

1-1 By: Nichols S.B. No. 1171
 1-2 (In the Senate - Filed March 10, 2015; March 17, 2015, read
 1-3 first time and referred to Committee on Transportation;
 1-4 April 7, 2015, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 8, Nays 0; April 7, 2015,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1171 By: Nichols

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the operation of certain oversize or overweight
 1-22 vehicles transporting timber, timber products, or forestry
 1-23 equipment on certain public roadways.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 621.102(d), Transportation Code, is
 1-26 amended to read as follows:

1-27 (d) A vehicle operating under a permit issued under Section
 1-28 623.011, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192,
 1-29 [~~or~~] 623.212, or 623.321, as added by Chapter 1135 (H.B. 2741), Acts
 1-30 of the 83rd Legislature, Regular Session, 2013, may operate under
 1-31 the conditions authorized by the permit over a road for which the
 1-32 executive director of the Texas Department of Transportation has
 1-33 set a maximum weight under this section.

1-34 SECTION 2. Section 621.301(e), Transportation Code, is
 1-35 amended to read as follows:

1-36 (e) A vehicle operating under a permit issued under Section
 1-37 623.011, 623.071, 623.094, 623.121, 623.142, 623.181, 623.192,
 1-38 [~~or~~] 623.212, or 623.321, as added by Chapter 1135 (H.B. 2741), Acts
 1-39 of the 83rd Legislature, Regular Session, 2013, may operate under
 1-40 the conditions authorized by the permit over a road for which the
 1-41 commissioners court has set a maximum weight under this section.

1-42 SECTION 3. Section 622.901, Transportation Code, is amended
 1-43 to read as follows:

1-44 Sec. 622.901. WIDTH EXCEPTIONS. The width limitation
 1-45 provided by Section 621.201 does not apply to:

1-46 (1) highway building or maintenance machinery that is
 1-47 traveling:

1-48 (A) during daylight on a public highway other
 1-49 than a highway that is part of the national system of interstate and
 1-50 defense highways; or

1-51 (B) for not more than 50 miles on a highway that
 1-52 is part of the national system of interstate and defense highways;

1-53 (2) a vehicle traveling during daylight on a public
 1-54 highway other than a highway that is part of the national system of
 1-55 interstate and defense highways or traveling for not more than 50
 1-56 miles on a highway that is part of the national system of interstate
 1-57 and defense highways if the vehicle is:

1-58 (A) a farm tractor or implement of husbandry; or

1-59 (B) a vehicle on which a farm tractor, [~~or~~]
 1-60 implement of husbandry, or equipment used in the harvesting and

2-1 production of timber, other than a tractor, [~~or~~] implement, or
2-2 equipment being transported from one dealer to another, is being
2-3 moved by the owner of the tractor, [~~or~~] implement, or equipment or
2-4 by an agent or employee of the owner:

2-5 (i) to deliver the tractor, [~~or~~] implement,
2-6 or equipment to a new owner;

2-7 (ii) to transport the tractor, [~~or~~]
2-8 implement, or equipment to or from a mechanic for maintenance or
2-9 repair; or

2-10 (iii) in the course of an agricultural
2-11 forestry operation;

2-12 (3) machinery that is used solely for drilling water
2-13 wells, including machinery that is a unit or a unit mounted on a
2-14 conventional vehicle or chassis, and that is traveling:

2-15 (A) during daylight on a public highway other
2-16 than a highway that is part of the national system of interstate and
2-17 defense highways; or

2-18 (B) for not more than 50 miles on a highway that
2-19 is part of the national system of interstate and defense highways;

2-20 (4) a vehicle owned or operated by a public, private,
2-21 or volunteer fire department;

2-22 (5) a vehicle registered under Section 502.431; or

2-23 (6) a recreational vehicle to which Section 622.903
2-24 applies.

2-25 SECTION 4. Section 623.322(a), Transportation Code, as
2-26 added by Chapter 1135 (H.B. 2741), Acts of the 83rd Legislature,
2-27 Regular Session, 2013, is amended to read as follows:

2-28 (a) To qualify for a permit under this subchapter for a
2-29 vehicle or combination of vehicles, a person must:

2-30 (1) pay a permit fee of \$900 [~~\$1,500~~];

2-31 (2) designate in the permit application the timber
2-32 producing counties described by Section 623.321(a) in which the
2-33 vehicle or combination of vehicles will be operated; and

2-34 (3) satisfy the security requirement of Section
2-35 623.012.

2-36 SECTION 5. The change in law made by this Act applies only
2-37 to an offense committed on or after the effective date of this Act.
2-38 An offense committed before the effective date of this Act is
2-39 governed by the law in effect on the date the offense was committed,
2-40 and the former law is continued in effect for that purpose. For
2-41 purposes of this section, an offense was committed before the
2-42 effective date of this Act if any element of the offense occurred
2-43 before that date.

2-44 SECTION 6. This Act takes effect immediately if it receives
2-45 a vote of two-thirds of all the members elected to each house, as
2-46 provided by Section 39, Article III, Texas Constitution. If this
2-47 Act does not receive the vote necessary for immediate effect, this
2-48 Act takes effect September 1, 2015.

2-49 * * * * *