

AN ACT

relating to the registration and operation of certain motor vehicles.

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

SECTION 1. Section 29.001, Parks and Wildlife Code, is amended to read as follows:

Sec. 29.001. DEFINITION. In this chapter, "off-highway vehicle" means:

(1) an all-terrain vehicle, as defined by Section 663.001, Transportation Code;

(2) an off-highway motorcycle; ~~and~~

(3) a recreational off-highway vehicle, as defined by Section 502.001, Transportation Code; and

(4) any other motorized vehicle used for off-highway recreation on:

(A) public land over which the department has authority or on land purchased or leased by the department; or

(B) land acquired or developed under a grant made under Section 29.008 or any other grant program operated or administered by the department.

SECTION 2. The heading to Section 29.011, Parks and Wildlife Code, is amended to read as follows:

Sec. 29.011. SAFETY APPAREL REQUIRED; SEAT BELTS.

SECTION 3. Section 29.011, Parks and Wildlife Code, is

1 amended by amending Subsection (a) and adding Subsection (c) to
2 read as follows:

3 (a) A person may not operate, ride, or be carried on an
4 off-highway vehicle on public property unless the person wears:

5 (1) a safety helmet that complies with United States
6 Department of Transportation standards; ~~and~~

7 (2) eye protection; and

8 (3) seat belts, if the vehicle is equipped with seat
9 belts.

10 (c) This section does not apply to a motor vehicle that:

11 (1) has at least four wheels and is registered by the
12 Texas Department of Transportation for use on a public highway,
13 unless the vehicle is an all-terrain vehicle as defined by Section
14 502.001, Transportation Code;

15 (2) has four wheels and is equipped with bench or
16 bucket seats and seat belts and includes a roll bar or roll cage
17 construction to reduce the risk of injury to an occupant of the
18 vehicle in case of the vehicle's rollover; or

19 (3) is in the process of being loaded into or unloaded
20 from a trailer or another vehicle used to transport the motor
21 vehicle.

22 SECTION 4. Section 501.002(14), Transportation Code, is
23 amended to read as follows:

24 (14) "Motor vehicle" means:

25 (A) any motor driven or propelled vehicle
26 required to be registered under the laws of this state;

27 (B) a trailer or semitrailer, other than

1 manufactured housing, that has a gross vehicle weight that exceeds
2 4,000 pounds;

3 (C) a house trailer;

4 (D) an all-terrain vehicle or a recreational
5 off-highway vehicle, as those terms are defined by Section 502.001,
6 designed by the manufacturer for off-highway use that is not
7 required to be registered under the laws of this state; or

8 (E) a motorcycle, motor-driven cycle, or moped
9 that is not required to be registered under the laws of this state,
10 other than a motorcycle, motor-driven cycle, or moped designed for
11 and used exclusively on a golf course.

12 SECTION 5. Section 502.001, Transportation Code, is amended
13 by amending Subdivision (1) and adding Subdivision (19-a) to read
14 as follows:

15 (1) "All-terrain vehicle" means a motor vehicle that
16 is:

17 (A) equipped with a saddle[~~, bench, or bucket~~
18 ~~seats~~] for the use of:

19 (i) the rider; and

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

22 (B) designed to propel itself with three or more
23 tires in contact with the ground;

24 (C) designed by the manufacturer for off-highway
25 use; and

26 (D) not designed by the manufacturer primarily
27 for farming or lawn care.

1 (19-a) "Recreational off-highway vehicle" means a
2 motor vehicle that is:

3 (A) equipped with a non-straddle seat for the use
4 of:

5 (i) the rider; and

6 (ii) a passenger, if the vehicle is
7 designed by the manufacturer to transport a passenger;

8 (B) designed to propel itself with four or more
9 tires in contact with the ground;

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

12 (D) not designed by the manufacturer primarily
13 for farming or lawn care.

14 SECTION 6. Section 502.006, Transportation Code, is amended
15 to read as follows:

16 Sec. 502.006. CERTAIN OFF-HIGHWAY [~~ALL-TERRAIN~~] VEHICLES.

17 (a) Except as provided by Subsection (b), a person may not register
18 an all-terrain vehicle or a recreational off-highway vehicle, with
19 or without design alterations, for operation on a public highway.

20 (b) The state, a county, or a municipality may register an
21 all-terrain vehicle or a recreational off-highway vehicle for
22 operation on a public beach or highway to maintain public safety and
23 welfare.

24 (c) A recreational off-highway vehicle registered as
25 provided by Subsection (b) may be operated on a public or private
26 beach in the same manner as a golf cart may be operated on a public
27 or private beach under Section 502.0071. The operator must hold and

1 have in the operator's possession a driver's license issued under
2 Chapter 521 or a commercial driver's license issued under Chapter
3 522.

4 (d) [~~e~~] Section 502.172 does not apply to an all-terrain
5 vehicle or a recreational off-highway vehicle.

6 SECTION 7. Section 547.001, Transportation Code, is amended
7 by adding Subsection (2-a) to read as follows:

8 (2-a) "Golf cart" has the meaning assigned by Section
9 502.001.

10 SECTION 8. Section 547.002, Transportation Code, is amended
11 to read as follows:

12 Sec. 547.002. APPLICABILITY. Unless a provision is
13 specifically made applicable, this chapter and the rules of the
14 department adopted under this chapter do not apply to:

- 15 (1) an implement of husbandry;
- 16 (2) road machinery;
- 17 (3) a road roller;
- 18 (4) a farm tractor;
- 19 (5) a bicycle, a bicyclist, or bicycle equipment;
- 20 (6) an electric bicycle, an electric bicyclist, or
21 electric bicycle equipment; or
- 22 (7) a golf cart that is operated only as authorized by
23 [not required to be registered under] Section 551.403 [502.284].

24 SECTION 9. Subsection (d), Section 547.703, Transportation
25 Code, is amended to read as follows:

26 (d) A golf cart that is operated at a speed of not more than
27 25 miles per hour [as defined by Section 502.001] is required to

1 display a slow-moving-vehicle emblem [~~only~~] when it is operated on
2 a public highway, as defined by Section 502.001, under Section
3 551.403 or 551.404 [~~an arterial street~~].

4 SECTION 10. Chapter 551, Transportation Code, is amended by
5 adding Subchapter F to read as follows:

6 SUBCHAPTER F. GOLF CARTS

7 Sec. 551.401. DEFINITIONS. In this subchapter, "golf cart"
8 and "public highway" have the meanings assigned by Section 502.001.

9 Sec. 551.402. REGISTRATION NOT AUTHORIZED. (a) The Texas
10 Department of Transportation may not register a golf cart for
11 operation on a public highway regardless of whether any alteration
12 has been made to the golf cart.

13 (b) The department may issue license plates for a golf cart
14 only as authorized by Section 504.510.

15 Sec. 551.403. LIMITED OPERATION. (a) An operator may
16 operate a golf cart:

17 (1) in a master planned community:

18 (A) that has in place a uniform set of
19 restrictive covenants; and

20 (B) for which a county or municipality has
21 approved a plat;

22 (2) on a public or private beach; or

23 (3) on a public highway for which the posted speed
24 limit is not more than 35 miles per hour, if the golf cart is
25 operated:

26 (A) during the daytime; and

27 (B) not more than two miles from the location

1 where the golf cart is usually parked and for transportation to or
2 from a golf course.

3 (b) The Texas Department of Transportation or a county or
4 municipality may prohibit the operation of a golf cart on a public
5 highway if the department or the governing body of the county or
6 municipality determines that the prohibition is necessary in the
7 interest of safety.

8 Sec. 551.404. OPERATION IN MUNICIPALITIES. (a) In
9 addition to the operation authorized by Section 551.403, the
10 governing body of a municipality may allow an operator to operate a
11 golf cart on all or part of a public highway that:

12 (1) is in the corporate boundaries of the
13 municipality; and

14 (2) has a posted speed limit of not more than 35 miles
15 per hour.

16 (b) A golf cart operated under Subsection (a) must have the
17 following equipment:

18 (1) headlamps;

19 (2) taillamps;

20 (3) reflectors;

21 (4) parking brake; and

22 (5) mirrors.

23 Sec. 551.405. CROSSING CERTAIN ROADWAYS. A golf cart may
24 cross intersections, including a road or street that has a posted
25 speed limit of more than 35 miles per hour.

26 SECTION 11. Subsection (a), Section 601.052,
27 Transportation Code, is amended to read as follows:

1 (a) Section 601.051 does not apply to:

2 (1) the operation of a motor vehicle that:

3 (A) is a former military vehicle or is at least 25
4 years old;

5 (B) is used only for exhibitions, club
6 activities, parades, and other functions of public interest and not
7 for regular transportation; and

8 (C) for which the owner files with the department
9 an affidavit, signed by the owner, stating that the vehicle is a
10 collector's item and used only as described by Paragraph (B);

11 (2) the operation of a golf cart that is operated only
12 as authorized by [~~not required to be registered under~~] Section
13 551.403 [~~502.284~~]; or

14 (3) a volunteer fire department for the operation of a
15 motor vehicle the title of which is held in the name of a volunteer
16 fire department.

17 SECTION 12. The following sections of the Transportation
18 Code are repealed:

19 (1) Section 502.0071; and

20 (2) Subsection (e), Section 547.703.

21 SECTION 13. The heading to Subtitle G, Title 7,
22 Transportation Code, is amended to read as follows:

23 SUBTITLE G. MOTORCYCLES AND OFF-HIGHWAY [~~ALL-TERRAIN~~] VEHICLES

24 SECTION 14. The heading to Chapter 663, Transportation
25 Code, is amended to read as follows:

26 CHAPTER 663. CERTAIN OFF-HIGHWAY [~~ALL-TERRAIN~~] VEHICLES

27 SECTION 15. Section 663.001, Transportation Code, is

1 amended by adding Subdivision (3) to read as follows:

2 (3) "Recreational off-highway vehicle" has the
3 meaning assigned by Section 502.001.

4 SECTION 16. Subchapter A, Chapter 663, Transportation Code,
5 is amended by adding Section 663.003 to read as follows:

6 Sec. 663.003. RECREATIONAL OFF-HIGHWAY VEHICLES. This
7 chapter applies to the operator and operation of a recreational
8 off-highway vehicle in the same manner as if the recreational
9 off-highway vehicle were an all-terrain vehicle.

10 SECTION 17. Section 502.160, Transportation Code, is
11 amended to read as follows:

12 Sec. 502.160. FEE: MOTORCYCLE OR MOPED. The fee for a
13 registration year for registration of a motorcycle or moped is \$30.

14 SECTION 18. The heading to Section 502.161, Transportation
15 Code, is amended to read as follows:

16 Sec. 502.161. FEE: VEHICLES THAT WEIGH 6,000 POUNDS OR LESS
17 [PASSENGER CAR, MUNICIPAL BUS, PRIVATE BUS].

18 SECTION 19. Subsection (a), Section 502.161,
19 Transportation Code, is amended to read as follows:

20 (a) The fee for a registration year for registration of a
21 vehicle with a gross weight of [passenger car, a municipal bus, or a
22 private bus that weighs] 6,000 pounds or less is \$50.75, unless
23 otherwise provided in this chapter[+]

24 [~~(1) \$40.50 for a vehicle the model year of which is~~
25 ~~more than six years before the year in which the registration year~~
26 ~~begins,~~

27 [~~(2) \$50.50 for a vehicle the model year of which is~~

1 ~~more than three years but is six years or less before the year in~~
 2 ~~which the registration year begins; or~~
 3 ~~[(3) \$58.50 for a vehicle the model year of which is~~
 4 ~~three years or less before the year in which the registration year~~
 5 ~~begins].~~

6 SECTION 20. The heading to Section 502.162, Transportation
 7 Code, is amended to read as follows:

8 Sec. 502.162. FEE: VEHICLES THAT WEIGH MORE THAN 6,000
 9 POUNDS [~~COMMERCIAL MOTOR VEHICLE OR TRUCK-TRACTOR~~].

10 SECTION 21. Subsection (a), Section 502.162,
 11 Transportation Code, is amended to read as follows:

12 (a) The fee for a registration year for registration of a
 13 vehicle with a gross weight of more than 6,000 pounds is [~~commercial~~
 14 ~~motor vehicle or truck-tractor is \$25 plus an amount determined~~
 15 ~~according to the vehicle's gross weight and tire equipment,~~] as
 16 follows unless otherwise provided in this chapter:

<u>Weight Classification</u>	<u>Fee Schedule</u>
<u>in pounds</u>	
<u>6,001-10,000</u>	<u>\$54.00</u>
<u>10,001-18,000</u>	<u>\$110.00</u>
<u>18,001-25,999</u>	<u>\$205.00</u>
<u>26,000-40,000</u>	<u>\$340.00</u>
<u>40,001-54,999</u>	<u>\$535.00</u>
<u>55,000-70,000</u>	<u>\$740.00</u>
<u>70,001-80,000</u>	<u>\$840.00</u>

1	[Gross weight	Fee for each 100 pounds or	
2	[in pounds	fraction of 100 pounds	
3		[Equipped with	Equipped with
4		[pneumatic tires	solid tires
5	[1-6,000	\$0.44	\$0.55
6	[6,001-8,000	0.495	0.66
7	[8,001-10,000	0.605	0.77
8	[10,001-17,000	0.715	0.88
9	[17,001-24,000	0.77	0.99
10	[24,001-31,000	0.88	1.10
11	[31,001 and over	0.99	1.32]

12 SECTION 22. Section 502.165, Transportation Code, is
 13 amended to read as follows:

14 Sec. 502.165. FEE: ROAD TRACTOR. The fee for a registration
 15 year for registration of a road tractor is the fee prescribed by
 16 ~~[\$25 plus an amount determined according to the vehicle's]~~ weight
 17 as certified by a public weigher or a license and weight inspector
 18 of the Department of Public Safety under Section 502.161 or
 19 502.162, as applicable. ~~[, as follows:]~~

20		[Fee for each 100 pounds
21	[Gross weight in	or
22	[pounds	fraction of 100 pounds
23	[1-4,000	\$0.275
24	[4,001-6,000	0.55
25	[6,001-8,000	0.66
26	[8,001-10,000	0.825
27	[10,001 and over	1.10]

1 SECTION 23. The heading to Section 502.166, Transportation
 2 Code, is amended to read as follows:

3 Sec. 502.166. FEE: TRAILER, TRAVEL TRAILER, OR SEMITRAILER.

4 SECTION 24. Section 502.166, Transportation Code, is
 5 amended by amending Subsection (a) and adding Subsection (a-1) to
 6 read as follows:

7 (a) The fee for a registration year for registration of a
 8 trailer, travel trailer, or semitrailer with a [~~is \$25 plus an~~
 9 ~~amount determined according to the vehicle's~~] gross weight of 6,000
 10 pounds or less is \$45.00.

11 (a-1) The fee for a registration year for registration of a
 12 trailer, travel trailer, or semitrailer with a gross weight of more
 13 than 6,000 pounds is calculated by gross weight according to
 14 Section 502.162. [~~and tire equipment, as follows:~~

[Gross weight	Fee for each 100 pounds or	
[in pounds	fraction of 100 pounds	
	[Equipped with	Equipped with
	[pneumatic tires	solid tires
[1-6,000	\$0.33	\$0.44
[6,001-8,000	0.44	0.55
[8,001-10,000	0.55	0.66
[10,001-17,000	0.66	0.88
[17,001 and over	0.715	0.99]

24 SECTION 25. Subsections (a), (b), and (c), Section 502.167,
 25 Transportation Code, are amended to read as follows:

26 (a) This section applies only to a truck-tractor or
 27 commercial motor vehicle with a gross weight [~~manufacturer's rated~~

1 ~~carrying capacity~~ of more than 10,000 pounds ~~[one ton]~~ that is used
 2 or is to be used in combination with a semitrailer that has a gross
 3 weight of more than 6,000 pounds.

4 (b) The ~~[Notwithstanding Section 502.162, the]~~ fee for a
 5 registration year for registration of a truck-tractor or commercial
 6 motor vehicle is calculated by gross weight according to Section
 7 502.162. ~~[\$40 plus an amount determined according to the combined~~
 8 ~~gross weight of the vehicles, as follows:~~

9		[Fee for each 100 pounds
10	[Combined gross weight	or
11	[in pounds	fraction of 100 pounds
12	[18,000-36,000	\$0.60
13	[36,001-42,000	0.75
14	[42,001-62,000	0.90
15	[62,001 and over	1.00]

16 (c) The ~~[Notwithstanding Section 502.166, the]~~ fee for a
 17 registration year for registration of a semitrailer used in the
 18 manner described by Subsection (a), regardless of the date the
 19 semitrailer is registered, is:

20 (1) \$30, for a semitrailer being propelled by a power
 21 unit for which a permit under Section 623.011 has been issued; or

22 (2) \$15, for a semitrailer being propelled by a power
 23 unit for which a permit under Section 623.011 has not been issued.

24 SECTION 26. Section 502.168, Transportation Code, is
 25 amended to read as follows:

26 Sec. 502.168. FEE: MOTOR BUS. The fee for a registration
 27 year for registration of a motor bus is the fee prescribed by

1 Section 502.161 or 502.162, as applicable. [~~\$25 plus an amount~~
2 ~~determined according to the vehicle's gross weight, as follows:~~

3	[Fee for each 100 pounds
4	[Gross weight or
5	[in pounds fraction of 100 pounds
6	[1-6,000 \$0.44
7	[6,001-8,000 0.495
8	[8,001-10,000 0.605
9	[10,001-17,000 0.715
10	[17,001-24,000 0.77
11	[24,001-31,000 0.88
12	[31,001 and over 0.99]

13 SECTION 27. Subsection (b), Section 502.1705,
14 Transportation Code, is amended to read as follows:

15 (b) The department may use money collected under this
16 section to provide for or enhance [~~perform one or more of the~~
17 ~~following~~]:

18 (1) [~~enhancing the department's automated~~
19 ~~registration and title system,~~

20 [~~(2) providing for the automated on-site production of~~
21 ~~registration insignia, or~~

22 [~~(3) providing for~~] automated on-premises and
23 off-premises [~~self-service~~] registration; and

24 (2) services related to the titling of vehicles.

25 SECTION 28. The heading to Section 502.184, Transportation
26 Code, is amended to read as follows:

27 Sec. 502.184. REPLACEMENT OF [~~LOST, STOLEN, OR MUTILATED~~

1 ~~LICENSE PLATE OR~~ REGISTRATION INSIGNIA.

2 SECTION 29. Subsections (a), (b), (e), and (f), Section
3 502.184, Transportation Code, are amended to read as follows:

4 (a) The owner of a registered motor vehicle may obtain [~~from~~
5 ~~the department through the county assessor-collector replacement~~
6 ~~license plates or~~] a replacement registration insignia by:

7 (1) certifying [~~filing with the assessor-collector a~~
8 ~~statement:~~

9 [(A) ~~showing that one or both of the license~~
10 ~~plates or the registration insignia to be replaced has been lost,~~
11 ~~stolen, or mutilated; and~~

12 [(B) ~~stating~~] that the replacement [~~no license~~
13 ~~plate or~~] registration insignia [~~to be replaced~~] will not be used on
14 any other vehicle owned or operated by the person making the
15 statement;

16 (2) paying a fee of \$6 [~~\$5~~] plus the fees required by
17 Section [~~Sections 502.170(a) and~~] 502.1705(a) for [~~each set of~~
18 ~~replacement license plates or~~] each replacement registration
19 insignia, except as provided by other law [~~Subsection (b), (c), or~~
20 ~~(i)~~]; and

21 (3) returning [~~to the assessor-collector~~] each
22 replaced [~~plate or~~] registration insignia in the owner's
23 possession.

24 (b) No fee is required under this section if the replacement
25 fee for a license plate has been paid under Section 502.1841 [~~for~~
26 ~~the replacement of lost, stolen, or mutilated specialized license~~
27 ~~plates issued under Sections 504.308 and 504.315(e) and (f)~~]. [The

1 ~~fee for replacement of certain specialized license plates is:~~

2	[License plates issued under:	Fee:
3	[Section 504.411	\$2
4	[Section 504.409	\$9]

5 (e) A county assessor-collector may not issue ~~[replacement~~
6 ~~license plates or]~~ a replacement registration insignia without
7 complying with this section.

8 (f) A county assessor-collector shall retain \$2.50 of each
9 fee collected under this section and shall report and send the
10 remainder to the department ~~[as provided by Sections 502.102 and~~
11 ~~502.105]~~.

12 SECTION 30. Subchapter D, Chapter 502, Transportation Code,
13 is amended by adding Section 502.1841 to read as follows:

14 Sec. 502.1841. REPLACEMENT LICENSE PLATES. (a) The owner
15 of a registered motor vehicle may obtain replacement license plates
16 for the vehicle by:

17 (1) certifying that the replacement plates will not be
18 used on any other vehicle owned or operated by the person making the
19 statement;

20 (2) paying a fee of \$6 plus the fee required by Section
21 502.1705(a) for each set of replacement license plates, unless
22 otherwise specified by law; and

23 (3) returning to the department each license plate in
24 the owner's possession for which a replacement license plate is
25 obtained.

26 (b) Replacement license plates may not be issued except as
27 provided by this section.

1 (c) A county assessor-collector shall retain \$2.50 of each
2 fee collected under this section and forward the remainder of the
3 fee to the department.

4 (d) The fee required by this section applies to the issuance
5 of license plates for a transferred used vehicle for which the
6 registration and license plates were not transferred under
7 Subchapter I.

8 SECTION 31. Subsection (d), Section 504.101,
9 Transportation Code, is amended to read as follows:

10 (d) The department may not issue a replacement set of
11 personalized license plates to the same person before the sixth
12 anniversary of the date of issuance unless the applicant for
13 issuance of replacement plates pays the ~~[an additional]~~ fee
14 required by Section 502.1841 ~~[of \$30]~~.

15 SECTION 32. Section 504.501, Transportation Code, is
16 amended to read as follows:

17 Sec. 504.501. CLASSIC MOTOR VEHICLES AND TRAVEL TRAILERS.

18 (a) The department shall issue specialty license plates for a motor
19 vehicle that is at least 25 years old. The license plates must
20 include the word "Classic" ~~[words "Classic Auto," "Classic~~
21 ~~Motorcycle," or "Classic Truck"]~~ or a similar designation, as
22 appropriate.

23 (b) A person eligible for the license plates may instead use
24 license plates that were issued by this state in the same year as
25 the model year of the vehicle and are approved by the department if
26 the plates are approved for the vehicle before January 1, 2011. The
27 department may require the attachment of a registration insignia to

1 the license plate in a manner that does not affect the display of
2 information originally on the license plate.

3 (c) There is no [~~The~~] fee for issuance or approval of
4 license plates under this section [~~is \$15~~].

5 SECTION 33. Subsection (c), Section 504.505,
6 Transportation Code, is amended to read as follows:

7 (c) There is no [~~The initial~~] fee for issuance of the
8 license plates [~~is \$8~~]. The license plates may be renewed without
9 payment of a fee.

10 SECTION 34. Subsection (b), Section 504.507,
11 Transportation Code, is amended to read as follows:

12 (b) There is no [~~The~~] fee for issuance of the license plates
13 [~~is \$8~~]. The department shall:

14 (1) [~~also~~] collect any [~~additional~~] fee that a county
15 imposes under this chapter for registration of a forestry vehicle;
16 and

17 (2) send the fee to the appropriate county for
18 disposition.

19 SECTION 35. Subsection (b), Section 504.508,
20 Transportation Code, is amended to read as follows:

21 (b) There is no [~~The~~] fee for issuance of the license plates
22 [~~is \$15~~].

23 SECTION 36. Section 504.509, Transportation Code, is
24 amended to read as follows:

25 Sec. 504.509. VEHICLES CARRYING MOBILE AMATEUR RADIO
26 EQUIPMENT. [~~(a)~~] The department shall issue specialty license
27 plates for a person who holds an amateur radio station license

1 issued by the Federal Communications Commission and who operates
2 receiving and transmitting mobile amateur radio equipment. The
3 license plates shall include the person's amateur call letters as
4 assigned by the Federal Communications Commission. A person may
5 register more than one vehicle equipped with mobile amateur radio
6 equipment under this section, and the department shall issue
7 license plates that include the same amateur call letters for each
8 vehicle.

9 ~~[(b) The fee for issuance of the license plates is \$2 for the~~
10 ~~first year and \$1 for each subsequent year.]~~

11 SECTION 37. Subsection (b), Section 504.510,
12 Transportation Code, is amended to read as follows:

13 (b) The fee for issuance of the license plates is \$6 ~~[\$10]~~.

14 SECTION 38. Subsection (a), Section 504.801,
15 Transportation Code, is amended to read as follows:

16 (a) The department may create new specialty license plates
17 on its own initiative or on receipt of an application from a
18 potential sponsor. A new specialty license plate created under
19 this section must comply with each requirement of Section 504.702
20 unless the license is created by the department on its own
21 initiative. The department may permit a specialty license plate
22 created under this section to be personalized. The redesign of an
23 existing specialty license plate at the request of a sponsor shall
24 be treated like the issuance of a new specialty license plate,
25 except that the department may require a nonrefundable design fee
26 ~~[lower deposit amount to reflect the actual costs of redesigning~~
27 ~~the license plate]~~.

1 SECTION 39. The following provisions of the Transportation
2 Code are repealed:

- 3 (1) Section 502.007;
- 4 (2) Subsection (b), Section 502.161;
- 5 (3) Section 502.170;
- 6 (4) Subsection (c), Section 502.1705;
- 7 (5) Section 502.187;
- 8 (6) Subsection (c), Section 502.201;
- 9 (7) Section 502.453;
- 10 (8) Subsection (b), Section 504.409; and
- 11 (9) Section 504.5011.

12 SECTION 40. Sections 1 through 16 of this Act take effect
13 September 1, 2009. Sections 17 through 39 of this Act take effect
14 September 1, 2011.

President of the Senate

Speaker of the House

I certify that H.B. No. 2553 was passed by the House on April 22, 2009, by the following vote: Yeas 149, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 2553 on May 29, 2009, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 2553 on May 31, 2009, by the following vote: Yeas 145, Nays 0, 1 present, not voting.

Chief Clerk of the House

H.B. No. 2553

I certify that H.B. No. 2553 was passed by the Senate, with amendments, on May 27, 2009, by the following vote: Yeas 30, Nays 1; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 2553 on June 1, 2009, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: _____

Date

Governor