

BILL ANALYSIS

Senate Research Center
86R34673 JRR-D

C.S.H.B. 1078
By: Oliverson (Creighton)
State Affairs
5/18/2019
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

There have been calls to provide financial incentives for individuals to become certified in CPR to increase the number of Texans who are able to administer this lifesaving treatment. H.B. 1078 seeks to do so by waiving fees for the issuance of a driver's license or handgun license for certain applicants who hold a current CPR certification.

H.B. 1078 amends current law relating to waiving certain driver's license and handgun license fees for certain applicants who hold a certification in cardiopulmonary resuscitation. (Original Author's/Sponsor's Statement of Intent)

C.S.H.B. 1078 amends current law relating to waiving certain driver's license and handgun license fees for certain applicants who hold a certification in cardiopulmonary resuscitation.

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 Subchapter H, Chapter 411, Government Code, by adding Section 411.1954, as follows:

Sec. 411.1954. WAIVER OF CERTAIN FEES FOR CERTAIN APPLICANTS WHO HOLD CARDIOPULMONARY RESUSCITATION CERTIFICATION. (a) Requires the Department of Public Safety of the State of Texas (DPS), notwithstanding any other provision of this subchapter, to waive any fee required for the issuance of an original or renewed license under this subchapter if at the time of the application the applicant for the license submits to DPS satisfactory evidence that the applicant:

(1) holds a current certification in cardiopulmonary resuscitation issued by the American Heart Association, the American Red Cross, or another nationally recognized association; and

(2) is not required to hold the certification described by Subdivision (1) as a condition of obtaining or maintaining employment or an occupational license.

(b) Defines "occupational license" for purposes of this Subsection (a)(2).

SECTION 2. Amends Subchapter I, Chapter 521, Transportation Code, by adding Section 521.1812, as follows:

Sec. 521.1812. WAIVER OF CERTAIN FEES FOR CERTAIN APPLICANTS WHO HOLD CARDIOPULMONARY RESUSCITATION CERTIFICATION. (a) Provides that a person is exempt from the payment of any fee for the issuance of an original or renewal driver's license, as provided under this chapter (Driver's Licenses and

Certificates), if at the time of the application for an original or renewal driver's license the person submits to DPS satisfactory evidence that the person:

(1) holds a current certification in cardiopulmonary resuscitation issued by the American Heart Association, the American Red Cross, or another nationally recognized association; and

(2) is not required to hold the certification described by Subdivision (1) as a condition of obtaining or maintaining employment or an occupational license.

(b) Defines "occupational license" for purposes of Subsection (a)(2).

(c) Requires DPS to establish a record of the amount of the fees waived under this section that would otherwise be deposited to the credit of the Texas mobility fund.

(d) Requires DPS, on or before the fifth workday of each month, using available funds, to remit to the comptroller of public accounts of the State of Texas for the deposit to the credit of the Texas mobility fund general revenue in an amount equal to the amount of the fees described by Subsection (c) in the preceding month.

SECTION 3. (a) Makes application of Section 411.1954, Government Code, as added by this Act, prospective.

(b) Makes application of Section 521.1812, Transportation Code, as added by this Act, prospective.

SECTION 4. Requires DPS to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. Authorizes, but does not require, DPS, if the legislature does not appropriate money specifically for that purpose, to implement a provision of this Act using other appropriations available for that purpose.

SECTION 5. Effective date: September 1, 2019.