

By: Seliger

S.B. No. 526

A BILL TO BE ENTITLED

1 AN ACT

2 relating to providing that a municipality may allow a municipal  
3 fire marshal or arson investigator to travel in an unmarked  
4 municipal vehicle when performing official duties.

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

6 SECTION 1. Subsection (a), Section 721.005, Transportation  
7 Code, as amended by Chapters 66 and 140, Acts of the 77th  
8 Legislature, Regular Session, 2001, is amended to read as follows:

9 (a) The governing body of a municipality may exempt from the  
10 requirements of Section 721.004:

11 (1) an automobile when used to perform an official  
12 duty by a:

13 (A) police department;

14 (B) magistrate as defined by Article 2.09, Code  
15 of Criminal Procedure; ~~or~~

16 (C) medical examiner; ~~or~~

17 (D) [(4)] municipal code enforcement officer  
18 designated to enforce environmental criminal laws; or

19 (E) municipal fire marshal or arson  
20 investigator; or

21 (2) an automobile used by a municipal employee only  
22 when conducting an investigation involving suspected fraud or other  
23 mismanagement within the municipality.

24 SECTION 2. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2007.