| **House Bill 378**  Senate Amendments  Section-by-Section Analysis | | |
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| HOUSE VERSION | SENATE VERSION (CS) | CONFERENCE |
| SECTION 1. Section 545.157, Transportation Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:  (a) On approaching a stationary authorized emergency vehicle using visual signals that meet the requirements of Sections 547.305 and 547.702, or a stationary tow truck using equipment authorized by Section 547.305(d), an operator, unless otherwise directed by a police officer, shall:  (1) vacate the lane closest to the emergency vehicle or tow truck when driving on a highway with two or more lanes traveling in the direction of the emergency vehicle or tow truck; or  (2) slow to a speed not to exceed:  (A) 20 miles per hour less than the posted speed limit when the posted speed limit is 25 miles per hour or more; or  (B) five miles per hour when the posted speed limit is less than 25 miles per hour.  (d) In this section, "tow truck" means a vehicle that:  (1) has been issued a permit under Subchapter C, Chapter 2308, Occupations Code; and  (2) is operated by a person licensed under Subchapter D, Chapter 2308, Occupations Code. | SECTION 1. Same as House version. |  |
| SECTION 2. 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; [~~or~~]  (2) 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; or  (3) a tow truck, as defined by Section 545.157(d). | SECTION 2. 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; [~~or~~]  (2) 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; or  (3) a tow truck, as defined by Section 545.157(d), that is performing towing duties under Chapter 2308, Occupations Code. |  |
| SECTION 3. Section 547.305(a), Transportation Code, is amended to read as follows:  (a) A motor vehicle lamp or illuminating device, other than a headlamp, spotlamp, auxiliary lamp, turn signal lamp, or emergency vehicle, tow truck, or school bus warning lamp, that projects a beam with an intensity brighter than 300 candlepower shall be directed so that no part of the high-intensity portion of the beam strikes the roadway at a distance of more than 75 feet from the vehicle. | SECTION 3. Same as House version. |  |
| SECTION 4. This Act takes effect September 1, 2011. | SECTION 4. Same as House version. |  |