

By: Watson

S.B. No. 763

A BILL TO BE ENTITLED

AN ACT

relating to motorcycle training and the license requirements for a three-wheeled motorcycle; creating an offense.

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

SECTION 1. Subsection (a), Section 521.148, Transportation Code, is amended to read as follows:

(a) An applicant for an original Class M license or Class A, B, or C driver's license that includes an authorization to operate a motorcycle must furnish to the department evidence satisfactory to the department that the applicant has successfully completed a ~~basic~~ motorcycle operator training course approved by the department under Chapter 662. The department shall issue a Class M license that is restricted to the operation of a three-wheeled motorcycle if the motorcycle operator training course completed by the applicant is specific to the operation of a three-wheeled motorcycle.

SECTION 2. Subsection (b), Section 662.002, Transportation Code, is amended to read as follows:

(b) The program may ~~shall~~ include curricula developed by the Motorcycle Safety Foundation.

SECTION 3. Section 662.006, Transportation Code, is amended to read as follows:

Sec. 662.006. UNAUTHORIZED TRAINING PROHIBITED. (a) A person may not offer or conduct training in motorcycle operation

1 for [a] consideration unless the person is licensed by or contracts  
2 with the designated state agency.

3 (b) A person who violates Subsection (a) commits an offense.  
4 An offense under this subsection is a Class B misdemeanor, except  
5 that the offense is a Class A misdemeanor if it is shown on the trial  
6 of the offense that the defendant has been previously convicted of  
7 an offense under this section.

8 SECTION 4. Subsection (b), Section 662.008, Transportation  
9 Code, is amended to read as follows:

10 (b) Following denial, suspension, or cancellation of  
11 ~~[Before the designated state agency may deny, suspend, or cancel]~~  
12 the approval of a program sponsor or an instructor, notice and  
13 opportunity for a hearing must be given as provided by:

14 (1) Chapter 2001, Government Code; and

15 (2) Chapter 53, Occupations Code.

16 SECTION 5. This Act takes effect September 1, 2013.