

All Prefiled Amendments for: SB 604

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**Canales**

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Amendment	861648
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**Fierro**

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Amendment	861669
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**Minjarez**

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Amendment	861650
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**Paddie**

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Amendment	861652
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**The following 4 amendments were  
published on 5/13/19 10:21 AM**



2019 MAY 13 AM 8:19

FLOOR AMENDMENT NO. \_\_\_\_\_ BY: \_\_\_\_\_  
HOUSE OF REPRESENTATIVES

*Terry Caudles*  
Terry Caudles

1 Amend C.S.S.B. No. 604 (house committee report) as follows:

2 (1) On page 6, strike lines 3-4, and substitute the

3 following:

4 (1) Section 2110.002(c), Government Code;

5 (2) Section 2301.612, Occupations Code; and

6 (3) Section 1001.031(a-1), Transportation Code.

7 (2) Add the following appropriately numbered SECTION to

8 ARTICLE 1 of the bill and renumber subsequent SECTIONS of the

9 ARTICLE accordingly:

10 SECTION 1.\_\_\_\_. Chapter 1004, Transportation Code, is

11 amended by adding Section 1004.003 to read as follows:

12 Sec. 1004.003. CONFIDENTIALITY OF INFORMATION RELATED TO

13 INVESTIGATIONS. Except as necessary to comply with Section

14 2301.202, Occupations Code, information obtained during an

15 investigation of a person regulated under Chapter 2301 or 2302,

16 Occupations Code, or Chapter 503 or 643 of this code is confidential

17 and not subject to disclosure under Chapter 552, Government Code,

18 until the investigation is dismissed or finally resolved.



2019 MAY 13 AM 9:50

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. \_\_\_\_\_ BY: Mingare

1 Amend C.S.S.B. No. 604 (house committee report) by adding the  
2 following appropriately numbered SECTION to the bill and  
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION \_\_\_\_\_. Section 502.402, Transportation Code, is  
5 amended by amending Subsections (a), (b-1), and (e) and adding  
6 Subsections (e-1), (e-2), (e-3), and (e-4) to read as follows:

7 (a) This section applies only to:

8 (1) a county that:

9 (A) borders the United Mexican States; and

10 (B) has a population of more than 250,000; ~~and~~

11 (2) a county that has a population of more than 190,000  
12 ~~[1.5 million]~~ that is coterminous with a regional mobility  
13 authority;

14 (3) a county that is part of a regional mobility  
15 authority that includes two or more counties, at least one of which  
16 borders the United Mexican States;

17 (4) a county with a population of less than 500,000  
18 that is part of a regional mobility authority in which a county with  
19 a population of more than one million is also located; and

20 (5) a county:

21 (A) that has a population of more than 320,000;

22 (B) that does not border the United Mexican  
23 States; and

24 (C) in which a port authority is authorized to  
25 issue permits for oversize or overweight vehicles under Chapter  
26 623.

27 (b-1) A ~~[The]~~ commissioners court ~~[of a county described by~~  
28 ~~Subsection (a) with a population of less than 700,000]~~ may increase  
29 the additional fee to an amount that does not exceed \$20 if approved

1 by a majority of the qualified voters of the county voting on the  
2 issue at a referendum election, which the commissioners court may  
3 order and hold for that purpose. This subsection applies only to a  
4 county:

5 (1) described by Subsection (a)(1) with a population  
6 of less than 700,000 or more than 800,000;

7 (2) described by Subsection (a)(2) with a population  
8 of more than 1.5 million; or

9 (3) described by Subsection (a)(5).

10 (e) The additional fee shall be collected for a vehicle when  
11 other fees imposed under this chapter are collected.

12 (e-1) Fee [The fee] revenue collected under this section may  
13 be used only [shall be sent to a regional mobility authority located  
14 in the county] to fund long-term transportation projects [in the  
15 county] that are:

16 (1) located in:

17 (A) the county; or

18 (B) another county participating in the regional  
19 mobility authority, to the extent authorized by Section 52, Article  
20 III, Texas Constitution; and

21 (2) consistent with the purposes specified by Section  
22 7-a, Article VIII, Texas Constitution.

23 (e-2) This subsection applies only to a county described by  
24 Subsections (a)(1)-(4). Fee revenue collected under this section  
25 shall be sent to a regional mobility authority of which the county,  
26 or a municipality in the county, is a part.

27 (e-3) This subsection applies only to a county described by  
28 Subsection (a)(1) with a population of more than 800,000. In  
29 addition to the requirements of Subsection (e-1), additional fee  
30 revenue collected under Subsection (b-1) may be used only for  
31 projects that are included in a plan approved by the metropolitan

1 planning organization that serves the county.

2       (e-4) This subsection applies only to a county described by  
3 Subsection (a)(5). Fee revenue collected under this section shall  
4 be sent to a regional mobility authority of which the county is a  
5 part. If there is no regional mobility authority located in the  
6 county, fee revenue collected under this section shall be used by  
7 the county.



FLOOR AMENDMENT NO. \_\_\_\_\_

2019 MAY 13 AM 9:56

*Raddie*

HOUSE OF REPRESENTATIVES

1 Amend C.S.S.B. No. 604 (house committee printing) by adding  
2 the following appropriately numbered ARTICLE to the bill and  
3 renumbering subsequent ARTICLES and SECTIONS of the bill  
4 accordingly:

5 ARTICLE \_\_. DIGITAL LICENSE PLATES

6 SECTION \_\_.01. Chapter 504, Transportation Code, is amended  
7 by adding Subchapter B-1 to read as follows:

8 SUBCHAPTER B-1. DIGITAL LICENSE PLATES

9 Sec. 504.151. DEFINITIONS. In this subchapter:

10 (1) "Digital license plate" means an electronic display  
11 that is designed to:

12 (A) display the information required to be  
13 included on a physical license plate; and

14 (B) be placed on the rear of a vehicle registered  
15 under Chapter 502 in lieu of a physical license plate issued under  
16 this chapter.

17 (2) "Digital license plate provider" means a person  
18 engaged in the business of providing digital license plate hardware  
19 and services to vehicle owners, including the sale or lease of and  
20 issuance of digital license plates.

21 Sec. 504.152. APPLICABILITY OF OTHER LAW. Except as  
22 otherwise provided by this subchapter or a rule adopted under this  
23 subchapter, a digital license plate issued under this subchapter  
24 is subject to the laws of this state applicable to a physical  
25 license plate.

26 Sec. 504.153. RULES. The board shall adopt rules as  
27 necessary to implement and administer this subchapter.

28 Sec. 504.154. DIGITAL LICENSE PLATES AUTHORIZED. (a) The  
29 board by rule shall allow a vehicle registered under Chapter 502

1 to be equipped with a digital license plate that is placed on the  
2 rear of the vehicle in lieu of a physical license plate issued  
3 under this chapter. The rule must require the owner of a vehicle  
4 issued a digital license plate to obtain a physical license plate  
5 to be placed on the front of the vehicle unless the vehicle is of  
6 a class of vehicles that is not required to display two license  
7 plates, as provided by other law.

8 (b) The department may contract with digital license plate  
9 providers for the issuance of digital license plates, including  
10 any services related to the issuance of digital license plates.

11 (c) Notwithstanding any other law, a rule adopted under this  
12 subchapter may:

13 (1) authorize the display of the vehicle's registration  
14 insignia on a digital license plate issued for the vehicle in lieu  
15 of attaching the registration insignia to the inside of the  
16 vehicle's windshield as required by Section 502.059;

17 (2) establish a fee in an amount necessary to cover any  
18 administrative costs incurred that relate to the issuance of a  
19 digital license plate and exceed the administrative costs incurred  
20 for the issuance of a physical license plate; or

21 (3) prohibit a digital license plate provider from  
22 contracting with the department under Subchapter J.

23 Sec. 504.155. DIGITAL LICENSE PLATES REQUIREMENTS AND

24 PERMISSIVE FUNCTIONALITY. (a) The board by rule shall set the  
25 specifications and requirements for digital license plates,  
26 including requirements for the placement of digital license  
27 plates. The design of and information displayed on a digital  
28 license plate must be approved by the department.

29 (b) A digital license plate issued under this subchapter  
30 must:

31 (1) meet the specifications and requirements adopted

1 under Subsection (a);

2 (2) include the information required to be included on  
3 a physical license plate and legibly display that information at  
4 all times and in all light conditions, provided that the license  
5 plate may display the information in a smaller typeface when the  
6 vehicle is parked; and

7 (3) have wireless connectivity capability.

8 (c) In adopting rules under Subsection (a), the board shall  
9 consult with the Department of Public Safety. Except as otherwise  
10 provided by this subsection and Section 2001.036, Government Code,  
11 a rule adopted under Subsection (a) takes effect on the 31st day  
12 after the date on which the rule is filed in the office of the  
13 secretary of state. A rule adopted under Subsection (a) does not  
14 take effect if, not later than the 30th day after the date on which  
15 the rule is filed in the office of the secretary of state, the  
16 public safety director of the Department of Public Safety submits  
17 to the office of the secretary of state written notification  
18 invalidating the rule.

19 (d) A rule adopted under this subchapter may:

20 (1) authorize the use of a digital license plate for  
21 electronic toll collection or to display a parking permit; or

22 (2) establish procedures for displaying on a digital  
23 license plate:

24 (A) an emergency alert or other public safety  
25 alert issued by a governmental entity, including an alert  
26 authorized under Subchapter L, M, or P, Chapter 411, Government  
27 Code;

28 (B) vehicle manufacturer safety recall notices;

29 (C) static logo displays, including unique  
30 displays for fleet vehicles; or

31 (D) advertising approved by the department.

1       Sec. 504.156. DIGITAL LICENSE PLATE PROVIDER POWERS AND  
2 DUTIES. A digital license plate provider with whom the department  
3 contracts under Section 504.154:

4           (1) shall maintain an inventory of the digital license  
5 plates issued by the provider in this state;

6           (2) shall make available a digital version of each  
7 specialty license plate authorized by this chapter, other than  
8 personalized license plates authorized for marketing and sale  
9 under Subchapter J, provided that:

10           (A) each issuance of a specialty license plate  
11 with restricted distribution, including a license plate authorized  
12 under Subchapter C, D, E, or F, must be approved by the department;  
13 and

14           (B) the provider shall remit to the department in  
15 the manner prescribed by the department all money:

16                   (i) payable to the department; or

17                   (ii) required to be used or deposited in the  
18 manner prescribed by the law establishing the license plate;

19           (3) may contract with the private vendor under  
20 Subchapter J to make available a digital version of a personalized  
21 license plate authorized for marketing and sale under that  
22 subchapter, provided that the contract shall conform with any  
23 applicable requirements of Subchapter J and the terms of the  
24 private vendor's contract with the department;

25           (4) shall, if a digital license plate displays a  
26 registration insignia as authorized by a rule adopted under Section  
27 504.154(c)(1), promptly update the display of the registration  
28 insignia to reflect the current registration period for the vehicle  
29 and, on request of the department, suspend the display of the  
30 registration insignia or indicate on the license plate that the  
31 registration insignia for the vehicle is expired;

1           (5) may provide any service related to the issuance of  
2 a digital license plate that is authorized by board rule, including  
3 the sale, lease, and installation of and customer service for a  
4 digital license plate; and

5           (6) may charge a fee, payable in installments, for the  
6 issuance of a digital license plate or any additional services  
7 provided by the provider for that license plate.

8           Sec. 504.157. DEFENSE TO PROSECUTION OF CERTAIN OFFENSES.

9 It is a defense to prosecution of an offense involving the  
10 operation of a motor vehicle and relating to the placement of a  
11 license plate or the display of a registration insignia that the  
12 vehicle was operated in compliance with rules issued under this  
13 subchapter governing the placement of a digital license plate or  
14 the display of a registration insignia on a digital license plate,  
15 as applicable.

16           SECTION .02. Not later than December 31, 2019, the board of  
17 the Texas Department of Motor Vehicles shall adopt the rules  
18 required by Subchapter B-1, Chapter 504, Transportation Code, as  
19 added by this Act, and any other rules necessary to implement and  
20 administer that subchapter.



FLOOR AMENDMENT NO. \_\_\_\_\_

BY: Paddie

2019 MAY 13 AM 9:57

HOUSE OF REPRESENTATIVES

1 Amend C.S.S.B. No. 604 (house committee report) as follows:

2 (1) Strike SECTION 2.12 of the bill (page 13, lines 4-14).

3 (2) Add the following appropriately numbered SECTIONS to  
4 ARTICLE 2 of this bill and renumber SECTIONS of the ARTICLE  
5 accordingly:

6 SECTION 2.\_\_. Subchapter B, Chapter 503, Transportation Code,  
7 is amended by adding Section 503.0296 to read as follows:

8 Sec. 503.0296. INDEPENDENT MOTOR VEHICLE DEALER EDUCATION AND  
9 TRAINING REQUIREMENT. (a) The department by rule shall require  
10 that an applicant for an original or renewal general distinguishing  
11 number who proposes to be an independent motor vehicle dealer  
12 complete web-based education and training developed by the  
13 department. The education and training must include information on  
14 the laws and board rules applicable to an independent motor vehicle  
15 dealer, including the consequences of violating those laws and  
16 rules.

17 (b) An applicant described by Subsection (a) who satisfies  
18 the education and training required under this section is not  
19 required to complete additional education and training under this  
20 section for the subsequent renewal of the applicant's general  
21 distinguishing number.

22 SECTION 2.\_\_. As soon as practicable after the effective date  
23 of this Act, the Texas Department of Motor Vehicles shall adopt  
24 rules as required by Section 503.0296, Transportation Code, as  
25 added by this Act.

**The following amendment was  
published on 5/15/19 10:49 AM**

