

By: Patrick, Dan

S.B. No. 389

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the definition of a police vehicle for the purposes of
3 certain traffic laws.

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

5 SECTION 1. Section 541.201(13-a), Transportation Code, is
6 amended to read as follows:

7 (13-a) "Police vehicle" means a vehicle [~~of a~~
8 ~~governmental entity~~] primarily used by a peace officer, as defined
9 by Article 2.12, Code of Criminal Procedure, for law enforcement
10 purposes that:

11 (A) is owned or leased by a governmental entity;

12 or

13 (B) is:

14 (i) a private vehicle owned or leased by the
15 peace officer; and

16 (ii) approved for use for law enforcement
17 purposes by the head of the law enforcement agency that employs the
18 peace officer, or by that person's designee.

19 SECTION 2. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2009.