

Texas Transportation Code

Sec. 521.025. LICENSE TO BE CARRIED AND EXHIBITED ON DEMAND; CRIMINAL PENALTY.

- (a) A person required to hold a license under Section 521.021 shall:
- (1) have in the person's possession while operating a motor vehicle the class of driver's license appropriate for the type of vehicle operated; and
 - (2) display the license on the demand of a magistrate, court officer, or peace officer.
- (b) A peace officer may stop and detain a person operating a motor vehicle to determine if the person has a driver's license as required by this section.
- (c) A person who violates this section commits an offense. An offense under this subsection is a misdemeanor punishable by a fine not to exceed \$200, except that:
- (1) for a second conviction within one year after the date of the first conviction, the offense is a misdemeanor punishable by a fine of not less than \$25 or more than \$200; and
 - (2) for a third or subsequent conviction within one year after the date of the second conviction the offense is a misdemeanor punishable by:
 - (A) a fine of not less than \$25 or more than \$500;
 - (B) confinement in the county jail for not less than 72 hours or more than six months; or
 - (C) both the fine and confinement.
- (d) It is a defense to prosecution under this section if the person charged produces in court a driver's license:
- (1) issued to that person;
 - (2) appropriate for the type of vehicle operated; and
 - (3) valid at the time of the arrest for the offense.
- (e) The judge of each court shall report promptly to the department each conviction obtained in the court under this section.

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- (c) A person who violates *this* section **commits an offense**. An offense under this subsection is a **misdemeanor** punishable by a **fine not to exceed \$200** **operating, operated, operating, operated, etc.**