

By: Farrar

H.B. No. 3754

A BILL TO BE ENTITLED

AN ACT

relating to vehicles passing a highway construction worker;
providing a penalty.

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

SECTION 1. The heading to Section 545.157, Transportation Code, is amended to read as follows:

Sec. 545.157. PASSING AUTHORIZED EMERGENCY VEHICLE, TOW TRUCK, OR CONSTRUCTION WORKER.

SECTION 2. Section 545.157(a), Transportation Code, is amended 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), or a construction worker working on a highway construction project, an operator, unless otherwise directed by a police officer, shall:

(1) vacate the lane closest to the emergency vehicle, ~~or~~ tow truck, or construction worker when driving on a highway with two or more lanes traveling in the direction of the emergency vehicle, ~~or~~ tow truck, or construction worker; 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

1 limit is less than 25 miles per hour.

2 SECTION 3. The change in law made by this Act applies only
3 to an offense committed on or after the effective date of this Act.
4 An offense committed before the effective date of this Act is
5 covered by the law in effect on the date the offense was committed,
6 and the former law is continued in effect for that purpose. For
7 purposes of this section, an offense was committed before the
8 effective date of this Act if any element of the offense occurred
9 before that date.

10 SECTION 4. This Act takes effect September 1, 2013.