

1-1 By: Uresti S.B. No. 1984  
1-2 (In the Senate - Filed March 12, 2009; March 24, 2009, read  
1-3 first time and referred to Committee on Transportation and Homeland  
1-4 Security; May 7, 2009, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 May 7, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1984 By: Nichols

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to certification of a person in certain counties as  
1-11 eligible for disabled parking privileges.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 681.003, Transportation Code, is amended  
1-14 by amending Subsection (c) and adding Subsection (f) to read as  
1-15 follows:

1-16 (c) Subject to Subsections [Subsection] (e) and (f), the  
1-17 first application must be accompanied by a notarized written  
1-18 statement or written prescription of a physician licensed to  
1-19 practice medicine in this state or a state adjacent to this state,  
1-20 or authorized by applicable law to practice medicine in a hospital  
1-21 or other health facility of the United States Department of  
1-22 Veterans Affairs [Administration], certifying and providing  
1-23 evidence acceptable to the department that the person making the  
1-24 application or on whose behalf the application is made is legally  
1-25 blind or has a mobility problem that substantially impairs the  
1-26 person's ability to ambulate. The statement or prescription must  
1-27 include a certification of whether the disability is temporary or  
1-28 permanent and information acceptable to the department to determine  
1-29 the type of disabled parking placard for which the applicant is  
1-30 eligible. The department shall determine a person's eligibility  
1-31 based on evidence provided by the applicant establishing legal  
1-32 blindness or mobility impairment.

1-33 (f) This subsection applies only to the first application  
1-34 for a disabled parking placard submitted by a person who resides in  
1-35 a county with a population of 125,000 or less. The notarized  
1-36 written statement or prescription may be issued by:

1-37 (1) a person acting under the delegation and  
1-38 supervision of a licensed physician in conformance with Subchapter  
1-39 B, Chapter 157, Occupations Code; or

1-40 (2) a physician assistant licensed to practice in this  
1-41 state acting as the agent of a licensed physician under Section  
1-42 204.202(e), Occupations Code.

1-43 SECTION 2. This Act takes effect immediately if it receives  
1-44 a vote of two-thirds of all the members elected to each house, as  
1-45 provided by Section 39, Article III, Texas Constitution. If this  
1-46 Act does not receive the vote necessary for immediate effect, this  
1-47 Act takes effect September 1, 2009.

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