

By: Farabee

H.B. No. 869

A BILL TO BE ENTITLED

AN ACT

relating to the stopping, standing, or parking of certain vehicles on a highway.

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

SECTION 1. Section 545.301(b), Transportation Code, is amended to read as follows:

(b) This section does not apply to an operator of:

(1) a vehicle that is disabled while on the paved or main traveled part of a highway if it is impossible to avoid stopping and temporarily leaving the vehicle on the highway;

(2) a vehicle owned by the Texas Department of Transportation, a county, a municipality, or another political subdivision of this state operated at the time in connection with the construction, maintenance, or repair of the highway;

(3) a vehicle owned by a public or private electric, water, sewer, natural gas, solid waste disposal, or drainage utility operated at the time in connection with the construction, maintenance, or repair of property or a facility of the utility;

(4) a vehicle used exclusively to transport solid, semisolid, or liquid waste operated at the time in connection with the removal or transportation of solid, semisolid, or liquid waste from a location adjacent to the highway;

(5) a tow truck, as defined by Section 504.508, operated at the time in connection with the removal from the highway

1 of a vehicle described by Subdivision (1);

2 (6) a vehicle owned by the United States Postal  
3 Service or any other person operated at the time in connection with  
4 the delivery of mail;

5 (7) a vehicle owned by a commercial courier operated  
6 at the time in connection with the delivery of parcels;

7 (8) a vehicle owned by a telecommunications provider,  
8 as defined by Section 51.002, Utilities Code, operated at the time  
9 in connection with the construction, maintenance, or repair of  
10 property or a facility of the provider; or

11 (9) a vehicle owned by a cable service provider or a  
12 video service provider, as defined by Section 66.002, Utilities  
13 Code, operated at the time in connection with the construction,  
14 maintenance, or repair of property or a facility of the provider.

15 SECTION 2. This Act takes effect September 1, 2009.