

By: Hilderbran

H.B. No. 3849

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the registration of all-terrain vehicles by the Texas  
3 Department of Transportation.

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

5 SECTION 1. Section 502.001(1), Transportation Code, is  
6 amended to read as follows:

7 (1) "All-terrain vehicle" means a motor vehicle that  
8 is ~~[not a golf cart and is]~~:

9 (A) equipped with a saddle ~~[or bench]~~ for the use  
10 of:

11 (i) the rider; and

12 (ii) a passenger, if the motor vehicle is  
13 designed by the manufacturer to transport a passenger;

14 (B) designed to propel itself with three or four  
15 ~~[more]~~ tires in contact with the ground;

16 (C) designed by the manufacturer for off-highway  
17 use by the operator only; and

18 (D) not designed by the manufacturer ~~[primarily]~~  
19 for farming or lawn care.

20 SECTION 2. Section 29.005(a), Parks and Wildlife Code, is  
21 amended to read as follows:

22 (a) The department shall issue an off-highway vehicle decal  
23 ~~[to any person whose off-highway vehicle is registered under~~  
24 ~~Section 502.006, Transportation Code,]~~ on the payment of the fee

1 under Section 29.003(b).

2 SECTION 3. Sections 502.006(c) and (d), 502.169, 502.205,  
3 and 502.406, Transportation Code, are repealed.

4 SECTION 4. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect September 1, 2007.