department of Public Safety~~] to:

18 (1) support the office of the secretary of state's
19 [~~Department of Public Safety's~~] reengineering of the driver's
20 license system to provide for the issuance by the office of the
21 secretary of state [~~Department of Public Safety~~] of a driver's
22 license or personal identification certificate, to include use of
23 image comparison technology; and

24 (2) make lease payments to the master lease purchase
25 program for the financing of the driver's license reengineering
26 project.

27 (c) Subject to appropriation, fees collected under this

1 section may be used by the office of the secretary of state
2 [~~Department of Public Safety~~], the Texas Department of Insurance,
3 the Department of Information Resources, and the department to
4 carry out Subchapter N, Chapter 601.

5 (d) The office of the secretary of state [~~Department of~~
6 ~~Public Safety~~], the Texas Department of Insurance, the Department
7 of Information Resources, and the department shall jointly adopt
8 rules and develop forms necessary to administer this section.

9 SECTION 4. Sections 521.001(a)(1-a) and (2),
10 Transportation Code, are amended to read as follows:

11 (1-a) "Department" means the office [~~Department~~]
12 the secretary of state [~~Public Safety~~].

13 (2) "Director" means the secretary of state [~~public~~
14 ~~safety director~~].

15 SECTION 5. Section 521.009, Transportation Code, is amended
16 by amending Subsections (a), (a-1), (b), and (c) and adding
17 Subsections (a-2), (e-1), (e-2), and (g) to read as follows:

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

23 (a-1) Under the program, the department may enter into an
24 agreement with the commissioners court of a county, [~~or~~] the
25 governing body of a municipality, or a vendor, subject to
26 Subsection (a-2), to permit county, [~~or~~] municipal, or vendor
27 employees to provide services at a county or municipal office or at

1 a location determined by the vendor relating to the issuance of
2 renewal and duplicate driver's licenses, election identification
3 certificates, and personal identification certificates, including:

4 (1) taking photographs;

5 (2) administering vision tests;

6 (3) updating a driver's license, election
7 identification certificate, or personal identification certificate
8 to change a name, address, or photograph;

9 (4) distributing and collecting information relating
10 to donations under Section 521.401;

11 (5) collecting fees; and

12 (6) performing other basic ministerial functions and
13 tasks necessary to issue renewal and duplicate driver's licenses,
14 election identification certificates, and personal identification
15 certificates.

16 (a-2) The department may enter into an agreement with a
17 vendor under Subsection (a-1) only if the vendor:

18 (1) is a driver education school authorized under
19 Section 521.165(e) to administer the examination required by
20 Section 521.161(b)(2); or

21 (2) otherwise performs customer service functions for
22 the public.

23 (b) An agreement under Subsection (a-1) may not include the
24 administration of [~~training to administer~~] an examination for
25 driver's license applicants under Subchapter H unless the agreement
26 is with a driver education school described by Subsection (a-2)(1).

27 (c) A participating county, ~~or~~ municipality, or vendor

1 must remit to the department for deposit as required by this chapter
2 fees collected for the issuance of a renewal or duplicate driver's
3 license or personal identification certificate.

4 (e-1) An agreement under Subsection (a-1) with a vendor must
5 require the vendor to:

6 (1) comply with training requirements developed by the
7 department under Subsection (e-2);

8 (2) agree to serve as a voter registration agency in a
9 manner that ensures compliance with federal law; and

10 (3) comply with the same privacy and information
11 security standards required of the department, including standards
12 required under:

13 (A) this chapter;

14 (B) Chapter 2054, Government Code;

15 (C) Chapter 2059, Government Code; or

16 (D) other law.

17 (e-2) The department shall develop training requirements
18 for a vendor relating to the services provided by the vendor under
19 this section.

20 (g) The department may perform periodic audits of a vendor
21 that has entered into an agreement with the department under
22 Subsection (a-1) to ensure compliance with this section, the
23 agreement entered into under this section, and any rules adopted by
24 the department under this section.

25 SECTION 6. Section 521.044(a), Transportation Code, is
26 amended to read as follows:

27 (a) Information provided on a driver's license or personal

1 identification certificate application that relates to the
2 applicant's social security number may be used only by the
3 department or disclosed only to:

4 (1) the child support enforcement division of the
5 attorney general's office;

6 (2) another state entity responsible for enforcing the
7 payment of child support;

8 (3) the United States Selective Service System as
9 provided by Section 521.147;

10 (4) the unclaimed property division of the
11 comptroller's office;

12 (5) the Health and Human Services Commission; or

13 (6) ~~[the secretary of state for the purposes of voter
14 registration or the administration of elections; or~~

15 ~~[(7)]~~ an agency of another state responsible for
16 issuing driver's licenses or identification documents.

17 SECTION 7. Section 521.044(c)(1), Transportation Code, is
18 amended to read as follows:

19 (1) On the request of a state entity responsible for
20 investigating or enforcing the payment of child support ~~[or the
21 secretary of state]~~, the department shall disclose information
22 regarding an applicant's social security number.

23 SECTION 8. 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 9. Section 521.103, Transportation Code, is amended
21 by adding Subsection (d) to read as follows:

22 (d) The Department of Public Safety may access any
23 photograph of a person described by Subsection (a) that is made
24 available to the department through the process of issuing a
25 personal identification certificate under this section, including
26 a renewal, duplicate, or corrected certificate, for use by the
27 Department of Public Safety for purposes of Article 62.005(c), Code

1 of Criminal Procedure.

2 SECTION 10. Section 521.247, Transportation Code, is
3 amended 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 11. 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 12. 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 13. Section 521.272, Transportation Code, is
15 amended by adding Subsection (e) to read as follows:

16 (e) The Department of Public Safety may access any
17 photograph of a person described by Subsection (a) that is made
18 available to the department through the process of issuing a
19 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 14. Section 521.428, Transportation Code, is
24 amended to read as follows:

25 Sec. 521.428. COUNTY, [OR] MUNICIPAL, OR VENDOR FEE. (a) A
26 county, [or] municipality, or vendor that provides services under
27 an agreement described by Section 521.009 may collect an additional

1 fee of up to \$5 for each transaction provided that relates to
2 driver's license and personal identification certificate services
3 only.

4 (b) No portion of a fee authorized under this section may be
5 charged for performing a function in connection with voter
6 registration.

7 SECTION 15. Sections 521A.001(a), (b), (e), (f), (g), and
8 (h), Transportation Code, are amended to read as follows:

9 (a) The office of the secretary of state ~~[department]~~ shall
10 issue an election identification certificate to a person who states
11 that the person is obtaining the certificate for the purpose of
12 satisfying Section 63.001(b), Election Code, and does not have
13 another form of identification described by Section 63.0101(a),
14 Election Code, and:

15 (1) who is a registered voter in this state and
16 presents a valid voter registration certificate; or

17 (2) who is eligible for registration under Section
18 13.001, Election Code, and submits a registration application to
19 the department.

20 (b) The office of the secretary of state ~~[department]~~ may
21 not collect a fee for an election identification certificate or a
22 duplicate election identification certificate issued under this
23 section.

24 (e) An election identification certificate must be similar
25 in form to, but distinguishable in color from, a driver's license
26 and a personal identification certificate. ~~[The department may~~
27 ~~cooperate with the secretary of state in developing the form and~~

1 ~~appearance of an election identification certificate.]~~

2 (f) The office of the secretary of state [~~department~~] may
3 require each applicant for an original or renewal election
4 identification certificate to furnish to the office [~~department~~]
5 the information required by Section 521.142.

6 (g) The office of the secretary of state [~~department~~] may
7 cancel and require surrender of an election identification
8 certificate after determining that the holder was not entitled to
9 the certificate or gave incorrect or incomplete information in the
10 application for the certificate.

11 (h) A certificate expires on a date specified by the office
12 of the secretary of state [~~department~~], except that a certificate
13 issued to a person 70 years of age or older does not expire.

14 SECTION 16. Section 522.003(8), Transportation Code, is
15 amended to read as follows:

16 (8) "Department" means the office [~~Department~~] of the
17 secretary of state [~~Public Safety~~].

18 SECTION 17. Section 522.007, Transportation Code, is
19 amended to read as follows:

20 Sec. 522.007. EXEMPTION FOR NEIGHBORING STATES. (a) The
21 secretary of state [~~public safety director~~] shall enter
22 negotiations with an appropriate person or entity of a state
23 bordering this state for the purpose of applying the exemption
24 contained in Section 522.004(a)(1) to residents of that state.

25 (b) The secretary of state [~~public safety director~~] may
26 enter an agreement to apply the exemption contained in Section
27 522.004(a)(1) to residents of a bordering state only if that state

1 extends a similar exemption to residents of this state.

2 SECTION 18. Section 522.152(d), Transportation Code, is
3 amended to read as follows:

4 (d) The organization shall submit an annual report to the
5 secretary [~~director~~] of state [~~the department~~] that includes the
6 total dollar amount of contributions received by the organization
7 under this section.

8 SECTION 19. Sections 523.003(2) and (5), Transportation
9 Code, are amended to read as follows:

10 (2) "Executive director" means the secretary
11 [~~director~~] of state [~~the Department of Public Safety~~] or the
12 equivalent officer of another state.

13 (5) "Licensing authority" means the office
14 [~~Department~~] of the secretary of state [~~Public Safety~~] or the
15 equivalent agency of another state.

16 SECTION 20. Sections 524.001(8) and (9), Transportation
17 Code, are amended to read as follows:

18 (8) "Department" means the office [~~Department~~] of the
19 secretary of state [~~Public Safety~~].

20 (9) "Director" means the secretary [~~public safety~~
21 ~~director~~] of state [~~the department~~].

22 SECTION 21. Section 525.001(b), Transportation Code, is
23 amended to read as follows:

24 (b) The office [~~Department~~] of the secretary of state
25 [~~Public Safety~~] shall include motorcycle and bicycle awareness
26 information in [~~any edition of~~] the Texas driver's handbook
27 [~~published after the department exhausts the supply of the handbook~~

1 ~~that the department had on September 1, 1993].~~

2 SECTION 22. Section 542.304(a), Transportation Code, is
3 amended to read as follows:

4 (a) The department by rule shall designate the offenses
5 involving the operation of a motor vehicle that constitute a moving
6 violation of the traffic law for the purposes of:

- 7 (1) ~~[Article 102.022(a), Code of Criminal Procedure,~~
8 ~~[(2)]~~ Section 1001.112(a-2), Education Code;
9 (2) ~~[(3)]~~ Section 411.110(f), Government Code; and
10 (3) ~~[(4)]~~ Sections 773.0614(b) and 773.06141(a),
11 Health and Safety Code.

12 SECTION 23. Section 543.112(b), Transportation Code, is
13 amended to read as follows:

14 (b) The uniform certificate of course completion must
15 include an identifying number by which the Texas Department of
16 Licensing and Regulation, the court, ~~[or]~~ the department, or the
17 office of the secretary of state may verify its authenticity with
18 the course provider and must be in a form adopted by the Texas
19 Department of Licensing and Regulation.

20 SECTION 24. Section 601.002(1), Transportation Code, is
21 amended to read as follows:

22 (1) "Department" means the office ~~[Department]~~ of the
23 secretary of state ~~[Public Safety]~~.

24 SECTION 25. Subchapter A, Chapter 601, Transportation Code,
25 is amended by adding Section 601.010 to read as follows:

26 Sec. 601.010. ACCESS TO RECORDS BY DEPARTMENT OF PUBLIC
27 SAFETY. The Department of Public Safety may access the

1 department's records relating to the suspension of a driver's
2 license and vehicle registration under this chapter.

3 SECTION 26. 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, the following statement:

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

20 SECTION 27. Sections 643.253(g) and (h), Transportation
21 Code, are amended to read as follows:

22 (g) As soon as practicable after the date a person is
23 convicted of an offense under Subsection (b), the convicting court
24 shall notify the office of the secretary of state [~~Department of~~
25 ~~Public Safety~~] of the conviction. The notice must be in a form
26 prescribed by the office of the secretary of state [~~Department of~~
27 ~~Public Safety~~] and must contain the person's driver's license

1 number.

2 (h) A conviction under Subsection (b) shall be recorded in
3 the person's driving record maintained by the office of the
4 secretary of state [~~Department of Public Safety~~].

5 SECTION 28. Section 662.011(a), Transportation Code, is
6 amended to read as follows:

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

11 SECTION 29. Section 703.001(2), Transportation Code, is
12 amended to read as follows:

13 (2) "Department" and "licensing authority" mean the
14 office [~~Department~~] of the secretary of state [~~Public Safety~~].

15 SECTION 30. Section 706.001(2), Transportation Code, is
16 amended to read as follows:

17 (2) "Department" means the office [~~Department~~] of the
18 secretary of state [~~Public Safety~~].

19 SECTION 31. Section 706.008(c), Transportation Code, is
20 amended to read as follows:

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

24 SECTION 32. Section 724.001(7), Transportation Code, is
25 amended to read as follows:

26 (7) "Department" means the office [~~Department~~] of the
27 secretary of state [~~Public Safety~~].

1 SECTION 33. Section 724.016, Transportation Code, is
2 amended to read as follows:

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

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

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

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

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

16 SECTION 34. Sections 724.032(a) and (b), Transportation
17 Code, are amended to read as follows:

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

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

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

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

1 in this state; and

2 (4) make a written report of the refusal to the
3 secretary of state [~~director of the department~~].

4 (b) The secretary of state [~~director~~] must approve the form
5 of the refusal report. The report must:

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

10 (2) contain a copy of:

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

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

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

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

19 SECTION 35. Subchapter C, Chapter 724, Transportation Code,
20 is amended by adding Section 724.0345 to read as follows:

21 Sec. 724.0345. ACCESS TO RECORDS BY DEPARTMENT OF PUBLIC
22 SAFETY. The Department of Public Safety may access the
23 department's records relating to the suspension or denial of a
24 driver's license.

25 SECTION 36. Section 106.03(b), Alcoholic Beverage Code, is
26 amended to read as follows:

27 (b) A person who sells a minor an alcoholic beverage does

1 not commit an offense if the minor falsely represents himself to be
2 21 years old or older by displaying an apparently valid proof of
3 identification that contains a physical description and photograph
4 consistent with the minor's appearance, purports to establish that
5 the minor is 21 years of age or older, and was issued by a
6 governmental agency. The proof of identification may include a
7 driver's license or identification card issued by the office
8 [~~Department~~] of the secretary of state [~~Public Safety~~], a passport,
9 or a military identification card.

10 SECTION 37. Section 106.06(d), Alcoholic Beverage Code, is
11 amended to read as follows:

12 (d) A judge, acting under Chapter 42A, Code of Criminal
13 Procedure, who places a defendant charged with an offense under
14 this section on community supervision under that chapter shall, if
15 the defendant committed the offense at a gathering where
16 participants were involved in the abuse of alcohol, including binge
17 drinking or forcing or coercing individuals to consume alcohol, in
18 addition to any other condition imposed by the judge:

19 (1) require the defendant to:

20 (A) perform community service for not less than
21 20 or more than 40 hours; and

22 (B) attend an alcohol awareness program approved
23 under Section 106.115; and

24 (2) order the office [~~Department~~] of the secretary of
25 state [~~Public Safety~~] to suspend the driver's license or permit of
26 the defendant or, if the defendant does not have a driver's license
27 or permit, to deny the issuance of a driver's license or permit to

1 the defendant for 180 days.

2 SECTION 38. Section 106.071(d), Alcoholic Beverage Code, is
3 amended to read as follows:

4 (d) In addition to any fine and any order issued under
5 Section 106.115:

6 (1) the court shall order a minor placed on deferred
7 disposition for or convicted of an offense to which this section
8 applies to perform community service for:

9 (A) not less than eight or more than 12 hours, if
10 the minor has not been previously convicted of an offense to which
11 this section applies; or

12 (B) not less than 20 or more than 40 hours, if the
13 minor has been previously convicted once of an offense to which this
14 section applies; and

15 (2) the court shall order the office [~~Department~~] of
16 the secretary of state [~~Public Safety~~] to suspend the driver's
17 license or permit of a minor convicted of an offense to which this
18 section applies or, if the minor does not have a driver's license or
19 permit, to deny the issuance of a driver's license or permit for:

20 (A) 30 days, if the minor has not been previously
21 convicted of an offense to which this section applies;

22 (B) 60 days, if the minor has been previously
23 convicted once of an offense to which this section applies; or

24 (C) 180 days, if the minor has been previously
25 convicted twice or more of an offense to which this section applies.

26 SECTION 39. Sections 106.115(b-2), (d), and (e), Alcoholic
27 Beverage Code, are amended to read as follows:

1 (b-2) For purposes of Subsection (b-1), if the defendant is
2 enrolled in an institution of higher education located in a county
3 in which access to an alcohol awareness program is readily
4 available, the court may consider the defendant to be a resident of
5 that county. If the defendant is not enrolled in such an
6 institution of higher education or if the court does not consider
7 the defendant to be a resident of the county in which the
8 institution is located, the defendant's residence is the residence
9 listed on the defendant's driver's license or personal
10 identification certificate issued by the office [~~Department~~] of the
11 secretary of state [~~Public Safety~~]. If the defendant does not have
12 a driver's license or personal identification certificate issued by
13 the office [~~Department~~] of the secretary of state [~~Public Safety~~],
14 the defendant's residence is the residence on the defendant's voter
15 registration certificate. If the defendant is not registered to
16 vote, the defendant's residence is the residence on file with the
17 public school district on which the defendant's enrollment is
18 based. If the defendant is not enrolled in public school, the
19 defendant's residence is determined as provided by commission rule.

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

22 (1) shall order the office [~~Department~~] of the
23 secretary of state [~~Public Safety~~] to:

24 (A) suspend the defendant's driver's license or
25 permit for a period not to exceed six months or, if the defendant
26 does not have a license or permit, to deny the issuance of a license
27 or permit to the defendant for that period; or

1 (B) if the defendant has been previously
2 convicted of an offense under one or more of the sections listed in
3 Subsection (a), suspend the defendant's driver's license or permit
4 for a period not to exceed one year or, if the defendant does not
5 have a license or permit, to deny the issuance of a license or
6 permit to the defendant for that period; and

7 (2) may order the defendant or the parent, managing
8 conservator, or guardian of the defendant to do any act or refrain
9 from doing any act if the court determines that doing the act or
10 refraining from doing the act will increase the likelihood that the
11 defendant will present evidence to the court that the defendant has
12 satisfactorily completed an alcohol awareness program or performed
13 the required hours of community service.

14 (e) The office [~~Department~~] of the secretary of state
15 [~~Public Safety~~] shall send notice of the suspension or prohibition
16 order issued under Subsection (d) by first class mail to the
17 defendant. The notice must include the date of the suspension or
18 prohibition order, the reason for the suspension or prohibition,
19 and the period covered by the suspension or prohibition.

20 SECTION 40. Section 106.15(e), Alcoholic Beverage Code, is
21 amended to read as follows:

22 (e) A person does not commit an offense under Subsection (a)
23 if the person younger than 18 years of age falsely represents the
24 person's age to be at least 18 years of age by displaying an
25 apparently valid Texas driver's license or an identification card
26 issued by the office [~~Department~~] of the secretary of state [~~Public~~
27 ~~Safety~~] containing a physical description consistent with the

1 person's appearance.

2 SECTION 41. Section 20.23(b), Business & Commerce Code, is
3 amended to read as follows:

4 (b) Information or documentation that identifies a
5 protected consumer or a representative of a protected consumer is
6 considered sufficient proof of identity for purposes of this
7 subchapter, including:

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

11 (2) a certified or official copy of a birth
12 certificate issued by the entity authorized to issue the birth
13 certificate;

14 (3) a copy of a driver's license or identification card
15 issued by the office [~~Department~~] of the secretary of state [~~Public~~
16 ~~Safety~~]; or

17 (4) any other government-issued identification.

18 SECTION 42. Article 42.016, Code of Criminal Procedure, is
19 amended to read as follows:

20 Art. 42.016. SPECIAL DRIVER'S LICENSE OR IDENTIFICATION
21 REQUIREMENTS FOR CERTAIN SEX OFFENDERS. If a person is convicted
22 of, receives a grant of deferred adjudication for, or is
23 adjudicated as having engaged in delinquent conduct based on a
24 violation of an offense for which a conviction or adjudication
25 requires registration as a sex offender under Chapter 62, the court
26 shall:

27 (1) issue an order requiring the office [~~Texas~~

1 ~~Department~~] of the secretary of state [~~Public Safety~~] to include in
2 any driver's license record or personal identification certificate
3 record maintained by the office [~~department~~] for the person an
4 indication that the person is subject to the registration
5 requirements of Chapter 62;

6 (2) require the person to apply to the office [~~Texas~~
7 ~~Department~~] of the secretary of state [~~Public Safety~~] in person for
8 an original or renewal driver's license or personal identification
9 certificate not later than the 30th day after the date the person is
10 released or the date the office [~~department~~] sends written notice
11 to the person of the requirements of Article 62.060, as applicable,
12 and to annually renew the license or certificate;

13 (3) notify the person of the consequence of the
14 conviction or order of deferred adjudication as it relates to the
15 order issued under this article; and

16 (4) send to the office [~~Texas Department~~] of the
17 secretary of state [~~Public Safety~~] a copy of the record of
18 conviction, a copy of the order granting deferred adjudication, or
19 a copy of the juvenile adjudication, as applicable, and a copy of
20 the order issued under this article.

21 SECTION 43. Article 42A.403(a), Code of Criminal Procedure,
22 is amended to read as follows:

23 (a) A judge who places on community supervision a defendant
24 convicted of an offense under Sections 49.04-49.08, Penal Code,
25 shall require as a condition of community supervision that the
26 defendant attend and successfully complete, before the 181st day
27 after the date community supervision is granted, an educational

1 program designed to rehabilitate persons who have driven while
2 intoxicated that is jointly approved by:

- 3 (1) the Texas Department of Licensing and Regulation;
- 4 (2) the office [~~Department~~] of the secretary of state
5 [~~Public Safety~~];
- 6 (3) the traffic safety section of the traffic
7 operations division of the Texas Department of Transportation; and
- 8 (4) the community justice assistance division of the
9 Texas Department of Criminal Justice.

10 SECTION 44. Article 42A.406, Code of Criminal Procedure, is
11 amended to read as follows:

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

1 supervision.

2 (b) On the defendant's successful completion of an
3 educational program under Article 42A.403 or 42A.404, the
4 defendant's instructor shall give notice to the office [~~Department~~]
5 of the secretary of state [~~Public Safety~~] for inclusion in the
6 defendant's driving record and to the community supervision and
7 corrections department. The community supervision and corrections
8 department shall forward the notice to the court clerk for filing.

9 (c) [~~(b-1)~~] Upon release from a residential treatment
10 facility at which the person successfully completed equivalent
11 education under Article 42A.4045, at the request of the court
12 clerk, the director of the residential treatment facility shall
13 give notice to the office [~~Department~~] of the secretary of state
14 [~~Public Safety~~] for inclusion in the person's driving record.

15 (d) [~~(c)~~] If the office [~~Department~~] of the secretary of
16 state [~~Public Safety~~] does not receive notice that a defendant
17 required to complete an educational program has successfully
18 completed the program within the period required by the judge under
19 this subchapter, as shown on office [~~department~~] records, the
20 office [~~department~~], as provided by Sections 521.344(e) and (f),
21 Transportation Code, shall:

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

24 (e) [~~(d)~~] The office [~~Department~~] of the secretary of state
25 [~~Public Safety~~] may not reinstate a license revoked under
26 Subsection (d) [~~(c)~~] as the result of an educational program
27 requirement imposed under Article 42A.403 unless the defendant

1 whose license was revoked applies to the office [~~department~~] for
2 reinstatement of the license and pays to the office [~~department~~] a
3 reinstatement fee of \$100. The office [~~Department~~] of the
4 secretary of state [~~Public Safety~~] shall remit all fees collected
5 under this subsection to the comptroller for deposit in the general
6 revenue fund.

7 SECTION 45. Articles 42A.407(c) and (e), Code of Criminal
8 Procedure, are amended to read as follows:

9 (c) If the office [~~Department~~] of the secretary of state
10 [~~Public Safety~~] receives notice that a defendant has been required
11 to attend a subsequent educational program under Article 42A.403 or
12 42A.404, although the previously required attendance had been
13 waived, but the judge has not ordered a period of suspension, the
14 office [~~department~~] shall:

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

18 (e) The suspension of a defendant's driver's license under
19 Subsection (d) shall be reported to the office [~~Department~~] of the
20 secretary of state [~~Public Safety~~] as provided under Section
21 521.347, Transportation Code.

22 SECTION 46. Articles 45.050(c) and (f), Code of Criminal
23 Procedure, are amended to read as follows:

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

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

4 (2) retain jurisdiction of the case, hold the child in
5 contempt of the justice or municipal court, and order either or both
6 of the following:

7 (A) that the contemnor pay a fine not to exceed
8 \$500; or

9 (B) that the office [~~Department~~] of the secretary
10 of state [~~Public Safety~~] suspend the contemnor's driver's license
11 or permit or, if the contemnor does not have a license or permit, to
12 deny the issuance of a license or permit to the contemnor until the
13 contemnor fully complies with the orders of the court.

14 (f) A court that orders suspension or denial of a driver's
15 license or permit under Subsection (c)(2)(B) shall notify the
16 office [~~Department~~] of the secretary of state [~~Public Safety~~] on
17 receiving proof of compliance with the orders of the court.

18 SECTION 47. Articles [45.051](#)(b-1) and (b-3), Code of
19 Criminal Procedure, are amended to read as follows:

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

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

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

25 (A) shall require the defendant to complete a
26 driving safety course approved under Chapter [1001](#), Education Code;
27 and

1 (B) may require the defendant to complete an
2 additional driving safety course designed for drivers younger than
3 25 years of age and approved under Section 1001.111, Education
4 Code; and

5 (3) if the defendant holds a provisional license,
6 during the deferral period the judge shall require that the
7 defendant be examined by the office [~~Department~~] of the secretary
8 of state [~~Public Safety~~] as required by Section 521.161(b)(2),
9 Transportation Code; a defendant is not exempt from the examination
10 regardless of whether the defendant was examined previously.

11 (b-3) The reimbursement fee collected under Subsection
12 (b-2) must be deposited to the credit of a special account in the
13 general revenue fund and may be used only by the office [~~Department~~]
14 of the secretary of state [~~Public Safety~~] for the administration of
15 Chapter 521, Transportation Code.

16 SECTION 48. Articles 45.0511(c), (c-1), and (1), Code of
17 Criminal Procedure, are amended to read as follows:

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

23 (1) a uniform certificate of completion of the driving
24 safety course or a verification of completion of the motorcycle
25 operator training course;

26 (2) unless the judge proceeds under Subsection (c-1),
27 the defendant's driving record as maintained by the office

1 [~~Department~~] of the secretary of state [~~Public Safety~~], if any,
2 showing that the defendant had not completed an approved driving
3 safety course or motorcycle operator training course, as
4 applicable, within the 12 months preceding the date of the offense;

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

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

19 (c-1) In this subsection, "state electronic Internet
20 portal" has the meaning assigned by Section [2054.003](#), Government
21 Code. As an alternative to receiving the defendant's driving
22 record under Subsection (c)(2), the judge, at the time the
23 defendant requests a driving safety course or motorcycle operator
24 training course dismissal under this article, may require the
25 defendant to pay a reimbursement fee in an amount equal to the sum
26 of the amount of the fee established by Section [521.048](#),
27 Transportation Code, and the state electronic Internet portal fee

1 and, using the state electronic Internet portal, may request the
2 office [~~Texas Department~~] of the secretary of state [~~Public Safety~~]
3 to provide the judge with a copy of the defendant's driving record
4 that shows the information described by Section 521.047(b),
5 Transportation Code. As soon as practicable and using the state
6 electronic Internet portal, the office [~~Texas Department~~] of the
7 secretary of state [~~Public Safety~~] shall provide the judge with the
8 requested copy of the defendant's driving record. The
9 reimbursement fee authorized by this subsection is in addition to
10 any other fee required under this article. If the copy of the
11 defendant's driving record provided to the judge under this
12 subsection shows that the defendant has not completed an approved
13 driving safety course or motorcycle operator training course, as
14 appropriate, within the 12 months preceding the date of the
15 offense, the judge shall allow the defendant to complete the
16 appropriate course as provided by this article. The custodian of a
17 municipal or county treasury who receives reimbursement fees
18 collected under this subsection shall keep a record of the fees and,
19 without deduction or proration, forward the fees to the
20 comptroller, with and in the manner required for other fees and
21 costs received in connection with criminal cases. The comptroller
22 shall credit fees received under this subsection to the office
23 [~~Texas Department~~] of the secretary of state [~~Public Safety~~].

24 (1) When a defendant complies with Subsection (c), the court
25 shall:

- 26 (1) remove the judgment and dismiss the charge;
27 (2) report the fact that the defendant successfully

1 completed a driving safety course or a motorcycle operator training
2 course and the date of completion to the office [~~Texas Department~~]
3 of the secretary of state [~~Public Safety~~] for inclusion in the
4 person's driving record; and

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

8 SECTION 49. Article 45.052(d), Code of Criminal Procedure,
9 is amended to read as follows:

10 (d) A charge dismissed under this article may not be part of
11 the defendant's criminal record or driving record or used for any
12 purpose. However, if the charge was for a traffic offense, the
13 court shall report to the office [~~Department~~] of the secretary of
14 state [~~Public Safety~~] that the defendant successfully completed the
15 teen court program and the date of completion for inclusion in the
16 defendant's driving record.

17 SECTION 50. Article 62.053(a), Code of Criminal Procedure,
18 is amended to read as follows:

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

27 (1) inform the person that:

1 (A) not later than the later of the seventh day
2 after the date on which the person is released or after the date on
3 which the person moves from a previous residence to a new residence
4 in this state or not later than the first date the applicable local
5 law enforcement authority by policy allows the person to register
6 or verify registration, the person must register or verify
7 registration with the local law enforcement authority in the
8 municipality or county in which the person intends to reside;

9 (B) not later than the seventh day after the date
10 on which the person is released or the date on which the person
11 moves from a previous residence to a new residence in this state,
12 the person must, if the person has not moved to an intended
13 residence, report to the applicable entity or entities as required
14 by Article [62.051](#)(h) or (j) or [62.055](#)(e);

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

22 (D) not later than the 10th day after the date on
23 which the person arrives in another state in which the person
24 intends to reside, the person must register with the law
25 enforcement agency that is identified by the department as the
26 agency designated by that state to receive registration
27 information, if the other state has a registration requirement for

1 sex offenders;

2 (E) not later than the 30th day after the date on
3 which the person is released, the person must apply to the office of
4 the secretary of state [~~department~~] in person for the issuance of an
5 original or renewal driver's license or personal identification
6 certificate and a failure to apply to the office [~~department~~] as
7 required by this paragraph results in the automatic revocation of
8 any driver's license or personal identification certificate issued
9 by the office [~~department~~] to the person;

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

12 (G) certain types of employment are prohibited
13 under Article 62.063 for a person with a reportable conviction or
14 adjudication for a sexually violent offense involving a victim
15 younger than 14 years of age and occurring on or after September 1,
16 2013;

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

22 (I) if the person enters the premises of a school
23 as described by Article 62.065 and is subject to the requirements of
24 that article, the person must immediately notify the administrative
25 office of the school of the person's presence and the person's
26 registration status under this chapter;

27 (2) require the person to sign a written statement

1 that the person was informed of the person's duties as described by
2 Subdivision (1) or Subsection (g) or, if the person refuses to sign
3 the statement, certify that the person was so informed;

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

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

10 SECTION 51. Article 62.060, Code of Criminal Procedure, is
11 amended to read as follows:

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

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

25 (2) the office of the secretary of state [~~department~~]
26 sends written notice to the person of the requirements of this
27 article.

1 (b) The person shall annually renew in person each driver's
2 license or personal identification certificate issued by the office
3 of the secretary of state [~~department~~] to the person, including
4 each renewal, duplicate, or corrected license or certificate, until
5 the person's duty to register under this chapter expires.

6 SECTION 52. Article 62.2021(a), Code of Criminal Procedure,
7 is amended to read as follows:

8 (a) Notwithstanding Article 62.060(b), a person subject to
9 registration who is civilly committed as a sexually violent
10 predator and resides at a civil commitment center shall renew the
11 person's state-issued [~~department-issued~~] driver's license or
12 personal identification certificate as prescribed by Section
13 521.103, 521.272, or 522.033, Transportation Code, as applicable.

14 SECTION 53. Section 1001.056(d), Education Code, is amended
15 to read as follows:

16 (d) A certificate under this section must:
17 (1) be in a form required by the department; and
18 (2) include an identifying number by which the
19 department, a court, [~~or~~] the Department of Public Safety, or the
20 office of the secretary of state may verify its authenticity with
21 the course provider.

22 SECTION 54. Section 1001.058(b), Education Code, is amended
23 to read as follows:

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

27 (1) one member representing a driver education school

1 that offers a traditional classroom course and in-car training;

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

5 (3) one member representing a driving safety school
6 offering a traditional classroom course or providing an alternative
7 method of instruction;

8 (4) one member representing a driving safety course
9 provider approved for a traditional classroom course and for an
10 alternative method of instruction;

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

14 (6) one licensed instructor;

15 (7) one representative of the Department of Public
16 Safety;

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

19 (9) one member representing a parent-taught course
20 provider; ~~and~~

21 (10) two members representing the public; and

22 (11) one representative of the office of the secretary
23 of state.

24 SECTION 55. Section 13.002(c), Election Code, is amended to
25 read as follows:

26 (c) A registration application must include:

27 (1) the applicant's first name, middle name, if any,

1 last name, and former name, if any;

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

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

5 (4) a statement that the applicant is a resident of the
6 county;

7 (5) a statement that the applicant has not been
8 determined by a final judgment of a court exercising probate
9 jurisdiction to be:

10 (A) totally mentally incapacitated; or

11 (B) partially mentally incapacitated without the
12 right to vote;

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

16 (7) the applicant's residence address or, if the
17 residence has no address, the address at which the applicant
18 receives mail and a concise description of the location of the
19 applicant's residence;

20 (8) the following information:

21 (A) the applicant's Texas driver's license number
22 or the number of a personal identification card issued by the office
23 ~~[Department]~~ of the secretary of state ~~[Public Safety]~~;

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

27 (C) a statement by the applicant that the

1 applicant has not been issued a number described by Paragraph (A) or
2 (B);

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

5 (10) the city and county in which the applicant
6 formerly resided.

7 SECTION 56. Section 13.004(c), Election Code, as amended by
8 Chapters 469 (H.B. 4173), 489 (H.B. 3100), and 1146 (H.B. 2910),
9 Acts of the 86th Legislature, Regular Session, 2019, is reenacted
10 and amended to read as follows:

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

14 (1) a social security number;

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

16 (3) a number of a personal identification card issued
17 by the office [~~Department~~] of the secretary of state [~~Public~~
18 ~~Safety~~];

19 (4) an indication that an applicant is interested in
20 working as an election judge;

21 (5) the residence address of the applicant, if the
22 applicant is a federal judge or state judge, the spouse of a federal
23 judge or state judge, the spouse of a peace officer as defined by
24 Article 2.12, Code of Criminal Procedure, or an individual to whom
25 Section 552.1175, Government Code, or Section 521.1211,
26 Transportation Code, applies and the applicant:

27 (A) included an affidavit with the registration

1 application describing the applicant's status under this
2 subdivision, if the applicant is a federal judge or state judge or
3 the spouse of a federal judge or state judge;

4 (B) provided the registrar with an affidavit
5 describing the applicant's status under this subdivision, if the
6 applicant is a federal judge or state judge or the spouse of a
7 federal judge or state judge; or

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

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

15 (A) a copy of a protective order issued under
16 Chapter 85, Family Code, or a magistrate's order for emergency
17 protection issued under Article 17.292, Code of Criminal Procedure;
18 or

19 (B) other independent documentary evidence
20 necessary to show that the applicant, the applicant's child, or
21 another person in the applicant's household is a victim of family
22 violence;

23 (7) the residence address of the applicant, if the
24 applicant, the applicant's child, or another person in the
25 applicant's household is a victim of sexual assault or abuse,
26 stalking, or trafficking of persons who provided the registrar
27 with:

1 (A) a copy of a protective order issued under
2 Subchapter A or B, Chapter 7B, Code of Criminal Procedure, or a
3 magistrate's order for emergency protection issued under Article
4 17.292, Code of Criminal Procedure; or

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

9 (8) the residence address of the applicant, if the
10 applicant:

11 (A) is a participant in the address
12 confidentiality program administered by the attorney general under
13 Subchapter B, Chapter 58, Code of Criminal Procedure; and

14 (B) provided the registrar with proof of
15 certification under Article 58.059, Code of Criminal Procedure; or

16 (9) the telephone number of any applicant submitting
17 documentation under Subdivision (5), (6), (7), or (8).

18 SECTION 57. Section 13.072(a), Election Code, is amended to
19 read as follows:

20 (a) Unless the registrar challenges the applicant, the
21 registrar shall approve the application if:

22 (1) the registrar determines that an application
23 complies with Section 13.002 and indicates that the applicant is
24 eligible for registration; and

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

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

4 (B) the last four digits of the applicant's
5 social security number.

6 SECTION 58. Section 13.122(a), Election Code, is amended to
7 read as follows:

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

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

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

15 (3) a space for the applicant's Texas driver's license
16 number or number of a personal identification card issued by the
17 office ~~[Department]~~ of the secretary of state ~~[Public Safety]~~;

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

19 (5) a space for the applicant's social security
20 number;

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

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

24 (8) a space or box for indicating whether the
25 applicant or voter is submitting new registration information or a
26 change in current registration information;

27 (9) a statement instructing a voter who is using the

1 form to make a change in current registration information to enter
2 the voter's name and the changed information in the appropriate
3 spaces on the form;

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

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

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

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

17 (14) any other voter registration information
18 required by federal law or considered appropriate and required by
19 the secretary of state.

20 SECTION 59. Section 16.031(a), Election Code, is amended to
21 read as follows:

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

24 (1) notice under Section 13.072(b) or 15.021 or a
25 response under Section 15.053 that the voter's residence is outside
26 the county;

27 (2) an abstract of the voter's death certificate under

1 Section 16.001(a) or an abstract of an application indicating that
2 the voter is deceased under Section 16.001(b);

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

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

9 (5) notice from a voter registration official in
10 another state that the voter has registered to vote outside this
11 state;

12 (6) notice from the early voting clerk under Section
13 101.053 that a federal postcard application submitted by an
14 applicant states a voting residence address located outside the
15 registrar's county; or

16 (7) notice from the secretary of state that the voter
17 has registered to vote in another county, as determined by the
18 voter's driver's license number or personal identification card
19 number issued by the office [Department] of the secretary of state
20 [Public Safety] or social security number.

21 SECTION 60. Sections 20.001(a) and (b), Election Code, are
22 amended to read as follows:

23 (a) The following state agencies or offices are designated
24 as voter registration agencies:

- 25 (1) office of the secretary of state;
26 (2) Health and Human Services Commission;
27 (3) [(-2-)] Department of Aging and Disability

1 Services;

2 (4) [~~(3)~~] Department of Assistive and Rehabilitative
3 Services;

4 (5) [~~(4)~~] Department of State Health Services; and

5 (6) [~~(5)~~] any other agency or program as determined by
6 the secretary of state that primarily provides:

7 (A) public assistance; or

8 (B) services to persons with disabilities.

9 (b) Each vendor that provides services under an agreement
10 described by Section 521.009, Transportation Code, [The Department
11 of Public Safety] is designated as a voter registration agency.

12 SECTION 61. The heading to Subchapter C, Chapter 20,
13 Election Code, is amended to read as follows:

14 SUBCHAPTER C. OFFICE OF SECRETARY [DEPARTMENT] OF STATE AND
15 VENDORS [PUBLIC SAFETY]

16 SECTION 62. Section 20.061, Election Code, is amended to
17 read as follows:

18 Sec. 20.061. APPLICABILITY [~~OF OTHER PROVISIONS~~]. (a) The
19 other provisions of this chapter apply to the office [Department]
20 of the secretary of state and vendors described by Section
21 20.001(b) [Public Safety] except provisions that conflict with this
22 subchapter.

23 (b) The provisions of this subchapter apply to vendors
24 described by Section 20.001(b) in the same manner as those
25 provisions apply to the office of the secretary of state.

26 SECTION 63. Section 20.062, Election Code, is amended to
27 read as follows:

1 Sec. 20.062. OFFICE AND VENDOR [~~DEPARTMENT~~] FORMS AND
2 PROCEDURE. (a) The office [~~Department~~] of the secretary of state
3 [~~Public Safety~~] shall prescribe and use a form and procedure that
4 combines the office's [~~department's~~] application form for a license
5 or card with an officially prescribed voter registration
6 application form.

7 (b) The office [~~department~~] shall prescribe and use a change
8 of address form and procedure that combines office [~~department~~] and
9 voter registration functions. The form must allow a licensee or
10 cardholder to indicate whether the change of address is also to be
11 used for voter registration purposes.

12 (c) The design, content, and physical characteristics of
13 the [~~department~~] forms of vendors described by Section 20.001(b)
14 must be approved by the secretary of state.

15 SECTION 64. Section 20.063, Election Code, is amended to
16 read as follows:

17 Sec. 20.063. REGISTRATION PROCEDURES. (a) The office
18 [~~Department~~] of the secretary of state [~~Public Safety~~] shall
19 provide to each person who applies in person to the office [~~at the~~
20 ~~department's offices~~] for an original or renewal of a driver's
21 license, a personal identification card, or a duplicate or
22 corrected license or card an opportunity to complete a voter
23 registration application form.

24 (b) When the office [~~department~~] processes a license or card
25 for renewal by mail, the office [~~department~~] shall deliver to the
26 applicant by mail a voter registration application form.

27 (c) A change of address that relates to a license or card and

1 that is submitted to the office [~~department~~] in person or by mail
2 serves as a change of address for voter registration unless the
3 licensee or cardholder indicates that the change is not for voter
4 registration purposes. The date of submission of a change of
5 address to an office [~~a department~~] employee is considered to be the
6 date of submission to the voter registrar for the purpose of
7 determining the effective date of registration only.

8 (d) If a completed voter registration application submitted
9 to an office [~~a department~~] employee does not include the
10 applicant's correct driver's license number or personal
11 identification card number, an office [~~a department~~] employee shall
12 enter the appropriate information on the application. If a
13 completed application does not include the applicant's correct
14 residence address or mailing address, an office [~~a department~~]
15 employee shall obtain the appropriate information from the
16 applicant and enter the information on the application.

17 SECTION 65. Section 20.064, Election Code, is amended to
18 read as follows:

19 Sec. 20.064. DECLINATION FORM NOT REQUIRED. The office
20 [~~Department~~] of the secretary of state [~~Public Safety~~] is not
21 required to comply with the procedures prescribed by this chapter
22 relating to the form for a declination of voter registration.

23 SECTION 66. Section 20.065, Election Code, is amended to
24 read as follows:

25 Sec. 20.065. DELIVERY OF APPLICATIONS AND CHANGES OF
26 ADDRESS. [~~(a)~~] At the end of each day the [~~a Department of Public~~
27 ~~Safety~~] office of the secretary of state is regularly open for

1 business, the ~~[manager of the]~~ office shall deliver by mail or in
2 person to the voter registrar of the applicable county ~~[in which the~~
3 ~~office is located]~~ each completed voter registration application
4 and applicable change of address submitted to an office ~~[a~~
5 ~~department]~~ employee.

6 ~~[(b) Each weekday the department is regularly open for~~
7 ~~business, the department shall electronically transfer to the~~
8 ~~secretary of state the name of each person who completes a voter~~
9 ~~registration application submitted to the department. The~~
10 ~~secretary shall prescribe procedures necessary to implement this~~
11 ~~subsection.]~~

12 ~~[(c) On the weekday the secretary of state is regularly open~~
13 ~~for business following the date the secretary receives information~~
14 ~~under Subsection (b), the secretary shall inform the appropriate~~
15 ~~voter registrar of the name of each person who completes a voter~~
16 ~~registration application submitted to the department. The~~
17 ~~registrar may verify that the registrar has received each~~
18 ~~application as indicated by the information provided by the~~
19 ~~secretary under this subsection.]~~

20 SECTION 67. Section 20.066(a), Election Code, is amended to
21 read as follows:

22 (a) If a person completes a voter registration application
23 as provided by Section 20.063, the office ~~[Department]~~ of the
24 secretary of state ~~[Public Safety]~~ shall:

25 (1) input the information provided on the application
26 into the office's ~~[department's]~~ electronic data system; and

27 (2) inform the applicant that the applicant's

1 electronic signature provided to the office [~~department~~] will be
2 used for submitting the applicant's voter registration
3 application.

4 SECTION 68. Section 63.0101(a), Election Code, is amended
5 to read as follows:

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

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

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

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

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

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

24 SECTION 69. Section 65.060, Election Code, is amended to
25 read as follows:

26 Sec. 65.060. DISCLOSURE OF SOCIAL SECURITY, DRIVER'S
27 LICENSE, OR PERSONAL IDENTIFICATION NUMBER ON PROVISIONAL BALLOT

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

11 SECTION 70. Section 2.005(b), Family Code, is amended to
12 read as follows:

13 (b) The proof must be established by:

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

19 (2) a United States passport;

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

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

1 (5) an unexpired military identification card for
2 active duty, reserve, or retired personnel with an identification
3 photograph;

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

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

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

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

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

16 (11) a motor vehicle certificate of title;

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

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

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

23 (15) a voter registration certificate;

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

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

1 (18) a temporary driving permit or a temporary
2 identification card issued by the office [~~Department~~] of the
3 secretary of state [~~Public Safety~~]; or

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

6 SECTION 71. Sections 54.042(a), (b), (f), and (g), Family
7 Code, are amended to read as follows:

8 (a) A juvenile court, in a disposition hearing under Section
9 54.04, shall:

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

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

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

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

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

1 of a license or permit to the child, if the court finds that the
2 child has engaged in conduct that violates Section 28.08, Penal
3 Code.

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

12 (g) A juvenile court that places a child on probation under
13 Section 54.04 may require as a reasonable condition of the
14 probation that if the child violates the probation, the court may
15 order the office [~~Department~~] of the secretary of state [~~Public~~
16 ~~Safety~~] to suspend the 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 The court may make this order if a child that is on probation under
20 this condition violates the probation. A suspension under this
21 subsection is cumulative of any other suspension under this
22 section.

23 SECTION 72. Section 54.0482(c), Family Code, is amended to
24 read as follows:

25 (c) On or before the fifth anniversary of the date the
26 juvenile probation department receives a payment for a victim that
27 is not claimed by the victim, the department shall make and document

1 a good faith effort to locate and notify the victim that an
2 unclaimed payment exists, including:

3 (1) confirming, if possible, the victim's most recent
4 address with the office [~~Department~~] of the secretary of state
5 [~~Public Safety~~]; and

6 (2) making at least one additional certified mailing
7 to the victim.

8 SECTION 73. Section 65.103(c), Family Code, is amended to
9 read as follows:

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

21 SECTION 74. Section 65.251(a), Family Code, is amended to
22 read as follows:

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

- 1 (1) that the child pay a fine not to exceed \$100; or
2 (2) that the office [~~Department~~] of the secretary of
3 state [~~Public Safety~~] suspend the child's driver's license or
4 permit or, if the child does not have a license or permit, order
5 that the office [~~Department~~] of the secretary of state [~~Public~~
6 ~~Safety~~] deny the issuance of a license or permit to the child until
7 the child fully complies with the court's orders.

8 SECTION 75. Section 203.007(b), Family Code, is amended to
9 read as follows:

10 (b) A domestic relations office is entitled to obtain from
11 the office of the secretary of state and the Department of Public
12 Safety records that relate to:

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

20 SECTION 76. Section 264.1213, Family Code, is amended to
21 read as follows:

22 Sec. 264.1213. RECORDS AND DOCUMENTS FOR CHILDREN AGING OUT
23 OF FOSTER CARE. The department in cooperation with volunteer
24 advocates from a charitable organization described by Subchapter C,
25 Chapter 107, and the office [~~Department~~] of the secretary of state
26 [~~Public Safety~~] shall develop procedures to ensure that a foster
27 child obtains a driver's license or personal identification card

1 before the child leaves the conservatorship of the department.

2 SECTION 77. Section 277.002(a), Finance Code, is amended to
3 read as follows:

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

7 (1) if the business is a sole proprietorship:

8 (A) the name of the business owner;

9 (B) the physical address of the business;

10 (C) the home address of the business owner; and

11 (D) the driver's license number of the business
12 owner or the personal identification card number issued to the
13 business owner by the office [Department] of the secretary of state
14 [Public Safety]; or

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

18 SECTION 78. Sections 62.001(a), (f), (g), (h), and (i),
19 Government Code, are amended to read as follows:

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

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

24 (2) all names on the [a] current list created ~~[to be~~
25 ~~furnished]~~ by the office [Department] of the secretary of state
26 under Subsection (f) [Public Safety], showing the citizens of the
27 county who:

1 (A) hold a valid Texas driver's license or a
2 valid personal identification card or certificate issued by the
3 office [~~department~~]; and

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

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

18 (g) [~~The secretary of state shall accept the lists furnished~~
19 ~~as provided by Subsections (c) through (f).~~] The secretary of state
20 shall combine the list furnished as provided by Subsections (c)
21 through (e) and the list created under Subsection (f) [~~lists~~],
22 eliminate duplicate names, and send the combined list to each
23 county on or before December 31 of each year or as may be required
24 under a plan developed in accordance with Section [62.011](#). The
25 district clerk or bailiff designated as the officer in charge of the
26 jury selection process for a county that has adopted a plan under
27 Section [62.011](#) shall give the secretary of state notice not later

1 than the 90th day before the date the list is required. The list
2 furnished the county must be in a format, electronic or printed
3 copy, as requested by the county and must be certified by the
4 secretary of state stating that the list contains the names
5 required by Subsections (c) through (f), eliminating duplications.
6 The secretary of state shall furnish the list free of charge.

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

22 (i) The commissioners court may, instead of using the method
23 provided by Subsections (c) through (h), contract with another
24 governmental unit or a private person to combine the voter
25 registration list with the list created [~~furnished~~] by the office
26 of the secretary of state under Subsection (f) [~~Department of~~
27 ~~Public Safety~~]. Subsections (c) through (h) do not apply to a

1 county in which the commissioners court has contracted with another
2 governmental unit or a private person under this subsection. The
3 office of the secretary [~~Department~~] of state [~~Public Safety~~] may
4 not charge a fee for furnishing a list under this subsection. Each
5 list must contain the name, date of birth, address, county of
6 residence, and citizenship status of each person listed. If
7 practical, each list must contain any other information useful in
8 determining if the person is qualified to serve as a juror.

9 SECTION 79. Section 72.016, Government Code, is amended to
10 read as follows:

11 Sec. 72.016. NOTIFICATION PROCEDURE FOR JUDICIAL PRIVACY.
12 The director shall develop a procedure to regularly notify county
13 registrars, the office [~~Department~~] of the secretary of state
14 [~~Public Safety~~], the Texas Ethics Commission, and any other state
15 agency the office determines should be notified of the judges,
16 judges' spouses, and related family members whose personal
17 information must be kept from public records, as provided under
18 Sections 552.117 and 572.035 of this code, Sections 13.0021 and
19 15.0215, Election Code, and Section 521.121, Transportation Code.

20 SECTION 80. Section 411.0111, Government Code, is
21 transferred to Subchapter B, Chapter 405, Government Code,
22 redesignated as Section 405.024, Government Code, and amended to
23 read as follows:

24 Sec. 405.024 [~~411.0111~~]. PROVISION OF CERTAIN INFORMATION
25 TO COMPTROLLER. (a) Not later than June 1 of every fifth year, the
26 office of the secretary of state [~~department~~] shall provide to the
27 comptroller, for the purpose of assisting the comptroller in the

1 identification of persons entitled to unclaimed property reported
2 to the comptroller, the name, address, social security number, date
3 of birth, and driver's license or state identification number of
4 each person about whom the office of the secretary of state
5 [~~department~~] has such information in its records.

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

8 (c) The office of the secretary of state [~~department~~] shall
9 provide the information in the format prescribed by rule of the
10 comptroller.

11 SECTION 81. Section 411.082(2), Government Code, is amended
12 to read as follows:

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

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

23 (B) driving record information maintained by the
24 office of the secretary of state [~~department~~] under Subchapter C,
25 Chapter 521, Transportation Code.

26 SECTION 82. Section 411.174(b), Government Code, is amended
27 to read as follows:

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

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

4 (2) race and sex;

5 (3) residence and business addresses for the preceding
6 five years;

7 (4) hair and eye color;

8 (5) height and weight;

9 (6) driver's license number or identification
10 certificate number issued by the office of the secretary of state
11 [~~department~~];

12 (7) criminal history record information of the type
13 maintained by the department under this chapter, including a list
14 of offenses for which the applicant was arrested, charged, or under
15 an information or indictment and the disposition of the offenses;
16 and

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

19 (A) a drug or alcohol treatment center licensed
20 to provide drug or alcohol treatment under the laws of this state or
21 another state, but only if the treatment, commitment, or residence
22 occurred during the preceding five years; or

23 (B) a psychiatric hospital.

24 SECTION 83. Section 411.179(a), Government Code, is amended
25 to read as follows:

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

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

3 (2) a statement of the period for which the license is
4 effective;

5 (3) a photograph of the license holder;

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

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

12 (6) the number of a driver's license or an
13 identification certificate issued to the license holder by the
14 office of the secretary of state [~~department~~]; and

15 (7) the designation "VETERAN" if required under
16 Subsection (e).

17 SECTION 84. Section 411.205, Government Code, is amended to
18 read as follows:

19 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license
20 holder is carrying a handgun on or about the license holder's person
21 when a magistrate or a peace officer demands that the license holder
22 display identification, the license holder shall display both the
23 license holder's driver's license or identification certificate
24 issued by the office of the secretary of state [~~department~~] and the
25 license holder's handgun license.

26 SECTION 85. Sections 501.0165(a), (c), and (d), Government
27 Code, are amended to read as follows:

1 (a) Before discharging an inmate or releasing an inmate on
2 parole, mandatory supervision, or conditional pardon, the
3 department shall:

4 (1) determine whether the inmate has:

5 (A) a valid license issued under Chapter 521 or
6 522, Transportation Code; or

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

9 (2) if the inmate does not have a valid license or
10 certificate described by Subdivision (1), submit to the office
11 [~~Department~~] of the secretary of state [~~Public Safety~~] on behalf of
12 the inmate a request for the issuance of a personal identification
13 certificate under Chapter 521, Transportation Code.

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

1 (d) The department shall reimburse the office [~~Department~~
2 of the secretary of state [~~Public Safety~~] or the Department of State
3 Health Services for the actual costs incurred by those agencies in
4 performing responsibilities established under this section. The
5 department may charge an inmate for the actual costs incurred under
6 this section or the fees required by Section 521.421,
7 Transportation Code.

8 SECTION 86. Section 509.004(a), Government Code, is amended
9 to read as follows:

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

11 (1) keep financial and statistical records determined
12 necessary by the division;

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

15 (3) present data requested by the division as
16 necessary to determine the amount of state aid for which the
17 department is eligible;

18 (4) submit periodic financial audits and statistical
19 reports to the division; and

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

27 SECTION 87. Sections 531.02414(e) and (g), Government Code,

1 are amended to read as follows:

2 (e) The executive commissioner shall adopt rules to ensure
3 the safe and efficient provision of nonemergency transportation
4 services under this section. The rules must include:

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

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

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

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

24 (5) training requirements for motor vehicle operators
25 providing the services through a regional contracted broker,
26 including training on the following topics:

27 (A) passenger safety;

- 1 (B) passenger assistance;
- 2 (C) assistive devices, including wheelchair
- 3 lifts, tie-down equipment, and child safety seats;
- 4 (D) sensitivity and diversity;
- 5 (E) customer service;
- 6 (F) defensive driving techniques; and
- 7 (G) prohibited behavior by motor vehicle
- 8 operators.

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

17 SECTION 88. Section 531.1533, Government Code, is amended
18 to read as follows:

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

- 24 (1) an admission form that includes:
 - 25 (A) the parent's or guardian's:
 - 26 (i) name, address, and telephone number;
 - 27 (ii) driver's license number and state of

1 issuance or personal identification card number issued by the
2 office [~~Department~~] of the secretary of state [~~Public Safety~~]; and

3 (iii) place of employment and the
4 employer's address and telephone number; and

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

10 (i) driver's license number and state of
11 issuance or personal identification card number issued by the
12 office [~~Department~~] of the secretary of state [~~Public Safety~~]; and

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

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

17 (A) notify the institution in which the child is
18 placed of any changes to the information submitted under
19 Subdivision (1)(A); and

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

22 SECTION 89. Section [533.00258](#)(f), Government Code, is
23 amended to read as follows:

24 (f) The rules may not permit a motor vehicle operator to
25 provide nonmedical transportation services if the operator:

26 (1) has been convicted in the three-year period
27 preceding the issue date of the driving record obtained under

1 Subsection (e)(4) of:

2 (A) more than three offenses classified by the
3 office [~~Department~~] of the secretary of state [~~Public Safety~~] as
4 moving violations; or

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

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

8 (ii) reckless driving under Section
9 545.401, Transportation Code;

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

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

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

16 (A) driving while intoxicated under Section
17 49.04 or 49.045, Penal Code;

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

19 (C) a felony crime involving property damage;

20 (D) fraud;

21 (E) theft;

22 (F) an act of violence; or

23 (G) an act of terrorism; or

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

27 SECTION 90. Section 555.003, Government Code, is amended to

1 read as follows:

2 Sec. 555.003. EXCEPTION. This chapter does not apply to
3 files that relate to drivers of motor vehicles and that are
4 maintained by the office [~~Department~~] of the secretary of state
5 [~~Public Safety~~] under Subchapter C, Chapter 521, Transportation
6 Code.

7 SECTION 91. Section 12.013(b), Health and Safety Code, is
8 amended to read as follows:

9 (b) Based on the studies and investigations, the department
10 periodically shall recommend to the Department of Public Safety and
11 the office of the secretary of state appropriate policies,
12 standards, and procedures relating to those medical aspects.

13 SECTION 92. Section 12.092(b), Health and Safety Code, is
14 amended to read as follows:

15 (b) The medical advisory board shall assist:

16 (1) the office [~~Department~~] of the secretary of state
17 [~~Public Safety of the State of Texas~~] in determining whether ~~+~~

18 ~~(1)~~ an applicant for a driver's license or a license
19 holder is capable of safely operating a motor vehicle; and ~~or~~

20 (2) the Department of Public Safety in determining
21 whether an applicant for or holder of a license to carry a handgun
22 under the authority of Subchapter H, Chapter 411, Government Code,
23 or an applicant for or holder of a commission as a security officer
24 under Chapter 1702, Occupations Code, is capable of exercising
25 sound judgment with respect to the proper use and storage of a
26 handgun.

27 SECTION 93. Sections 12.095(a) and (c), Health and Safety

1 Code, are amended to read as follows:

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

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

19 SECTION 94. Section 12.096(a), Health and Safety Code, is
20 amended to read as follows:

21 (a) A physician licensed to practice medicine in this state
22 may inform the Department of Public Safety of the State of Texas,
23 the office of the secretary of state, or the medical advisory board,
24 orally or in writing, of the name, date of birth, and address of a
25 patient older than 15 years of age whom the physician has diagnosed
26 as having a disorder or disability specified in a rule of the
27 Department of Public Safety of the State of Texas or the office of

1 the secretary of state.

2 SECTION 95. Section 12.097, Health and Safety Code, is
3 amended to read as follows:

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

7 (1) are for the confidential use of the medical
8 advisory board, a panel, the office of the secretary of state, or
9 the Department of Public Safety of the State of Texas;

10 (2) are privileged information; and

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

13 (b) In a subsequent proceeding under Subchapter H, Chapter
14 411, Government Code, or Subchapter N, Chapter 521, Transportation
15 Code, the department may provide a copy of the report of the medical
16 advisory board or panel and a medical record or report relating to
17 an applicant or license holder to:

18 (1) the Department of Public Safety of the State of
19 Texas or the office of the secretary of state, as appropriate;

20 (2) the applicant or license holder; and

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

22 SECTION 96. Section 81.011, Health and Safety Code, is
23 amended to read as follows:

24 Sec. 81.011. REQUEST FOR INFORMATION. In times of
25 emergency or epidemic declared by the commissioner, the department
26 is authorized to request information pertaining to names, dates of
27 birth, and most recent addresses of individuals from the driver's

1 license records of the office [~~Department~~] of the secretary of
2 state [~~Public Safety~~] for the purpose of notification to
3 individuals of the need to receive certain immunizations or
4 diagnostic, evaluation, or treatment services for suspected
5 communicable diseases.

6 SECTION 97. Section 191.010, Health and Safety Code, is
7 amended to read as follows:

8 Sec. 191.010. DEATH INFORMATION FOR OFFICE OF SECRETARY
9 [~~DEPARTMENT~~] OF STATE [~~PUBLIC SAFETY~~]. (a) The department shall
10 implement an efficient and effective method to verify death
11 information to assist the office [~~Department~~] of the secretary of
12 state [~~Public Safety~~] with maintaining records of holders of
13 driver's licenses and personal identification certificates in this
14 state.

15 (b) The department shall enter into a memorandum of
16 understanding with the office [~~Department~~] of the secretary of
17 state [~~Public Safety~~] to implement this section. The memorandum of
18 understanding must include a mechanism for the department to
19 provide to the office [~~Department~~] of the secretary of state
20 [~~Public Safety~~] death information that includes unique
21 identifiers, including social security numbers, necessary to
22 accurately match death records with driver's license and personal
23 identification certificate records.

24 SECTION 98. Section 481.077(d), Health and Safety Code, is
25 amended to read as follows:

26 (d) Before selling, transferring, or otherwise furnishing
27 to a person in this state a chemical precursor subject to Subsection

1 (a), a manufacturer, wholesaler, retailer, or other person shall:

2 (1) if the recipient does not represent a business,
3 obtain from the recipient:

4 (A) the recipient's driver's license number or
5 other personal identification certificate number, date of birth,
6 and residential or mailing address, other than a post office box
7 number, from a driver's license or personal identification
8 certificate issued by the office of the secretary of state
9 [~~department~~] that contains a photograph of the recipient;

10 (B) the year, state, and number of the motor
11 vehicle license of the motor vehicle owned or operated by the
12 recipient;

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

15 (D) the recipient's signature; or

16 (2) if the recipient represents a business, obtain
17 from the recipient:

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

23 (B) the recipient's signature; and

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

26 SECTION 99. Section 481.080(e), Health and Safety Code, is
27 amended to read as follows:

1 (e) Before selling, transferring, or otherwise furnishing
2 to a person in this state a chemical laboratory apparatus subject to
3 Subsection (a), a manufacturer, wholesaler, retailer, or other
4 person shall:

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

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

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

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

18 (D) the recipient's signature; or

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

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

25 (B) the recipient's signature; and

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

1 SECTION 100. Section 485.032(c), Health and Safety Code, is
2 amended to read as follows:

3 (c) It is an affirmative defense to prosecution under this
4 section that:

5 (1) the person making the delivery is an adult having
6 supervisory responsibility over the person younger than 18 years of
7 age and:

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

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

13 (2) the person to whom the abusable volatile chemical
14 was delivered presented to the defendant an apparently valid Texas
15 driver's license or an identification certificate, issued by the
16 office [Department] of the secretary of state [Public Safety of the
17 State of Texas] and containing a physical description consistent
18 with the person's appearance, that purported to establish that the
19 person was 18 years of age or older.

20 SECTION 101. Sections 692A.002(11) and (15), Health and
21 Safety Code, are amended to read as follows:

22 (11) "Driver's license" means a license or permit
23 issued by the office [Department] of the secretary of state [Public
24 Safety] to operate a vehicle, whether or not conditions are
25 attached to the license or permit.

26 (15) "Identification card" means an identification
27 card issued by the office [Department] of the secretary of state

1 ~~[Public Safety]~~.

2 SECTION 102. Sections 692A.014(a) and (b), Health and
3 Safety Code, are amended to read as follows:

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

11 (b) A procurement organization must be allowed reasonable
12 access to information in the records of the office ~~[Department]~~ of
13 the secretary of state ~~[Public Safety]~~ to ascertain whether an
14 individual at or near death is a donor.

15 SECTION 103. Sections 692A.020(a), (d), (e), (f), (g), (h),
16 (i), and (m), Health and Safety Code, are amended to read as
17 follows:

18 (a) A nonprofit organization designated by the office
19 ~~[Department]~~ of the secretary of state ~~[Public Safety]~~ shall
20 maintain and administer a statewide donor registry, to be known as
21 the Glenda Dawson Donate Life-Texas Registry.

22 (d) The office ~~[Department]~~ of the secretary of state
23 ~~[Public Safety]~~ at least monthly shall electronically transfer to
24 the nonprofit organization administering the registry the name,
25 date of birth, driver's license number, most recent address, and
26 any other relevant information in the possession of the office
27 ~~[Department]~~ of the secretary of state ~~[Public Safety]~~ for any

1 person who indicates on the person's driver's license application
2 under Section 521.401, Transportation Code, that the person would
3 like to make an anatomical gift.

4 (e) The nonprofit organization administering the registry
5 shall:

6 (1) make information obtained from the office
7 [~~Department~~] of the secretary of state [~~Public Safety~~] under
8 Subsection (d) available to procurement organizations;

9 (2) allow potential donors to submit information in
10 writing directly to the organization for inclusion in the
11 Internet-based registry;

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

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

19 (f) Except as otherwise provided by Subsection (e)(3) or
20 this subsection, the office [~~Department~~] of the secretary of state
21 [~~Public Safety~~], the nonprofit organization administering the
22 registry, or a procurement organization may not sell, rent, or
23 otherwise share any information provided to the Internet-based
24 registry. A procurement organization may share any information
25 provided to the registry with an organ procurement organization or
26 a health care provider or facility providing medical care to a
27 potential donor as necessary to properly identify an individual at

1 the time of donation.

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

11 (h) In each office authorized to issue driver's licenses or
12 personal identification certificates, the office [~~Department~~] of
13 the secretary of state [~~Public Safety~~] shall make available
14 educational materials developed by the nonprofit organization
15 administering the registry.

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

27 (1) maintaining, operating, and updating the

1 Internet-based registry and establishing procedures for an
2 individual to be added to the registry;

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

5 (3) providing education under this chapter.

6 (m) The nonprofit organization administering the registry
7 may:

8 (1) implement a training program for all appropriate
9 office [~~Department~~] of the secretary of state [~~Public Safety~~] and
10 Texas Department of Transportation employees on the benefits of
11 organ, tissue, and eye donation and the procedures for individuals
12 to be added to the Internet-based registry; and

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

15 SECTION 104. Section [841.0822](#), Health and Safety Code, is
16 amended to read as follows:

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

21 (1) the office [~~Department~~] of the secretary of state
22 [~~Public Safety~~] issues a personal identification card to the
23 person; and

24 (2) the person completes an application for the
25 following federal benefits, as appropriate, for which the person
26 may be eligible:

27 (A) social security benefits, including

1 disability benefits, administered by the United States Social
2 Security Administration; and

3 (B) veterans benefits administered by the United
4 States Department of Veterans Affairs.

5 SECTION 105. Sections 841.153(a), (c), and (d), Health and
6 Safety Code, are amended to read as follows:

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

11 (1) determine whether the person has:

12 (A) a valid license issued under Chapter 521 or
13 522, Transportation Code; or

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

16 (2) if the person does not have a valid license or
17 certificate described by Subdivision (1), submit to the office
18 [~~Department~~] of the secretary of state [~~Public Safety~~] on behalf of
19 the person a request for the issuance of a personal identification
20 certificate under Chapter 521, Transportation Code.

21 (c) The office, the office [~~Department~~] of the secretary of
22 state [~~Public Safety~~], and the vital statistics unit of the
23 Department of State Health Services by rule shall adopt a
24 memorandum of understanding that establishes their respective
25 responsibilities with respect to the issuance of a personal
26 identification certificate to a committed person, including
27 responsibilities related to verification of the person's identity.

1 The memorandum of understanding must require the Department of
2 State Health Services to electronically verify the birth record of
3 a committed person whose name and any other personal information is
4 provided by the office and to electronically report the recorded
5 filing information to the office [~~Department~~] of the secretary of
6 state [~~Public Safety~~] to validate the identity of a committed
7 person under this section.

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

15 SECTION 106. Section 23.002, Human Resources Code, is
16 amended to read as follows:

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

- 19 (1) the Parks and Wildlife Department; and
20 (2) the office [~~Department~~] of the secretary of state
21 [~~Public Safety of the State of Texas~~].

22 SECTION 107. Section 133.124, Local Government Code, is
23 amended to read as follows:

24 Sec. 133.124. ALLOCATION OF FEES TO TRANSPORTATION
25 ADMINISTRATIVE FEE ACCOUNT. The transportation administrative fee
26 account is an account in the general revenue fund. The account
27 consists of money allocated to the account under Section

1 133.102(e). Money in the account may be appropriated only to the
2 office [~~Department~~] of the secretary of state [~~Public Safety~~] to
3 defray the administrative costs associated with implementing
4 Chapter 706, Transportation Code.

5 SECTION 108. Section 1805.051(d), Occupations Code, is
6 amended to read as follows:

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

8 (1) the proposed seller's driver's license number or
9 office [~~Department~~] of the secretary of state [~~Public Safety~~]
10 identification card number, as recorded by the dealer on physical
11 presentation of the license or identification card by the seller;

12 (2) a complete and accurate description of each
13 business machine, including its serial number or other identifying
14 marks or symbols;

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

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

21 SECTION 109. Section 1805.052(b), Occupations Code, is
22 amended to read as follows:

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

25 (1) the name and address of the seller of the business
26 machine;

27 (2) a complete and accurate description of the

1 business machine for which the report is made, including the serial
2 number or other identifying marks or symbols;

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

5 (4) the seller's driver's license number or office
6 ~~[Department]~~ of the secretary of state ~~[Public Safety]~~
7 identification card number, as recorded by the dealer on physical
8 presentation of the license or identification card by the seller.

9 SECTION 110. Section 1956.001(8), Occupations Code, is
10 amended to read as follows:

11 (8) "Personal identification document" means:

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

14 (B) a United States military identification
15 card; or

16 (C) a personal identification certificate issued
17 by the office of the secretary of state ~~[department]~~ under Section
18 521.101, Transportation Code, or a corresponding card or
19 certificate issued by another state.

20 SECTION 111. Section 1956.062(c), Occupations Code, is
21 amended to read as follows:

22 (c) The dealer shall record the proposed seller's driver's
23 license number or ~~[department]~~ personal identification certificate
24 number on physical presentation of the license or personal
25 identification certificate by the seller. The record must
26 accompany the list.

27 SECTION 112. Section 2033.017(f), Occupations Code, is

1 amended to read as follows:

2 (f) It is an affirmative defense to prosecution of an
3 offense under Subsection (a) that the minor falsely represented the
4 minor's age by displaying to the person an apparently valid Texas
5 driver's license or identification card issued by the office
6 ~~[Department]~~ of the secretary of state ~~[Public Safety]~~ that
7 contains a physical description consistent with the minor's
8 appearance.

9 SECTION 113. Section 2402.107(b), Occupations Code, is
10 amended to read as follows:

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

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

17 (A) more than three offenses classified by the
18 office ~~[Department]~~ of the secretary of state ~~[Public Safety]~~ as
19 moving violations; or

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

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

23 (ii) reckless driving under Section
24 545.401, Transportation Code;

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

27 (iv) driving with an invalid driver's

1 license under Section 521.457, Transportation Code;

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

4 (A) driving while intoxicated under Section
5 49.04 or 49.045, Penal Code;

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

7 (C) a felony crime involving property damage;

8 (D) fraud;

9 (E) theft;

10 (F) an act of violence; or

11 (G) an act of terrorism; or

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

15 SECTION 114. Sections 11.43(f) and (m), Tax Code, are
16 amended to read as follows:

17 (f) The comptroller, in prescribing the contents of the
18 application form for each kind of exemption, shall ensure that the
19 form requires an applicant to furnish the information necessary to
20 determine the validity of the exemption claim. The form must
21 require an applicant to provide the applicant's name and driver's
22 license number, personal identification certificate number, or
23 social security account number. If the applicant is a charitable
24 organization with a federal tax identification number, the form
25 must allow the applicant to provide the organization's federal tax
26 identification number in lieu of a driver's license number,
27 personal identification certificate number, or social security

1 account number. The comptroller shall include on the forms a notice
2 of the penalties prescribed by Section 37.10, Penal Code, for
3 making or filing an application containing a false statement. The
4 comptroller shall include, on application forms for exemptions that
5 do not have to be claimed annually, a statement explaining that the
6 application need not be made annually and that if the exemption is
7 allowed, the applicant has a duty to notify the chief appraiser when
8 the applicant's entitlement to the exemption ends. In this
9 subsection:

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

12 (2) "Personal identification certificate" means a
13 certificate issued by the office [~~Department~~] of the secretary of
14 state [~~Public Safety~~] under Subchapter E, Chapter 521,
15 Transportation Code.

16 (m) Notwithstanding Subsections (a) and (k), a person who
17 receives an exemption under Section 11.13, other than an exemption
18 under Section 11.13(c) or (d) for an individual 65 years of age or
19 older, in a tax year is entitled to receive an exemption under
20 Section 11.13(c) or (d) for an individual 65 years of age or older
21 in the next tax year on the same property without applying for the
22 exemption if the person becomes 65 years of age in that next year as
23 shown by:

24 (1) information in the records of the appraisal
25 district that was provided to the appraisal district by the
26 individual in an application for an exemption under Section 11.13
27 on the property or in correspondence relating to the property; or

1 (2) the information provided by the office [~~Texas~~
2 ~~Department~~] of the secretary of state [~~Public Safety~~] to the
3 appraisal district under Section 521.049, Transportation Code.

4 SECTION 115. The following laws are repealed:

5 (1) Article 102.022(a), Code of Criminal Procedure;

6 (2) Section 20.066(b), Election Code; and

7 (3) Section 411.0085, Government Code.

8 SECTION 116. (a) This section applies to the following
9 duties of the office of the secretary of state, as transferred by
10 this Act:

11 (1) the issuance of driver's licenses under Chapters
12 521 and 522, Transportation Code;

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

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

17 (4) the registration of voters during the issuance or
18 renewal of a driver's license or personal identification
19 certificate.

20 (b) The Department of Public Safety shall contract with an
21 institution of higher education, as defined by Section 61.003,
22 Education Code, to conduct a study on the most effective use of
23 available state and county resources, including personnel,
24 property, and technology resources potentially available through
25 the adoption of intergovernmental agreements, to perform the duties
26 described by Subsection (a) of this section, prioritizing:

27 (1) customer service satisfaction, including reducing

1 wait times for customers to be issued driver's licenses, personal
2 identification certificates, and election identification
3 certificates;

4 (2) accessibility for citizens of this state,
5 including citizens residing in rural areas of this state, to
6 facilities performing the duties described by Subsection (a) of
7 this section; and

8 (3) administrative efficiency and cost savings.

9 (c) Not later than September 1, 2021, the Department of
10 Public Safety shall begin the process of advertising or otherwise
11 soliciting bids, proposals, offers, or qualifications for a
12 contract with an institution of higher education, as defined by
13 Section 61.003, Education Code, to conduct the study required by
14 Subsection (b) of this section.

15 (d) Not later than March 1, 2022, the institution of higher
16 education with which the Department of Public Safety contracts
17 under Subsection (b) of this section shall submit to the department
18 and the office of the secretary of state a report on the results of
19 the study conducted under Subsection (b) of this section and any
20 recommendations based on the study.

21 (e) The Department of Public Safety, the office of the
22 secretary of state, and the county tax assessor-collectors in this
23 state shall assist and provide input in the study conducted under
24 Subsection (b) of this section.

25 SECTION 117. (a) Effective January 1, 2023, the powers and
26 duties of the Department of Public Safety with regard to driver's
27 licenses, personal identification certificates, and other

1 miscellaneous programs, powers, and duties are transferred to the
2 office of the secretary of state in accordance with this Act.

3 (b) Effective January 1, 2023, all rules of the Department
4 of Public Safety relating to driver's licenses, personal
5 identification certificates, and other miscellaneous programs,
6 powers, and duties are continued in effect as rules of the office of
7 the secretary of state until superseded by a rule of the office of
8 the secretary of state. A license or certification issued by the
9 Department of Public Safety relating to driver's licenses, personal
10 identification certificates, and other miscellaneous programs,
11 powers, and duties is continued in effect as provided by the law in
12 effect immediately before the effective date of this Act. A
13 complaint, investigation, contested case, or other proceeding
14 relating to driver's licenses, personal identification
15 certificates, and other miscellaneous programs, powers, and duties
16 that is pending on the effective date of this Act is continued
17 without change in status after the effective date of this Act. An
18 activity conducted by the Department of Public Safety relating to
19 driver's licenses, personal identification certificates, and other
20 miscellaneous programs, powers, and duties is considered to be an
21 activity conducted by the office of the secretary of state.

22 (c) On September 1, 2021, or as soon as is possible after
23 that date, the public safety director of the Department of Public
24 Safety shall adopt a comprehensive plan to ensure the smooth
25 transition of all programs operated by the Department of Public
26 Safety relating to driver's licenses, personal identification
27 certificates, and other miscellaneous programs, powers, and duties

1 before January 1, 2023, from the Department of Public Safety to the
2 office of the secretary of state.

3 (d) As soon as practicable after the Department of Public
4 Safety and the office of the secretary of state receive the report
5 on the study conducted under Section 116 of this Act, the Department
6 of Public Safety and the office of the secretary of state shall
7 establish a work group to evaluate and revise, if necessary, the
8 comprehensive plan under Subsection (c) of this section to reflect
9 the recommendations made in the report that would provide for the
10 smooth transition of the programs described by that subsection.

11 SECTION 118. Effective January 1, 2023:

12 (1) all money, contracts, leases, rights, property,
13 records, and bonds and other obligations of the Department of
14 Public Safety relating to driver's licenses, personal
15 identification certificates, and other miscellaneous programs,
16 powers, and duties are transferred to the office of the secretary of
17 state; and

18 (2) an employee of the Department of Public Safety
19 Driver License Division and any employee of the Department of
20 Public Safety who primarily performs duties related to a power or
21 duty transferred under this Act become employees of the office of
22 the secretary of state.

23 SECTION 119. (a) The unobligated and unexpended balance of
24 any appropriations made to the Department of Public Safety in
25 connection with or relating to driver's licenses, personal
26 identification certificates, or other programs, powers, or duties
27 transferred under this Act, for the state fiscal biennium ending

1 August 31, 2023, is transferred to the office of the secretary of
2 state for the purpose of implementing the powers, duties,
3 obligations, and rights of action transferred to that department
4 under this Act.

5 (b) The Department of Public Safety shall continue, as
6 necessary, to perform the duties and functions being transferred to
7 the office of the secretary of state until the transfer of agency
8 duties and functions is complete.

9 SECTION 120. (a) The secretary of state and the Public
10 Safety Commission shall enter into or revise a joint memorandum of
11 understanding to coordinate the office of the secretary of state's
12 and the Department of Public Safety's information systems to allow
13 for the sharing of information so that each entity may effectively
14 and efficiently perform the functions and duties assigned to it.
15 Neither the office of the secretary of state nor the Department of
16 Public Safety may impose or collect a fee or charge in connection
17 with the sharing of information under the joint memorandum of
18 understanding entered into or revised under this section.

19 (b) The office of the secretary of state and the Department
20 of Public Safety shall implement the joint memorandum of
21 understanding using existing personnel and resources.

22 (c) Otherwise confidential information shared under the
23 memorandum of understanding remains subject to the same
24 confidentiality requirements and legal restrictions on access to
25 the information that are imposed by law on the entity that
26 originally obtained or collected the information.

27 (d) Information may be shared under the memorandum of

1 understanding without the consent of the person who is the subject
2 of the information.

3 SECTION 121. (a) In addition to the memorandum of
4 understanding required by this Act, the secretary of state and the
5 Public Safety Commission may enter into or revise one or more other
6 joint memoranda of understanding necessary to effect the transfer
7 of the powers and duties of the Department of Public Safety to the
8 office of the secretary of state under this Act. A memorandum of
9 understanding may include an agreement for the provision of office
10 space, utilities, and other facility services; the need for
11 full-time equivalent positions of the Department of Public Safety
12 to provide support services in addition to the positions
13 transferred to the office of the secretary of state under this Act;
14 other support services; and the transfer of information technology
15 as necessary or appropriate to effect the transfer of the powers and
16 duties of the Department of Public Safety to the office of the
17 secretary of state.

18 (b) Subsections (b), (c), and (d) of Section 120 of this Act
19 apply to a memorandum of understanding entered into or revised
20 under Subsection (a) of this section.

21 SECTION 122. An employee of the office of the secretary of
22 state employed by the office before the effective date of this Act
23 may not be transferred to perform the duties described by Section
24 116(a) of this Act. Only full-time equivalent positions for which
25 the 87th Legislature made appropriations to the office for the
26 purpose of administering those duties in S.B. No. 1 (General
27 Appropriations Act) or similar legislation of the 87th Legislature,

1 Regular Session, 2021, may perform those duties.

2 SECTION 123. As soon as practicable after the effective
3 date of this Act, the secretary of state shall adopt rules as
4 necessary to implement Section 521.009, Transportation Code, as
5 amended by this Act.

6 SECTION 124. To the extent of any conflict, this Act
7 prevails over another Act of the 87th Legislature, Regular Session,
8 2021, relating to nonsubstantive additions to and corrections in
9 enacted codes.

10 SECTION 125. This Act takes effect immediately if it
11 receives a vote of two-thirds of all the members elected to each
12 house, as provided by Section 39, Article III, Texas Constitution.
13 If this Act does not receive the vote necessary for immediate
14 effect, this Act takes effect September 1, 2021.