

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Guillen

H.B. No. 3647

A BILL TO BE ENTITLED

AN ACT

relating to the imposition by the Department of Public Safety of administrative and civil consequences for certain criminal convictions.

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

SECTION 1. Section 521.042, Transportation Code, is amended by adding Subsections (f) and (g) to read as follows:

(f) Except as provided by Subsection (g), the department may not consider a record of a conviction of a license holder that is received by the department after the first anniversary of the date of the conviction in a decision to impose an enforcement action against the license holder, including a decision to suspend, revoke, or deny renewal of the license holder's driver's license.

(g) The department may consider a record of a conviction of a license holder that is received by the department after the first anniversary of the date of the conviction in a decision to impose an enforcement action against the license holder if:

(1) the license holder:

(A) is a commercial driver's license holder or was a commercial driver's license holder at the time of the offense;

(B) was operating a commercial motor vehicle at the time of the offense; or

(C) was operating a motor vehicle and transporting a hazardous material at the time of the offense; or

H.B. No. 3647

1                    (2) the conviction is for an offense under Chapter 49,  
2 Penal Code.

3                    SECTION 2. This Act takes effect September 1, 2023.

ADOPTED

MAY 12 2023

FLOOR AMENDMENT NO. 1

*Lately Law*  
Secretary of the Senate

BY:

*Maya LaMont*

1 Amend H.B. No. 3647 (senate committee report) in SECTION 1 of  
2 the bill, in added Section 521.042(f), Transportation Code (page 1,  
3 line 27), between "Subsection (g)" and the underlined comma, by  
4 inserting "and Chapter 706".

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 12, 2023**

**TO:** Honorable Dade Phelan, Speaker of the House, House of Representatives

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3647** by Guillen (Relating to the imposition by the Department of Public Safety of administrative and civil consequences for certain criminal convictions.), **As Passed 2nd House**

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|---|
| <b>No significant fiscal implication to the State is anticipated.</b> |
|---|

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JMc, CMA, SMAT, DDeI, KFB, DA

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 5, 2023**

**TO:** Honorable Bryan Hughes, Chair, Senate Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3647** by Guillen (Relating to the imposition by the Department of Public Safety of administrative and civil consequences for certain criminal convictions.), **As Engrossed**

|   |
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| <b>No significant fiscal implication to the State is anticipated.</b> |
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It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JMc, SMAT, DDel, KFB, DA

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**March 27, 2023**

**TO:** Honorable Ryan Guillen, Chair, House Committee on Homeland Security & Public Safety

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3647** by Guillen (Relating to the imposition by the Department of Public Safety of administrative and civil consequences for certain criminal convictions.), **As Introduced**

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|---|
| <b>No significant fiscal implication to the State is anticipated.</b> |
|---|

It is assumed that any costs associated with the bill could be absorbed using existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JMc, DDel, KFB, DA