(A) the first, middle, and last name of any person listed in an accident report, including a vehicle driver, occupant, owner, or lessee, a bicyclist, a pedestrian, or a property owner;

(B) the number of any driver’s license, commercial driver’s license, or personal identification certificate issued to any person listed in an accident report;

(C) the date of birth, other than the year, of any person listed in an accident report;

(D) the address, other than zip code, and telephone number of any person listed in an accident report;

(E) the license plate number of any vehicle listed in an accident report;

(F) the date of any accident, other than the year;

(G) the name of any insurance company listed as a provider of financial responsibility for a vehicle listed in an accident report;

(H) the number of any insurance policy issued by an insurance company listed as a provider of financial responsibility;

(I) the date the police officer who investigated the accident was notified of the accident;

(J) the date the investigating peace officer arrived at the accident site;

(K) the date the investigating officer’s report was prepared;

(L) the badge number or identification number of the investigating officer;

(M) the date on which any person who died as a result of the accident died;

(N) the date of any commercial motor vehicle report; and

(O) the place where any person injured or killed in an accident was taken and the person or entity that provided the transportation.

(g) The amount that may be charged for information provided under Subsection (e) shall be calculated in the manner specified by Chapter 552, Government Code, for public information provided by a governmental body under that chapter.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed the Senate on April 8, 2009: Yeas 31, Nays 0; passed the House on May 25, 2009: Yeas 141, Nays 0, one present not voting.

Approved June 19, 2009.

CHAPTER 471

S.B. No. 376

AN ACT
relating to the powers and duties of the Texas Department of Transportation related to county traffic officers.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 701.006, Transportation Code, is amended to read as follows:

Sec. 701.006. [COMPLAINT; HEARING; DISMISSAL. [(a) If a county traffic officer fails to perform the officer’s duty to enforce the law, the district engineer of the Texas Department of Transportation district in which the officer operates may send a written, signed complaint to the commissioners court.

(b) On receipt of the complaint, the commissioners court shall hold a hearing and summon the officer to appear before it.}]

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[G] If the commissioners court determines at the hearing that the officer has not performed the officer's duty, the commissioners court shall immediately discharge the officer and promptly employ another officer.

[(d)] The commissioners court on its own initiative, or on recommendation of the sheriff, may dismiss a county traffic officer if the officer is no longer needed or if the officer's service is unsatisfactory.

SECTION 2. Subsection (b), Section 701.002, Transportation Code, is repealed.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed the Senate on March 19, 2009: Yeas 31, Nays 0; passed the House on May 25, 2009: Yeas 144, Nays 0, one present not voting.

Approved June 19, 2009.


CHAPTER 472

S.B. No. 410

AN ACT

relating to the statute of limitations for a misdemeanor.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Article 12.02, Code of Criminal Procedure, is amended to read as follows:

Art. 12.02. MISDEMEANORS. (a) An indictment or information for any Class A or Class B misdemeanor may be presented within two years from the date of the commission of the offense, and not afterward.

(b) A complaint or information for any Class C misdemeanor may be presented within two years from the date of the commission of the offense, and not afterward.

SECTION 2. The change in law made by Article 12.02, Code of Criminal Procedure, as amended by this Act, does not apply to an offense if the prosecution of that offense became barred by limitation before the effective date of this Act. The prosecution of that offense remains barred as if this Act had not taken effect.

SECTION 3. This Act takes effect September 1, 2009.

Passed the Senate on April 30, 2009: Yeas 31, Nays 0; passed the House on May 25, 2009: Yeas 143, Nays 0, one present not voting.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 473

S.B. No. 413

AN ACT

relating to the prosecution of a Class C misdemeanor offense for which the defendant does not appear.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (d), Article 27.14, Code of Criminal Procedure, is amended to read as follows:

(d) If written notice of an offense for which maximum possible punishment is by fine only or of a violation relating to the manner, time, and place of parking has been prepared, 1077