

1-1 By: Lindsay S.B. No. 125
1-2 (In the Senate - Filed December 21, 2004; February 1, 2005,
1-3 read first time and referred to Committee on Transportation and
1-4 Homeland Security; March 22, 2005, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 9,
1-6 Nays 0; March 22, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 125 By: Lindsay

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

1-10 relating to the display of a license plate on a motor vehicle.
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-12 SECTION 1. Subsection (a), Section 502.409, Transportation
1-13 Code, is amended to read as follows:

1-14 (a) A person commits an offense if the person attaches to or
1-15 displays on a motor vehicle a number plate or registration insignia
1-16 that:

1-17 (1) is assigned to a different motor vehicle;

1-18 (2) is assigned to the vehicle under any other motor
1-19 vehicle law other than by the department;

1-20 (3) is assigned for a registration period other than
1-21 the registration period in effect;

1-22 (4) is fictitious;

1-23 (5) has letters, numbers, or other identification
1-24 marks that because of blurring or reflective matter are not plainly
1-25 visible at all times during daylight;

1-26 (6) has an attached illuminated device or sticker,
1-27 decal, emblem, or other insignia that is not authorized by law and
1-28 that interferes with the readability of the letters or numbers on
1-29 the plate or the name of the state in which the vehicle is
1-30 registered; or

1-31 (7) has a coating, covering, or protective material
1-32 that:

1-33 (A) distorts angular visibility or
1-34 detectability; or

1-35 (B) alters or obscures the letters or numbers on
1-36 the plate or ~~the color of the plate~~ ~~or another original design~~
1-37 ~~feature of the plate~~.

1-38 SECTION 2. Section 548.051, Transportation Code, is amended
1-39 by amending Subsection (a) and adding Subsection (c) to read as
1-40 follows:

1-41 (a) Except as provided by Subsection (c), a [A] motor
1-42 vehicle, trailer, semitrailer, pole trailer, or mobile home,
1-43 registered in this state, must have the following items inspected
1-44 at an inspection station or by an inspector:

1-45 (1) tires;

1-46 (2) wheel assembly;

1-47 (3) safety guards or flaps, if required by Section
1-48 547.606;

1-49 (4) brake system, including power brake unit;

1-50 (5) steering system, including power steering;

1-51 (6) lighting equipment;

1-52 (7) horns and warning devices;

1-53 (8) mirrors;

1-54 (9) windshield wipers;

1-55 (10) sunscreening devices, unless the vehicle is
1-56 exempt from sunscreen device restrictions under Section 547.613;

1-57 (11) front seat belts in vehicles on which seat belt
1-58 anchorages were part of the manufacturer's original equipment;

1-59 (12) tax decal, if required by Section 548.104(d)(1);

1-60 (13) exhaust system;

1-61 (14) exhaust emission system;

1-62 (15) fuel tank cap, using pressurized testing
1-63 equipment approved by department rule; ~~and~~

2-1 (16) emissions control equipment as designated by
2-2 department rule; and

2-3 (17) license plates for compliance with Sections
2-4 502.409(a)(5), (6), and (7) as provided by department rule.

2-5 (c) Subsection (a)(17) does not apply to the initial
2-6 inspection of:

2-7 (1) a rebuilt salvage motor vehicle before an
2-8 application for a regular certificate of title under Section
2-9 501.100 is filed; or

2-10 (2) a motor vehicle before registration under Section
2-11 501.0234.

2-12 SECTION 3. This Act takes effect September 1, 2005.

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