

By: Peña

H.B. No. 2320

A BILL TO BE ENTITLED

AN ACT

relating to requirements for a peace officer stopping a motor vehicle for a suspected violation of a traffic law.

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

SECTION 1. Subchapter I, Chapter 545, Transportation Code, is amended by adding Section 545.428 to read as follows:

Sec. 545.428. MOTOR VEHICLE STOP BY PEACE OFFICER. A peace officer who directs the operator of a motor vehicle operating on a highway with a speed limit of at least 55 miles per hour to bring the motor vehicle to a stop for an alleged violation of a law or ordinance shall, if possible:

(1) direct the operator to stop the motor vehicle on another roadway with a speed limit of less than 55 miles per hour or in another location where the officer can safely approach the motor vehicle; or

(2) for a motor vehicle stopped on a highway with a speed limit of at least 55 miles per hour, direct the operator to move the motor vehicle to a roadway or location described by Subdivision (1).

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.