

1-1 By: Guillen (Senate Sponsor - LaMantia) H.B. No. 3798
1-2 (In the Senate - Received from the House May 3, 2023;
1-3 May 5, 2023, read first time and referred to Committee on
1-4 Transportation; May 17, 2023, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Nichols	X		
1-9	West	X		
1-10	Alvarado	X		
1-11	Eckhardt	X		
1-12	Hancock	X		
1-13	King	X		
1-14	Miles	X		
1-15	Parker	X		
1-16	Perry	X		

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to making certain voluntary contributions when applying
1-20 for a driver's license, commercial driver's license, or personal
1-21 identification certificate.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 521.008, Transportation Code, is amended
1-24 to read as follows:

1-25 Sec. 521.008. VOLUNTARY CONTRIBUTIONS [~~CONTRIBUTION TO~~
1-26 ~~DONOR REGISTRY~~]. (a) When a person applies for an original, [~~or~~]
1-27 renewal, corrected, or duplicate driver's license or personal
1-28 identification certificate under this chapter, the person may
1-29 contribute \$1 or more to the following:

1-30 (1) the Glenda Dawson Donate Life-Texas Registry fund
1-31 created under Section 692A.020, Health and Safety Code, to be used
1-32 for the purposes of the nonprofit organization administering the
1-33 Glenda Dawson Donate Life-Texas Registry under Chapter 692A, Health
1-34 and Safety Code;

1-35 (2) the fund for veterans' assistance established
1-36 under Section 434.017, Government Code;

1-37 (3) the evidence testing account established under
1-38 Section 772.00716, Government Code, to be used for the purposes of
1-39 the evidence testing grant program established under Section
1-40 772.00715, Government Code;

1-41 (4) the Blindness Education, Screening, and Treatment
1-42 Program established under Section 91.027, Human Resources Code; or

1-43 (5) the identification fee exemption account
1-44 established under Section 521.4265.

1-45 (b) The department shall:

1-46 (1) include space on each application for an original,
1-47 [a new or] renewal, corrected, or duplicate driver's license or
1-48 personal identification certificate that allows a person applying
1-49 for an original, [a new or] renewal, corrected, or duplicate
1-50 driver's license or personal identification certificate to
1-51 indicate that the person is voluntarily contributing \$1 to the
1-52 designated fund, account, or program, as applicable
1-53 [organization]; and

1-54 (2) provide an opportunity for the person to
1-55 contribute \$1 to the designated fund, account, or program, as
1-56 applicable, [organization] during the application process for an
1-57 original, [a new or] renewal, corrected, or duplicate driver's
1-58 license or personal identification certificate on the department's
1-59 Internet website.

1-60 (c) The department shall remit any contribution made under
1-61 this section to the comptroller for deposit to the credit of the

2-1 designated fund, account, or program, as applicable [~~Glenda Dawson~~
 2-2 ~~Donate Life-Texas Registry fund created under Section 692A.020,~~
 2-3 ~~Health and Safety Code~~]. Before sending the money to the
 2-4 comptroller, the department may deduct money equal to the amount of
 2-5 reasonable expenses for administering this section, not to exceed
 2-6 five percent of the money collected under this section.

2-7 (d) The organization described by Subsection (a)(1) shall
 2-8 submit an annual report to the director of the department that
 2-9 includes the total dollar amount of contributions received by the
 2-10 organization under this section.

2-11 SECTION 2. Section 521.4265(a), Transportation Code, is
 2-12 amended to read as follows:

2-13 (a) The identification fee exemption account is created as
 2-14 an account in the general revenue fund of the state treasury. The
 2-15 fund consists of grants and donations made to the department for the
 2-16 purposes of this section, including donations received under
 2-17 Sections 521.008 [~~521.421(k)~~] and 522.0295 [~~521.422(d)~~]. The
 2-18 department shall administer the account. Money in the account may
 2-19 be appropriated for the purposes of Subsection (b).

2-20 SECTION 3. Section 521.427(b), Transportation Code, is
 2-21 amended to read as follows:

2-22 (b) Subsection (a) does not apply to[+
 2-23 [~~(1)~~] the portion of a fee collected under Section
 2-24 521.421(b) or Section 521.421(f) [~~, as added by Chapter 1156, Acts~~
 2-25 ~~of the 75th Legislature, Regular Session, 1997,~~] that is required
 2-26 by Section 662.011 to be deposited to the credit of the motorcycle
 2-27 education fund account[+
 2-28 [~~(2) a fee collected under Section 521.421(j), or~~
 2-29 [~~(3) a fee collected under Section 521.422(b) or (c)~~].

2-30 SECTION 4. Section 522.0295, Transportation Code, is
 2-31 amended to read as follows:

2-32 Sec. 522.0295. VOLUNTARY CONTRIBUTIONS [~~CONTRIBUTION FOR~~
 2-33 ~~EVIDENCE TESTING GRANT PROGRAM~~]. (a) When a person applies for an
 2-34 original, renewal, corrected, or duplicate commercial driver's
 2-35 license under this chapter, the person may contribute \$1 or more to
 2-36 the following:

2-37 (1) the Glenda Dawson Donate Life-Texas Registry fund
 2-38 created under Section 692A.020, Health and Safety Code, to be used
 2-39 for the purposes of the nonprofit organization administering the
 2-40 Glenda Dawson Donate Life-Texas Registry under Chapter 692A, Health
 2-41 and Safety Code;

2-42 (2) the fund for veterans' assistance established
 2-43 under Section 434.017, Government Code;

2-44 (3) the evidence testing account established under
 2-45 Section 772.00716, Government Code, to be used for the purposes of
 2-46 the evidence testing grant program established under Section
 2-47 772.00715, Government Code;

2-48 (4) the Blindness Education, Screening, and Treatment
 2-49 Program established under Section 91.027, Human Resources Code; or

2-50 (5) the identification fee exemption account
 2-51 established under Section 521.4265.

2-52 (b) The department shall:

2-53 (1) include space on the first page of each
 2-54 application for an original, renewal, corrected, or duplicate
 2-55 commercial driver's license that allows a person applying for an
 2-56 original, renewal, corrected, or duplicate commercial driver's
 2-57 license to indicate the amount that the person is voluntarily
 2-58 contributing to the designated fund, account, or program, as
 2-59 applicable [~~grant program~~]; and

2-60 (2) provide an opportunity for the person to
 2-61 contribute to the designated fund, account, or program, as
 2-62 applicable, [~~grant program~~] during the application process for an
 2-63 original, renewal, corrected, or duplicate commercial driver's
 2-64 license on the department's Internet website.

2-65 (c) The department shall remit [~~send~~] any contribution made
 2-66 under this section to the comptroller for deposit to the credit of
 2-67 the designated fund, account, or program, as applicable [~~evidence~~
 2-68 testing account established under Section 772.00716, Government
 2-69 Code], not later than the 14th day of each month. Before sending

3-1 the money to the comptroller, the department may deduct money equal
 3-2 to the amount of reasonable expenses for administering this
 3-3 section, not to exceed five percent of the money collected under
 3-4 this section.

3-5 (d) The organization described by Subsection (a)(1) shall
 3-6 submit an annual report to the director of the department that
 3-7 includes the total dollar amount of contributions received by the
 3-8 organization under this section.

3-9 SECTION 5. Section 434.017(a), Government Code, is amended
 3-10 to read as follows:

3-11 (a) The fund for veterans' assistance is a special fund in
 3-12 the state treasury outside the general revenue fund. The fund is
 3-13 composed of:

3-14 (1) money transferred to the fund at the direction of
 3-15 the legislature;

3-16 (2) gifts and grants contributed to the fund;

3-17 (3) the earnings of the fund;

3-18 (4) money transferred to the fund from proceeds of the
 3-19 lottery game operated under Section 466.027 or transferred to the
 3-20 fund under Section 466.408(b);

3-21 (5) money deposited to the credit of the fund under
 3-22 Section 502.1746, Transportation Code;

3-23 (6) money deposited to the credit of the fund under
 3-24 Sections 521.008 and 522.0295 [~~Section 521.010~~], Transportation
 3-25 Code;

3-26 (7) money deposited to the credit of the fund under
 3-27 Section 12.007, Parks and Wildlife Code; and

3-28 (8) money deposited to the credit of the fund under
 3-29 Section 411.1741.

3-30 SECTION 6. Section 692A.020(i), Health and Safety Code, is
 3-31 amended to read as follows:

3-32 (i) The Glenda Dawson Donate Life-Texas Registry fund is
 3-33 created as a trust fund outside the state treasury to be held by the
 3-34 comptroller and administered by the Department of Public Safety as
 3-35 trustee on behalf of the statewide donor registry maintained for
 3-36 the benefit of the citizens of this state. The fund is composed of
 3-37 money deposited to the credit of the fund under Sections
 3-38 502.405(b), 521.008, and 522.0295 [~~521.422(c)~~], Transportation
 3-39 Code, as provided by those sections [~~subsections~~]. Money in the
 3-40 fund shall be disbursed at least monthly, without appropriation, to
 3-41 the nonprofit organization administering the registry to pay the
 3-42 costs of:

3-43 (1) maintaining, operating, and updating the
 3-44 Internet-based registry and establishing procedures for an
 3-45 individual to be added to the registry;

3-46 (2) designing and distributing educational materials
 3-47 for prospective donors as required under this section; and

3-48 (3) providing education under this chapter.

3-49 SECTION 7. Section 91.027(a), Human Resources Code, is
 3-50 amended to read as follows:

3-51 (a) To the extent that funds are available under Sections
 3-52 521.008 and 522.0295 [~~521.421(j) and 521.422(b)~~], Transportation
 3-53 Code, the department shall operate a Blindness Education,
 3-54 Screening, and Treatment Program to provide:

3-55 (1) blindness prevention education and screening and
 3-56 treatment to prevent blindness for residents who are not covered
 3-57 under an adequate health benefit plan; and

3-58 (2) transition services to individuals with visual
 3-59 disabilities eligible for vocational rehabilitation services
 3-60 [~~under Section 117.102~~].

3-61 SECTION 8. The following provisions of the Transportation
 3-62 Code are repealed:

3-63 (1) Section 521.010;

3-64 (2) Section 521.012;

3-65 (3) Sections 521.421(j) and (k);

3-66 (4) Sections 521.422(b), (c), and (d); and

3-67 (5) Section 522.152.

3-68 SECTION 9. To the extent of any conflict, this Act prevails
 3-69 over another Act of the 88th Legislature, Regular Session, 2023,

4-1 relating to nonsubstantive additions to and corrections in enacted
4-2 codes.

4-3 SECTION 10. This Act takes effect September 1, 2023.

4-4 * * * * *