

1-1 By: Ogden S.B. No. 345
1-2 (In the Senate - Filed February 3, 2003; February 11, 2003,
1-3 read first time and referred to Committee on Infrastructure
1-4 Development and Security; March 25, 2003, reported adversely, with
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1-6 0; March 25, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 345 By: Ogden

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

1-10 relating to offenses involving motor vehicle windshield and window
1-11 sunscreening devices.

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

1-13 SECTION 1. Subsections (b) and (c), Section 547.613,
1-14 Transportation Code, are amended to read as follows:

1-15 (b) This section does not apply to:

1-16 (1) a windshield that has a sunscreening device that:

1-17 (A) in combination with the windshield has a
1-18 light transmission of 25 [33] percent or more;

1-19 (B) in combination with the windshield has a
1-20 luminous reflectance of 25 [35] percent or less;

1-21 (C) is not red, blue, or amber; and

1-22 (D) does not extend downward beyond the AS-1 line
1-23 or more than five inches from the top of the windshield, whichever
1-24 is closer to the top of the windshield;

1-25 (2) a ~~[front side]~~ wing vent or a window other than a
1-26 windshield if the vent or window~~[, a side window to the rear of the~~
1-27 ~~vehicle operator, or a rear window that]~~ has a sunscreening device
1-28 that in combination with the vent or window has:

1-29 (A) a light transmission of 25 [35] percent or
1-30 more; and

1-31 (B) a luminous reflectance of 25 [35] percent or
1-32 less;

1-33 (3) a rear window, if the motor vehicle is equipped
1-34 with an outside mirror on each side of the vehicle that reflects to
1-35 the vehicle operator a view of the highway for a distance of at
1-36 least 200 feet from the rear;

1-37 (4) a rearview mirror;

1-38 (5) an adjustable nontransparent sun visor that is
1-39 mounted in front of a side window and not attached to the glass;

1-40 (6) a direction, destination, or termination sign on a
1-41 passenger common carrier motor vehicle, if the sign does not
1-42 interfere with the vehicle operator's view of approaching traffic;

1-43 (7) a rear window wiper motor;

1-44 (8) a rear trunk lid handle or hinge;

1-45 (9) a luggage rack attached to the rear trunk;

1-46 (10) a side window that is to the rear of the vehicle
1-47 operator on a multipurpose vehicle;

1-48 (11) a window that has a United States, state, or local
1-49 certificate placed on or attached to it as required by law;

1-50 (12) a motor vehicle that is not registered in this
1-51 state;

1-52 (13) a window that complies with federal standards for
1-53 window materials, including a factory-tinted or a pretinted window
1-54 installed by the vehicle manufacturer, or a replacement window
1-55 meeting the specifications required by the vehicle manufacturer [a
1-56 ~~motor vehicle with a manufacturer's model year before 1988];~~

1-57 (14) a vehicle that is:

1-58 (A) used regularly to transport passengers for a
1-59 fee; and

1-60 (B) authorized to operate under license or permit
1-61 by a local authority; or

1-62 (15) a vehicle that is maintained by a law enforcement
1-63 agency and used for law enforcement purposes.

2-1 (c) A manufacturer shall certify to the department that the
2-2 sunscreening device made or assembled by the manufacturer complies
2-3 with the light transmission and luminous reflectance
2-4 specifications established by Subsection (b) for sunscreening
2-5 devices in combination with a window.

2-6 SECTION 2. The change in law made by this Act applies only
2-7 to an offense committed on or after the effective date of this Act.
2-8 An offense committed before the effective date of this Act is
2-9 covered by the law in effect when the offense was committed, and the
2-10 former law is continued in effect for that purpose. For purposes of
2-11 this section, an offense was committed before the effective date of
2-12 this Act if any element of the offense occurred before that date.

2-13 SECTION 3. This Act takes effect September 1, 2003.

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