

1-1 By: Watson S.B. No. 763
 1-2 (In the Senate - Filed February 22, 2013; February 26, 2013,
 1-3 read first time and referred to Committee on Transportation;
 1-4 March 20, 2013, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; March 20, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to motorcycle training and the license requirements for a
 1-20 three-wheeled motorcycle; creating an offense.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subsection (a), Section 521.148, Transportation
 1-23 Code, is amended to read as follows:

1-24 (a) An applicant for an original Class M license or Class A,
 1-25 B, or C driver's license that includes an authorization to operate a
 1-26 motorcycle must furnish to the department evidence satisfactory to
 1-27 the department that the applicant has successfully completed a
 1-28 ~~[basic]~~ motorcycle operator training course approved by the
 1-29 department under Chapter 662. The department shall issue a Class M
 1-30 license that is restricted to the operation of a three-wheeled
 1-31 motorcycle if the motorcycle operator training course completed by
 1-32 the applicant is specific to the operation of a three-wheeled
 1-33 motorcycle.

1-34 SECTION 2. Subsection (b), Section 662.002, Transportation
 1-35 Code, is amended to read as follows:

1-36 (b) The program may ~~[shall]~~ include curricula developed by
 1-37 the Motorcycle Safety Foundation.

1-38 SECTION 3. Section 662.006, Transportation Code, is amended
 1-39 to read as follows:

1-40 Sec. 662.006. UNAUTHORIZED TRAINING PROHIBITED. (a) A
 1-41 person may not offer or conduct training in motorcycle operation
 1-42 for ~~[a]~~ consideration unless the person is licensed by or contracts
 1-43 with the designated state agency.

1-44 (b) A person who violates Subsection (a) commits an offense.
 1-45 An offense under this subsection is a Class B misdemeanor, except
 1-46 that the offense is a Class A misdemeanor if it is shown on the trial
 1-47 of the offense that the defendant has been previously convicted of
 1-48 an offense under this section.

1-49 SECTION 4. Subsection (b), Section 662.008, Transportation
 1-50 Code, is amended to read as follows:

1-51 (b) Following denial, suspension, or cancellation of
 1-52 ~~[Before the designated state agency may deny, suspend, or cancel]~~
 1-53 the approval of a program sponsor or an instructor, notice and
 1-54 opportunity for a hearing must be given as provided by:

- 1-55 (1) Chapter 2001, Government Code; and
- 1-56 (2) Chapter 53, Occupations Code.

1-57 SECTION 5. This Act takes effect September 1, 2013.

1-58 * * * * *