

BILL ANALYSIS

Senate Research Center
76R184 AJA-D

S.B. 101
By: Carona
Criminal Justice
3/1/1999
As Filed

DIGEST

Currently, under Texas law, no provisions exist to require revocation of a driver's license for multiple convictions of driving while intoxicated (DWI); however, a driver's vehicle may be forfeited after three or more offenses of driving under the influence. This bill would revoke a driver's license on the driver's third conviction of operating a motor vehicle while intoxicated.

PURPOSE

As proposed, S.B. 101 revokes a driver's license on the driver's third conviction of operating a motor vehicle while intoxicated.

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 Chapter 521N, Transportation Code, by adding Section 521.3121, as follows:

Sec. 521.3121. REVOCATION FOR MULTIPLE CONVICTIONS OF OFFENSE INVOLVING OPERATING MOTOR VEHICLE WHILE INTOXICATED. (a) Defines "offense relating to the operation of a motor vehicle while intoxicated."

(b) Provides that a person's driver's license is automatically revoked on the third conviction of a person for an offense for operating a motor vehicle while intoxicated.

(c) Provides that Section 13(g), Article 42.12, Code of Criminal Procedure, and Section 521.344(d) do not apply to revocation of a driver's license.

(d) Prohibits the Department of Public Safety from issuing a driver's license at any time to a person with a revoked license.

SECTION 2. Amends Section 521.347(a), Transportation Code, to make a conforming change.

SECTION 3. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 4. Emergency clause.