

1-1 By: Hughes (Senate Sponsor - Eltife) H.B. No. 1646
1-2 (In the Senate - Received from the House April 25, 2005;
1-3 April 26, 2005, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 6, 2005, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 7, Nays 0; May 6, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 1646 By: Brimer

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

1-10 relating to the definition of all-terrain vehicle in the
1-11 certificate of title and the motor vehicle registration laws.

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

1-13 SECTION 1. Section 501.002(14), Transportation Code, is
1-14 amended to read as follows:

1-15 (14) "Motor vehicle" means:

1-16 (A) any motor driven or propelled vehicle
1-17 required to be registered under the laws of this state;

1-18 (B) a trailer or semitrailer, other than
1-19 manufactured housing, that has a gross vehicle weight that exceeds
1-20 4,000 pounds;

1-21 (C) a house trailer;

1-22 (D) an [a four-wheel] all-terrain vehicle, as
1-23 defined by Section 502.001, designed by the manufacturer for
1-24 off-highway use that is not required to be registered under the laws
1-25 of this state; or

1-26 (E) a motorcycle, motor-driven cycle, or moped
1-27 that is not required to be registered under the laws of this state,
1-28 other than a motorcycle, motor-driven cycle, or moped designed for
1-29 and used exclusively on a golf course.

1-30 SECTION 2. Section 502.001(1), Transportation Code, is
1-31 amended to read as follows:

1-32 (1) "All-terrain vehicle" means a motor vehicle that
1-33 is not a golf cart and is:

1-34 (A) equipped with a saddle or bench for the use of
1-35 the rider;

1-36 (B) designed to propel itself with three or more
1-37 [~~four~~] tires in contact with the ground;

1-38 (C) designed by the manufacturer for off-highway
1-39 use by the operator only; and

1-40 (D) not designed by the manufacturer primarily
1-41 for farming or lawn care.

1-42 SECTION 3. This Act takes effect September 1, 2005.

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