| **House Bill 3647**  Senate Amendments  Section-by-Section Analysis | | |
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| HOUSE VERSION | SENATE VERSION (IE) | CONFERENCE |
| 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  (2) the conviction is for an offense under Chapter 49, Penal Code. | 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) and Chapter 706, 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. [FA1]  (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  (2) the conviction is for an offense under Chapter 49, Penal Code. |  |
| SECTION 2. This Act takes effect September 1, 2023. | SECTION 2. Same as House version. |  |