

1-1 By: Giddings, Guillen (Senate Sponsor - Menéndez) H.B. No. 473  
 1-2 (In the Senate - Received from the House May 4, 2015;  
 1-3 May 5, 2015, read first time and referred to Committee on Criminal  
 1-4 Justice; May 13, 2015, reported favorably by the following vote:  
 1-5 Yeas 7, Nays 0; May 13, 2015, 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 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to a prohibition on the sale or transfer of certain law  
 1-18 enforcement vehicles before removal of certain equipment and  
 1-19 insignia.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Subchapter Z, Chapter 2175, Government Code, is  
 1-22 amended by adding Section 2175.908 to read as follows:

1-23 Sec. 2175.908. SALE OR TRANSFER OF LAW ENFORCEMENT VEHICLE.

1-24 (a) Except as provided by Subsection (b), the commission or another  
 1-25 state agency, including an agency delegated the authority to  
 1-26 dispose of surplus or salvage property under Section 2175.065, may  
 1-27 not sell or transfer a marked patrol car or other law enforcement  
 1-28 motor vehicle to the public unless the state agency first removes  
 1-29 any equipment or insignia that could mislead a reasonable person to  
 1-30 believe that the vehicle is a law enforcement motor vehicle,  
 1-31 including any police light, siren, amber warning light, spotlight,  
 1-32 grill light, antenna, emblem, outline of an emblem, and emergency  
 1-33 vehicle equipment.

1-34 (b) The commission or another state agency, including an  
 1-35 agency delegated the authority to dispose of surplus or salvage  
 1-36 property under Section 2175.065, may not sell or transfer a marked  
 1-37 patrol car or other law enforcement motor vehicle to a security  
 1-38 services contractor who is regulated by the Department of Public  
 1-39 Safety and licensed under Chapter 1702, Occupations Code, unless  
 1-40 each emblem or insignia that identifies the vehicle as a law  
 1-41 enforcement motor vehicle is removed before the sale or transfer.

1-42 SECTION 2. Section 2175.304, Government Code, is amended by  
 1-43 adding Subsection (f) to read as follows:

1-44 (f) Section 2175.908 applies to a university system or  
 1-45 institution or agency of higher education included within the  
 1-46 definition of "state agency" under Section 2151.002.

1-47 SECTION 3. Chapter 272, Local Government Code, is amended  
 1-48 by adding Section 272.006 to read as follows:

1-49 Sec. 272.006. SALE OR TRANSFER OF LAW ENFORCEMENT VEHICLE.

1-50 (a) In this section, "political subdivision" means a county,  
 1-51 municipality, school district, junior college district, other  
 1-52 special district, or other subdivision of state government.

1-53 (b) A political subdivision may not sell or transfer a  
 1-54 marked patrol car or other law enforcement motor vehicle to the  
 1-55 public unless the political subdivision first removes any equipment  
 1-56 or insignia that could mislead a reasonable person to believe that  
 1-57 the vehicle is a law enforcement motor vehicle, including any  
 1-58 police light, siren, amber warning light, spotlight, grill light,  
 1-59 antenna, emblem, outline of an emblem, or emergency vehicle  
 1-60 equipment.

1-61 (c) A political subdivision may not sell or transfer a

2-1 marked patrol car or other political subdivision law enforcement  
2-2 motor vehicle to a security services contractor who is regulated by  
2-3 the Department of Public Safety and licensed under Chapter 1702,  
2-4 Occupations Code, unless each emblem or insignia that identifies  
2-5 the vehicle as a law enforcement motor vehicle is removed before the  
2-6 sale or transfer.  
2-7 SECTION 4. This Act takes effect September 1, 2015.

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