

## **BILL ANALYSIS**

Senate Research Center  
80R6864 JD-F

S.B. 1083  
By: Carona  
Criminal Justice  
4/28/2007  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Currently, a judge is authorized to require a defendant to pay \$10 for a copy of his or her driving record from the Department of Public Safety (DPS). If the defendant's driving record shows that the defendant has not completed a driving safety course or motorcycle operator training course, the judge may allow the defendant to complete the appropriate course. Fees are forwarded to the comptroller of public accounts (comptroller), who then sends the money to DPS.

As proposed, S.B. 1083 modifies the amount of the fee and requires the fee be sent to DPS rather than to the comptroller.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Article 45.0511(c-1), Code of Criminal Procedure, as follows:

(c-1) Defines "TexasOnline." Authorizes a judge, at the time the defendant requests a driving safety course or motorcycle operator training course dismissal, to require the defendant to pay a fee and, using TexasOnline, request the Texas Department of Public Safety (DPS) to provide the judge with the defendant's driving record that shows certain information. Requires DPS to provide a copy of the driving record on request. Requires the collected fees to be forwarded to DPS without deduction, through the use of TexasOnline. Deletes existing text relating to a \$10 fee and a requirement that said fee be forwarded to the comptroller of public accounts.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2007.