

AN ACT

relating to the operation of all-terrain vehicles by law enforcement officers.

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

SECTION 1. Section 663.037, Transportation Code, is amended by amending Subsections (e) and (f) and by adding Subsection (g) to read as follows:

(e) The director of the Department of Public Safety shall adopt standards and specifications that apply to the color, size, and mounting position of the flag required under Subsections [~~Subsection~~] (d)(2) and (g)(2).

(f) Except as provided by Subsection (g), this [~~This~~] section does not apply to the operation of an all-terrain vehicle that is owned by the state, a county, or a municipality by a person who is an authorized operator of the vehicle.

(g) A peace officer may operate an all-terrain vehicle on a public street, road, or highway that is not an interstate or limited-access highway only if:

(1) the transportation is in connection with the performance of the officer's official duty;

(2) the officer attaches to the back of the vehicle on top of an eight-foot-long pole a triangular orange flag;

(3) the vehicle's headlights and taillights are illuminated;

1 (4) the officer holds a driver's license, as defined by
2 Section 521.001; and

3 (5) the operation of the all-terrain vehicle does not
4 exceed a distance of 25 miles from the point of origin to the
5 destination.

6 SECTION 2. This Act takes effect September 1, 2003.

H.B. No. 900

President of the Senate

Speaker of the House

I certify that H.B. No. 900 was passed by the House on April 2, 2003, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 900 was passed by the Senate on May 22, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor