

By: Cook of Colorado

H.B. No. 1211

A BILL TO BE ENTITLED

AN ACT

1
2 relating to vehicles passing certain stationary vehicles engaged in
3 the delivery of United States mail on a highway; providing a
4 penalty.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subchapter D, Chapter 545, Transportation Code,
7 is amended by adding Section 545.158 to read as follows:

8 Sec. 545.158. PASSING POST OFFICE DELIVERY VEHICLE. (a) On
9 approaching a stationary vehicle clearly marked as a United States
10 mail delivery vehicle that is engaged in delivery of United States
11 mail, an operator, unless otherwise directed by a police officer,
12 shall:

13 (1) vacate the lane closest to the delivery vehicle
14 when driving on a highway with two or more lanes traveling in the
15 direction of the delivery vehicle; or

16 (2) slow to a speed not to exceed:

17 (A) 20 miles per hour less than the posted speed
18 limit when the posted speed limit is 25 miles per hour or more; or

19 (B) five miles per hour when the posted speed
20 limit is less than 25 miles per hour.

21 (b) A violation of this section is:

22 (1) a misdemeanor punishable under Section 542.401;

23 (2) a misdemeanor punishable by a fine of \$500 if the
24 violation results in property damage; or

1 (3) a Class B misdemeanor if the violation results in
2 bodily injury.

3 (c) If conduct constituting an offense under this section
4 also constitutes an offense under another section of this code or
5 the Penal Code, the actor may be prosecuted under either section or
6 under both sections.

7 SECTION 2. This Act takes effect September 1, 2007.