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AN ACT

relating to driving a commercial motor vehicle in violation of an out-of-service order; providing a criminal penalty.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 522.071, Transportation Code, is amended by amending Subsection (a) and adding Subsection (e) to read as follows:

(a) A person commits an offense if the person drives a commercial motor vehicle on a highway:

(1) after the person has been denied the issuance of a license, unless the person has a driver's license appropriate for the class of vehicle being driven that was subsequently issued;

(2) during a period that a disqualification of the person's driver's license or privilege is in effect;

(3) while the person's driver's license is expired, if the license expired during a period of disqualification;

(4) during a period that the person was subject to an order prohibiting the person from obtaining a driver's license; or

(5) in violation of [~~during a period in which the person is subject to~~] an out-of-service order.

(e) For the purposes of Subsection (a)(5), "commercial motor vehicle" has the meaning assigned by Section 644.001.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act.

S.B. No. 333

1 An offense committed before the effective date of this Act is  
2 governed by the law in effect when the offense was committed, and  
3 the former law is continued in effect for that purpose. For  
4 purposes of this section, an offense was committed before the  
5 effective date of this Act if any element of the offense was  
6 committed before that date.

7 SECTION 3. This Act takes effect September 1, 2007. \_\_\_\_\_

David Dewhurst  
President of the Senate

Tom Craddick  
Speaker of the House

I hereby certify that S.B. No. 333 passed the Senate on  
March 14, 2007, by the following vote: Yeas 30, Nays 0. \_\_\_\_\_

Patsy Spaw  
Secretary of the Senate

I hereby certify that S.B. No. 333 passed the House on  
May 23, 2007, by the following vote: Yeas 144, Nays 0, two  
present not voting. \_\_\_\_\_

Robert Haney  
Chief Clerk of the House

Approved:

15 JUN 07  
Date

RICK PERRY  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4 PM O'CLOCK

ROGER HUMPHREYS  
Secretary of State