

By: Kacal, Cyrier, Guillen

H.B. No. 1147

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the operation of all-terrain vehicles and recreational  
3 off-highway vehicles.

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

5 SECTION 1. Sections 663.037(d) and (g), Transportation  
6 Code, are amended to read as follows:

7 (d) The operator of an all-terrain vehicle may drive the  
8 vehicle on a public street, road, or highway that is not an  
9 interstate or limited-access highway if:

10 (1) the transportation is in connection with:

11 (A) the production, cultivation, care,  
12 harvesting, preserving, drying, processing, canning, storing,  
13 handling, shipping, marketing, selling, or use of agricultural  
14 products, as defined by Section 52.002, Agriculture Code; or

15 (B) utility work performed by a utility;

16 (2) the operator attaches to the back of the vehicle  
17 ~~[on top of an eight-foot-long pole]~~ a triangular orange flag that is  
18 at least six feet above ground level;

19 (3) the vehicle's headlights and taillights are  
20 illuminated;

21 (4) the operator holds a driver's license, as defined  
22 by Section 521.001;

23 (5) the operation of the all-terrain vehicle occurs in  
24 the daytime; and

1           (6) the operation of the all-terrain vehicle does not  
2 exceed a distance of 25 miles from the point of origin to the  
3 destination.

4           (g) A peace officer or other person who provides law  
5 enforcement, firefighting, ambulance, medical, or other emergency  
6 services, including a volunteer firefighter, may operate an  
7 all-terrain vehicle on a public street, road, or highway that is not  
8 an interstate or limited-access highway only if:

9           (1) the transportation is in connection with the  
10 performance of the operator's [~~officer's~~] official duty;

11           (2) the operator [~~officer~~] attaches to the back of the  
12 vehicle [~~on top of an eight-foot-long pole~~] a triangular orange  
13 flag that is at least six feet above ground level;

14           (3) the vehicle's headlights and taillights are  
15 illuminated; and

16           (4) the operator [~~officer~~] holds a driver's license,  
17 as defined by Section 521.001[, and

18           [~~(5) the operation of the all-terrain vehicle does not~~  
19 ~~exceed a distance of 25 miles from the point of origin to the~~  
20 ~~destination~~].

21           SECTION 2. This Act takes effect September 1, 2015.