

By: Phillips

H.B. No. 2470

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of sport bikes.

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

SECTION 1. This Act shall be known as Malorie's Law.

SECTION 2. Section 521.084, Transportation Code, is amended to read as follows:

Sec. 521.084. CLASS M LICENSE. A Class M driver's license authorizes the holder of the license to operate a motorcycle, including a sport bike as defined by Section 541.201, or a moped.

SECTION 3. Section 541.201, Transportation Code, is amended by adding Subdivision (18-a) to read as follows:

(18-a) "Sport bike" means a motorcycle:

(A) that is optimized for speed, acceleration, braking, and maneuverability on paved roads;

(B) that has a light-weight frame;

(C) on which the rider leans forward over the gas tank; and

(D) is not a touring, cruiser, standard, or dual-sport motorcycle.

SECTION 4. Subchapter I, Chapter 545, Transportation Code, is amended by adding Section 545.4161 to read as follows:

Sec. 545.4161. OPERATION OF SPORT BIKE. (a) In addition to the requirements and prohibitions under Section 545.416, an operator may not carry another person on a sport bike unless the

1 sport bike is designed to carry more than one person, and unless:

2 (1) the operator:

3 (A) is at least 18 years of age; and

4 (B) has had a Class M license for at least two
5 years; or

6 (2) the other person:

7 (A) is at least 18 years of age and holds a Class
8 M license; or

9 (B) is a motorcycle operator training and safety
10 course instructor certified under Chapter 662.

11 (b) An operator of a sport bike shall ensure that a
12 passenger on the sport bike complies with all department
13 regulations relating to motorcycle safety.

14 SECTION 5. The heading to Subchapter M, Chapter 547,
15 Transportation Code, is amended to read as follows:

16 SUBCHAPTER M. ADDITIONAL OR ALTERNATIVE EQUIPMENT REQUIREMENTS FOR
17 MOTORCYCLES, ~~AND~~ MOTOR-DRIVEN CYCLES, AND SPORT BIKES

18 SECTION 6. Subchapter M, Chapter 547, Transportation Code,
19 is amended by adding Section 547.803 to read as follows:

20 Sec. 547.803. SPORT BIKE SAFETY EQUIPMENT. If a sport bike
21 is designed to carry more than one person, the sport bike must be
22 equipped with foot pegs and handholds for use by a passenger on the
23 sport bike.

24 SECTION 7. Section 661.001(1), Transportation Code, is
25 amended to read as follows:

26 (1) "Motorcycle" means a motor vehicle designed to
27 propel itself with not more than three wheels in contact The term

1 includes a sport bike, as defined by Section 541.201. The term does
2 not include a tractor or a three-wheeled vehicle equipped with a cab
3 or occupant compartment, seat, and seat belt and designed to
4 contain the operator in the cab or occupant compartment.

5 SECTION 8. This Act takes effect September 1, 2011.