

By: Bonnen of Brazoria, Phillips, Morrison,  
Price

H.B. No. 384

Substitute the following for H.B. No. 384:

By: Morrison

C.S.H.B. No. 384

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the operation of a utility vehicle on a public highway  
3 in certain counties.

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

5 SECTION 1. The heading to Subchapter F, Chapter 551,  
6 Transportation Code, as effective September 1, 2017, is amended to  
7 read as follows:

8 SUBCHAPTER F. GOLF CARTS AND UTILITY VEHICLES

9 SECTION 2. Sections 551.404(a-1) and (b), Transportation  
10 Code, as effective September 1, 2017, are amended to read as  
11 follows:

12 (a-1) In addition to the operation authorized by Section  
13 551.403, the commissioners court of a county described by  
14 Subsection (a-2) may allow an operator to operate a golf cart or  
15 utility vehicle on all or part of a public highway that:

16 (1) is located in the unincorporated area of the  
17 county; and

18 (2) has a speed limit of not more than 35 miles per  
19 hour.

20 (b) A golf cart or utility vehicle operated under this  
21 section must have the following equipment:

22 (1) headlamps;

23 (2) taillamps;

24 (3) reflectors;

1 (4) parking brake; and

2 (5) mirrors.

3 SECTION 3. Section 663.001(1-b), Transportation Code, as  
4 effective September 1, 2017, is amended to read as follows:

5 (1-b) "Off-highway vehicle" means [~~+~~

6 [~~(A)~~] an all-terrain vehicle or recreational  
7 off-highway vehicle, as those terms are defined by Section 502.001  
8 [~~+~~ or

9 [~~(B)~~ a utility vehicle].

10 SECTION 4. Section 663.001(4), Transportation Code, as  
11 effective September 1, 2017, is transferred to Section 551.401,  
12 Transportation Code, redesignated as Section 551.401(3),  
13 Transportation Code, and amended to read as follows:

14 (3) [~~(4)~~] "Utility vehicle" means a motor vehicle that  
15 is not a golf cart [~~, as defined by Section 502.001,~~] or lawn mower  
16 and is:

17 (A) equipped with side-by-side seating for the  
18 use of the operator and a passenger;

19 (B) designed to propel itself with at least four  
20 tires in contact with the ground;

21 (C) designed by the manufacturer for off-highway  
22 use only; and

23 (D) designed by the manufacturer primarily for  
24 utility work and not for recreational purposes.

25 SECTION 5. This Act takes effect September 1, 2017, if it  
26 receives a vote of two-thirds of all the members elected to each  
27 house, as provided by Section 39, Article III, Texas Constitution.

C.S.H.B. No. 384

1 If this Act does not receive the vote necessary for effect on that  
2 date, this Act takes effect on the 91st day after the last day of the  
3 legislative session.