

Amend **HB 76** as follows:

(1) Add the following appropriately numbered section to the bill and renumber existing sections accordingly:

SECTION ____ . Section 724.002, Transportation Code, is amended to read as follows:

Sec. 724.002. APPLICABILITY. The provisions of this chapter that apply to suspension of a license for refusal to submit to the taking of a specimen (Sections 724.013, 724.015, and 724.048 and Subchapters C and D) apply only to a person arrested for an offense involving the operation of a motor vehicle or watercraft ~~[powered with an engine having a manufacturer's rating of 50 horsepower or above]~~.

(2) On page 9, between lines 24 and 25, insert the following:

(d) Section 724.002, Transportation Code, as amended by this Act, applies only to a person arrested for an offense involving the operation of a motor vehicle or watercraft on or after September 1, 2005. A person arrested for an offense involving the operation of a motor vehicle or watercraft before September 1, 2005, is covered by Section 724.002, Transportation Code, as that law existed on the date of the person's arrest, and the former law is continued in effect for that purpose.