

BILL ANALYSIS

Senate Research Center
76R13162 WP-D

H.B. 707
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State Affairs
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Engrossed

DIGEST

Currently, Section 548.605, Transportation Code, does not clarify the meaning of the term “working day.” In addition, current law authorizes a court to dismiss a charge pertaining to driving with an expired license, provided that the driver has met certain conditions and authorizes the court to assess an administrative fee not to exceed \$10 when the charge of driving with an expired inspection certificate has been remedied. C.S.H.B. 707 would define “working day” and requires a court to dismiss a charge of driving with an expired inspection certificate provided that the defendant obtains a new inspection certificate within 10 working days and the inspection certificate has not been expired for more than 60 days. This bill also would require a court to assess an administrative fee not to exceed \$10 when the charge of driving with an expired inspection certificate has been remedied. It would authorize the court to dismiss a charge of driving with an expired inspection certificate that has been expired for more than 60 days.

PURPOSE

H.B. 707 would amend regulations regarding dismissal of an inspection certificate violation.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 548.605, Transportation Code, as follows:

Sec. 548.605. DISMISSAL OF CHARGE; ADMINISTRATIVE FEE. Defines “working day” as any day other than a Saturday, a Sunday, or a holiday on which county offices are closed. Requires, rather than authorizes, a court to dismiss a charge of driving with an expired inspection certificate if the inspection certificate has not been expired for more than 60 days. Authorizes the court to dismiss a charge of driving with an expired inspection certificate that has been expired for more than 60 days, notwithstanding Subsection (b). Makes conforming changes.

SECTION 2. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 3. Emergency clause.