

By: Plesa, Frazier, A. Johnson of Harris,  
Manuel, Bowers, et al.

H.B. No. 2899

A BILL TO BE ENTITLED

AN ACT

relating to the impoundment of a vehicle used in the commission of  
the offense of racing on a highway.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 545.420(i), Transportation Code, is  
amended to read as follows:

(i) [~~This subsection applies only to a motor vehicle used in  
the commission of an offense under this section that results in an  
accident with property damage or personal injury.~~] A peace officer  
shall require a [the] vehicle used in the commission of an offense  
under Subsection (a) to be taken to the nearest licensed vehicle  
storage facility unless the vehicle is seized as evidence, in which  
case the vehicle may be taken to a storage facility as designated by  
the peace officer involved. Notwithstanding Article 18.23, Code  
of Criminal Procedure, the owner of a [~~motor~~] vehicle that is  
removed or stored under this subsection is liable for all removal  
and storage fees incurred and is not entitled to take possession of  
the vehicle until those fees are paid.

SECTION 2. The changes in law made by this Act apply only to  
an offense committed on or after the effective date of this Act. An  
offense committed before the effective date of this Act is governed  
by the law in effect on the date the offense was committed, and the  
former law is continued in effect for that purpose. For purposes  
of this section, an offense was committed before the effective date

1 of this Act if any element of the offense occurred before that date.

2           SECTION 3. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2023.