

By: Lavender

H.B. No. 1170

Substitute the following for H.B. No. 1170:

By: Pickett

C.S.H.B. No. 1170

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to all-terrain vehicles and recreational off-highway  
3 vehicles.

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

5 SECTION 1. Sections 502.001(1) and (37), Transportation  
6 Code, are amended to read as follows:

7 (1) "All-terrain vehicle" means a motor vehicle that  
8 is:

9 (A) equipped with a seat or seats [~~saddle~~] for  
10 the use of:

11 (i) the rider; and

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

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

16 (C) designed by the manufacturer for off-highway  
17 use; [~~and~~]

18 (D) not designed by the manufacturer primarily  
19 for farming or lawn care; and

20 (E) not more than 50 inches wide.

21 (37) "Recreational off-highway vehicle" means a motor  
22 vehicle that is:

23 (A) equipped with a [~~non-straddle~~] seat or seats  
24 for the use of:

- 1 (i) the rider; and  
2 (ii) a passenger or passengers, if the  
3 vehicle is designed by the manufacturer to transport a passenger or  
4 passengers;
- 5 (B) designed to propel itself with four or more  
6 tires in contact with the ground;
- 7 (C) designed by the manufacturer for off-highway  
8 use by the operator only; [~~and~~]
- 9 (D) not designed by the manufacturer primarily  
10 for farming or lawn care; and
- 11 (E) not more than 65 inches wide.

12 SECTION 2. Section 663.001(1), Transportation Code, is  
13 amended to read as follows:

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

- 16 (A) equipped with a seat or seats [~~saddle~~] for  
17 the use of:
- 18 (i) the rider; and  
19 (ii) a passenger, if the motor vehicle is  
20 designed by the manufacturer to transport a passenger;
- 21 (B) designed to propel itself with three or four  
22 tires in contact with the ground;
- 23 (C) designed by the manufacturer for off-highway  
24 use by the operator only; [~~and~~]
- 25 (D) not designed by the manufacturer for farming  
26 or lawn care; and
- 27 (E) not more than 50 inches wide.

1 SECTION 3. This Act takes effect September 1, 2013.