

By: Ogden

S.B. No. 345

A BILL TO BE ENTITLED

AN ACT

relating to motor vehicle windshield and window sunscreening devices.

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

SECTION 1. Sections 547.613(b) and (c), Transportation Code, are amended to read as follows:

(b) This section does not apply to:

(1) a windshield that has a suncreening device that:

(A) in combination with the windshield has a light transmission of 35 [~~33~~] percent or more;

(B) in combination with the windshield has a luminous reflectance of 35 percent or less;

(C) is not red, blue, or amber; and

(D) does not extend downward beyond the AS-1 line or more than five inches from the top of the windshield, whichever is closer to the top of the windshield;

(2) a [~~front side~~] wing vent or a window other than a windshield if the vent or window [~~, a side window to the rear of the vehicle operator, or a rear window that~~] has a sunscreening device that in combination with the vent or window has:

(A) a light transmission of 35 percent or more; and

(B) a luminous reflectance of 35 percent or less;

(3) a rear window, if the motor vehicle is equipped

1 with an outside mirror on each side of the vehicle that reflects to  
2 the vehicle operator a view of the highway for a distance of at  
3 least 200 feet from the rear;

4 (4) a rearview mirror;

5 (5) an adjustable nontransparent sun visor that is  
6 mounted in front of a side window and not attached to the glass;

7 (6) a direction, destination, or termination sign on a  
8 passenger common carrier motor vehicle, if the sign does not  
9 interfere with the vehicle operator's view of approaching traffic;

10 (7) a rear window wiper motor;

11 (8) a rear trunk lid handle or hinge;

12 (9) a luggage rack attached to the rear trunk;

13 (10) a side window that is to the rear of the vehicle  
14 operator on a multipurpose vehicle;

15 (11) a window that has a United States, state, or local  
16 certificate placed on or attached to it as required by law;

17 (12) a motor vehicle that is not registered in this  
18 state;

19 (13) a window that complies with federal standards for  
20 window materials, including a factory-tinted or a pretinted window  
21 installed by the vehicle manufacturer, or a replacement window  
22 meeting the specifications required by the vehicle manufacturer [~~a~~  
23 ~~motor vehicle with a manufacturer's model year before 1988~~];

24 (14) a vehicle that is:

25 (A) used regularly to transport passengers for a  
26 fee; and

27 (B) authorized to operate under license or permit

1 by a local authority; or

2 (15) a vehicle that is maintained by a law enforcement  
3 agency and used for law enforcement purposes.

4 (c) A manufacturer shall certify to the department that the  
5 sunscreening device made or assembled by the manufacturer complies  
6 with the light transmission and luminous reflectance  
7 specifications established by Subsection (b) for sunscreening  
8 devices in combination with a window.

9 SECTION 2. The change in law made by this Act applies only  
10 to an offense committed on or after the effective date of this Act.  
11 An offense committed before the effective date of this Act is  
12 covered by the law in effect when the offense was committed, and the  
13 former law is continued in effect for that purpose. For purposes of  
14 this section, an offense was committed before the effective date of  
15 this Act if any element of the offense occurred before that date.

16 SECTION 3. This Act takes effect September 1, 2003.