



17 MAY 15 AM 8:35  
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. \_\_\_\_\_

BY: Kaca

1 Amend C.S.S.B. No. 312 (house committee report) by adding the  
2 following appropriately numbered SECTIONS to the bill and  
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION \_\_\_\_\_. Section 621.508(a), Transportation Code, is  
5 amended to read as follows:

6 (a) It is an affirmative defense to prosecution of, or an  
7 action under Subchapter F for, the offense of operating a vehicle  
8 with a single axle weight or tandem axle weight heavier than the  
9 axle weight authorized by law that at the time of the offense the  
10 vehicle:

11 (1) had a single axle weight or tandem axle weight that  
12 was not heavier than the axle weight authorized by law plus 12  
13 percent;

14 (2) was loaded with:

15 (A) timber, pulp wood, wood chips, [~~or~~] cotton,  
16 livestock, livestock feed, grain, brewer's grains, distiller's  
17 grains, or corn gluten meal; or

18 (B) other agricultural products that are:

19 (i) [~~(A)~~] in their natural state; and

20 (ii) [~~(B)~~] being transported from the place  
21 of production to the place of first marketing or first processing;  
22 and

23 (3) was not being operated on a portion of the national  
24 system of interstate and defense highways.

25 SECTION \_\_\_\_\_. Section 621.508(a), Transportation Code, as  
26 amended by this Act, applies only to an offense committed on or  
27 after the effective date of this Act. An offense committed before  
28 the effective date of this Act is governed by the law in effect on  
29 the date the offense was committed, and the former law is continued

1 in effect for that purpose. For purposes of this section, an offense  
2 was committed before the effective date of this Act if any element  
3 of the offense occurred before that date.