

1-1 By: Pickett (Senate Sponsor - Carona) H.B. No. 313
1-2 (In the Senate - Received from the House March 29, 2007;
1-3 April 3, 2007, read first time and referred to Committee on
1-4 Transportation and Homeland Security; April 23, 2007, reported
1-5 favorably by the following vote: Yeas 9, Nays 0; April 23, 2007,
1-6 sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to an exemption from registration in this state for
1-10 certain foreign commercial motor vehicles.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 648.101, Transportation Code, is amended
1-13 by amending Subsection (a) and adding Subsection (c) to read as
1-14 follows:

1-15 (a) A foreign commercial motor vehicle is exempt from
1-16 Chapter 502 and any other law of this state requiring the vehicle to
1-17 be registered in this state, including a law providing for a
1-18 temporary registration permit, if:

1-19 (1) the vehicle is engaged solely in transportation of
1-20 cargo across the border into or from a border commercial zone;

1-21 (2) for each load of cargo transported the vehicle
1-22 remains in this state:

1-23 (A) not more than 24 hours; or

1-24 (B) not more than 48 hours, if:

1-25 (i) the vehicle is unable to leave this
1-26 state within 24 hours because of circumstances beyond the control
1-27 of the motor carrier operating the vehicle; and

1-28 (ii) all financial responsibility
1-29 requirements applying to the vehicle are satisfied;

1-30 (3) the vehicle is registered and licensed as required
1-31 by the law of another ~~[state or]~~ country as evidenced by a valid
1-32 metal license plate attached to the front or rear of the exterior of
1-33 the vehicle; and

1-34 (4) the country in which the person that owns or
1-35 controls the vehicle is domiciled or is a citizen provides a
1-36 reciprocal exemption for commercial motor vehicles owned or
1-37 controlled by residents of this state.

1-38 (c) Notwithstanding any reciprocity agreement between this
1-39 state and another state of the United States, a foreign commercial
1-40 motor vehicle that engages primarily in transportation of cargo
1-41 across the border into or from a border commercial zone must be:

1-42 (1) registered in this state; or

1-43 (2) operated under the exemption provided by this
1-44 section.

1-45 SECTION 2. This Act takes effect September 1, 2007.

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