



Texas Department *of* Motor Vehicles  
HELPING TEXANS GO. HELPING TEXAS GROW.

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# Motor Carrier Regulation Advisory Committee

1:00 P.M.  
Thursday, October 9, 2025

# Contents

<b>10-9-25 MCRAC Agenda</b> .....	2
<b>MCRAC Introductory Memorandum</b> .....	5
<b>Subchapter B. Criminal History Evaluation: Transportation Code, Chapter 643</b> .....	6
§211.23. Purpose and Definitions.....	6
§211.25 Criminal Offense Guidelines.....	7

**AGENDA**  
**MOTOR CARRIER REGULATION ADVISORY COMMITTEE MEETING**  
**TEXAS DEPARTMENT OF MOTOR VEHICLES**  
**4000 JACKSON AVE., BUILDING 1, LONE STAR CONFERENCE ROOM**  
**AUSTIN, TEXAS 78731**  
**OPEN MEETING VIA**  
**TELECONFERENCE CALL**  
**PURSUANT TO GOVERNMENT CODE §551.125**  
**THURSDAY, OCTOBER 9, 2025**  
**1:00 P.M.**

**THIS MEETING WILL BE HELD REMOTELY VIA TELECONFERENCE CALL**

The physical location of the meeting will be the Lone Star Conference Room of Building 1, 4000 Jackson Avenue, Austin, Texas 78731, where the teleconference call will be audible to the public.

Teleconference Instructions:

Attendee Join Link (Copy and Paste **ENTIRE** Link in Browser):

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_Mzc3OWEyN2EtMGFiYS00NjE4LWE1Y2ItNDRIMWY2YTg0ZTMx%40thread.v2/0?context=%7b%22id%22%3a%2272719f70-3533-46b3-9456-ec1235143768%22%2c%22oid%22%3a%222a4b4fd8-2faa-4d9b-be2d-c9bd0421169d%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_Mzc3OWEyN2EtMGFiYS00NjE4LWE1Y2ItNDRIMWY2YTg0ZTMx%40thread.v2/0?context=%7b%22id%22%3a%2272719f70-3533-46b3-9456-ec1235143768%22%2c%22oid%22%3a%222a4b4fd8-2faa-4d9b-be2d-c9bd0421169d%22%7d)

Meeting ID: 220 702 833 887 6

Passcode: bZ6Fs9Hs

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Dial in by phone for *Public Attendees*

1 737-787-8456,, 156624106# United States, Austin

[Find a local number](#)

Phone conference ID: 156 624 106#

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Link to October 9, 2025, TxDMV Motor Carrier Regulation Advisory

Committee Meeting Documents: <https://www.txdmv.gov/about-us/txdmv-board-meetings>

All agenda items are subject to possible discussion, questions, consideration, and action by the Motor Carrier Regulation Advisory Committee of the Texas Department of Motor Vehicles (Advisory Committee). Agenda item numbers are assigned for ease of reference only and do not necessarily reflect the order of consideration by the Advisory Committee. A quorum of the Board of the Texas Department of Motor Vehicles (board) may be present at this meeting for information-

gathering purposes and discussion. However, board members will not vote on any Advisory Committee agenda items, nor will any board action be taken.

1. **Roll Call and Establishment of Quorum**
2. **Welcoming Remarks** - Shelly Mellott (BRIEFING ONLY)
3. **Purpose, General Information, and Scope of the Advisory Committee** - TxDMV Office of the General Counsel (BRIEFING ONLY)

#### **SELECTION OF PRESIDING OFFICERS**

4. **Nominations and Selection of Advisory Committee Presiding Officer**- TxDMV Office of General Counsel (ACTION ITEM)
5. **Nominations and Selection of First Vice Chair to Act as the Presiding Officer When the Presiding Officer is Not Available and to Make Presentations to the Board** - TxDMV Office of General Counsel (ACTION ITEM)
6. **Nominations and Selection of Second Vice Chair to Act as the Presiding Officer When the Presiding Officer and the First Vice Chair Are Not Available and to Gather and Organize Presentations to the Board** - TxDMV Office of General Counsel (ACTION ITEM)
7. **Discuss Potential Crimes Related to the Duties and Responsibilities of Motor Carriers to Implement Senate Bill (SB) 1080, 89th Regular Session (2025)** - Clint Thompson (BRIEFING AND DISCUSSION ONLY)
8. **Recommendations of Advisory Committee for Presentation to the Board on Potential Crimes Related to the Duties and Responsibilities of Motor Carriers to Implement SB 1080** - TxDMV Office of General Counsel (DISCUSSION AND ACTION ITEM)
9. **Public Comment**
10. **Adjournment**

The Advisory Committee will allow an open comment period to receive public comment on any agenda item or other matter that is under the jurisdiction of the Advisory Committee. No action will be taken on matters that are not otherwise part of the agenda for the meeting. For subjects that are not otherwise part of the agenda for the meeting, Advisory Committee members may respond in accordance with Government Code Section 551.042 and consider referring the matter to the board.

Motor Carrier Regulation Advisory Committee

Texas Department of Motor Vehicles

Agenda: October 9, 2025

Page 3

If you want to comment on any agenda item (including an open comment under the agenda item for Public Comment), you must complete a speaker's form at the registration table prior to the agenda item being taken up by the Advisory Committee or send an email to [GCO\\_General@txdmv.gov](mailto:GCO_General@txdmv.gov) to register by providing the required information prior to the agenda item being taken up by the Advisory Committee:

1. a completed [Public Comment Registration Form](#); or
2. the following information:
  - a. the agenda item you wish to comment on;
  - b. your name;
  - c. your address (optional), including your city, state, and zip code; and
  - d. who you are representing.

Public comment will only be accepted in person. You must wait for the presiding officer to call on you before you verbally make your comment. Each speaker will be limited to three minutes, and time allotted to one speaker may not be reassigned to another speaker.

Agenda items may be presented by the named presenters or other Advisory Committee members.

Any individual with a disability who plans to attend this meeting and requires auxiliary aids or services should notify the department as far in advance as possible, but no less than two days in advance, so that appropriate arrangements can be made. Contact Carrie Fortner by telephone at (512) 465-3044.

I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

CERTIFYING OFFICIAL: Laura Moriaty, General Counsel, (512) 465-5665.



Date: 10/1/2025

To: Motor Carrier Regulation Advisory Committee (MCRAC)

From: Laura Moriaty, General Counsel

Subject: Proposed Rulemaking to Implement Senate Bill 1080, 89<sup>th</sup> Regular Session (2025)

The Texas Department of Motor Vehicles (TxDMV or department) is requesting advice from the MCRAC regarding felony offenses that are directly related to the duties and responsibilities of motor carriers to implement Senate Bill (SB) 1080, 89th Regular Session (2025).

Department staff will walk through the proposed rules and the discussion question below to get your feedback during the discussion and briefing section of the upcoming MCRAC meeting. MCRAC will also have an opportunity at the meeting to vote on whether to make formal recommendations to the board.

**Discussion Item and Related Question:**

Proposed amendments to 43 Texas Administrative Code (TAC) Chapter 211, Criminal History Offense and Action on License, to implement SB 1080 regarding the automatic revocation of a motor carrier's certificate of registration under Transportation Code, Chapter 643 by operation of law.

**Question:**

Prior to the effective date of SB 1080 on May 27, 2025, Occupations Code, §53.021(b) automatically revoked licenses by operation of law without any action by the department following the license holder's imprisonment for any felony. SB 1080 amended Occupations Code, §53.021(b) to narrow the law so that a license is automatically revoked upon imprisonment only for specific felonies, including offenses that directly relate to the duties and responsibilities of the licensed occupation. For purposes of Occupations Code Chapter 53, a certificate of registration that the department issues to a motor carrier under Transportation Code, Chapter 643 is a license. Occupations Code, §53.001 and Government Code, §2001.003 define the word "license" as "the whole or part of a state agency permit, certificate, approval, registration, or similar form of permission required by law." The department must therefore define in rule which offenses directly relate to the duties and responsibilities of the motor carrier professions. This will determine the specific crimes for which imprisonment will cause automatic revocation of a motor carrier's certificate of registration by operation of law.

What feedback do you have regarding the proposed list of felony offenses that directly relate to the duties and responsibilities of a motor carrier in the attached draft proposal?

TITLE 43. TRANSPORTATION  
Part 10. Texas Department of Motor Vehicles  
Chapter 211, Criminal History Offense and Action on License

Proposed Sections  
Page 1 of 4

**SUBCHAPTER B. CRIMINAL HISTORY EVALUATION: TRANSPORTATION CODE, CHAPTER 643**

Text.

§211.23. Purpose and Definitions.

(a) The licenses issued by the department create positions of trust. License holder services involve compliance with federal and state laws. License holders might engage in fraud, theft, money laundering, and related crimes, and endanger the public through violations of environmental and safety regulations. Many license holders provide services directly to the public, and certain license holders may be predisposed to commit assaultive or sexual crimes.

(b) The definitions contained in Transportation Code, Chapter 643, the Penal Code, and the Code of Criminal Procedure apply to this subchapter. In the event of a conflict with this subchapter, the definitions contained in Transportation Code, Chapter 643, the Penal Code, and the Code of Criminal Procedure control.

(c) The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

(1) "License" means any certificate of registration issued by the department under Transportation Code, Chapter 643.

(2) "Retail license types" means for-hire motor carriers, but does not include private motor carriers who transport cargo for which the motor carrier is the owner or lessee; or private motor carriers who provide transportation for passengers at no charge.

TITLE 43. TRANSPORTATION  
Part 10. Texas Department of Motor Vehicles  
Chapter 211, Criminal History Offense and Action on License

Proposed Sections  
Page 2 of 4

§211.25 Criminal Offense Guidelines.

(a) Under Occupations Code, §53.021(b)(1) through (4), a license holder's license is automatically revoked on the license holder's imprisonment.

(b) The department has determined under the factors listed in Occupations Code, §53.022 that offenses detailed in subsection (c) of this section directly relate to the duties and responsibilities of license holders under Occupations Code, §53.021(b)(1)(A). Such offenses include crimes under the laws of another state, the United States, or a foreign jurisdiction, if the offense contains elements that are substantially similar to the elements of an offense under the laws of this state, except as otherwise stated in this subchapter.

(c) The list of offenses in this subsection is intended to provide guidance only and is not exhaustive of the offenses that may relate to a particular licensed occupation. After due consideration of the circumstances of the criminal act and its relationship to the position of trust involved in the particular licensed occupation, the department may find that an offense not described below also renders a person unfit to hold a license based on the criteria listed in Occupations Code, §53.022.

(1) The following felony offenses apply to all license types:

(A) offenses involving fraud, theft, deceit, misrepresentation, or that otherwise reflect poorly on the person's honesty or trustworthiness, including an offense defined as moral turpitude;

(B) offenses involving forgery, falsification of records, perjury;

(C) offenses involving the offering, paying, or taking of bribes, kickbacks, or other illegal compensation;



TITLE 43. TRANSPORTATION  
Part 10. Texas Department of Motor Vehicles  
Chapter 211, Criminal History Offense and Action on License

Proposed Sections  
Page 3 of 4

1 (D) offenses against public administration;

2 (E) offenses committed while engaged in a licensed activity;

3 (F) offenses involving the possession, manufacture, delivery, or intent to deliver

4 controlled substances, simulated controlled substances, dangerous drugs, or engaging in an organized

5 criminal activity;

6 (G) offenses involving the smuggling of a person;

7 (H) offenses involving the use or intended use of any real or personal property

8 as described by Penal Code, §20.07; and

9 (I) offenses of attempting or conspiring to commit any of the foregoing offenses.

10 (2) The following additional felony offenses apply to retail license types:

11 (A) offenses against real or personal property belonging to another;

12 (B) offenses involving the sale or disposition of another person's real or personal  
13 property;

14 (C) a reportable offense conviction under Chapter 62, Texas Code of Criminal  
15 Procedure for which the person must register as a sex offender;

16 (D) offenses under Penal Code, §28.03;

17 (E) offenses against the person under Penal Code, Title 5, including offenses in  
18 which use of a firearm resulted in fear, intimidation, or harm of another person, and in Penal Code,  
19 Chapter 49, an offense of driving while intoxicated that resulted in the harm of another person;

20 (F) a stalking offense as described by Penal Code, §42.072; and

TITLE 43. TRANSPORTATION  
Part 10. Texas Department of Motor Vehicles  
Chapter 211, Criminal History Offense and Action on License

Proposed Sections  
Page 4 of 4

1                                (G) offenses of attempting or conspiring to commit any of the foregoing  
2 offenses.

3                                (3) The following additional felony offenses apply to household goods motor carriers  
4 and for-hire motor carriers of passengers:

5                                (A) an offense against the family as described by Penal Code, §§25.02, 25.04,  
6 25.07, 25.072, 25.08, or 25.11; and

7                                (B) an offense against public order and decency as described by Penal Code  
8 §§43.24, 43.25, 43.251, 43.26, or 43.262.

9                                (4) The following additional felony offenses apply to motor carriers who transport  
10 hazardous materials: offenses under a state or federal statute or regulation related to waste disposal,  
11 water contamination, air pollution, or other environmental violations, including felony offenses under  
12 the laws of another state, if the offense contains elements that are substantially similar to the elements  
13 of an offense under the laws of this state or the United States.