

BILL ANALYSIS

C.S.H.B. 2366
By: Davis, Yvonne
Transportation
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Interested parties note that certain airport security vehicles are not recognized by state law as emergency vehicles. C.S.H.B. 2366 seeks to address this issue by including an emergency management or airport security vehicle owned or leased by certain airports among the vehicles classified as authorized emergency vehicles for purposes of the laws governing the rules of the road.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.H.B. 2366 amends the Transportation Code to authorize a motor vehicle that has been designated or authorized by, and is owned or leased by, a joint airport board to be equipped with flashing blue and amber lights visible from directly in front of the center of the vehicle.

EFFECTIVE DATE

September 1, 2017.

COMPARISON OF ORIGINAL AND SUBSTITUTE

While C.S.H.B. 2366 may differ from the original in minor or nonsubstantive ways, the following comparison is organized and formatted in a manner that indicates the substantial differences between the introduced and committee substitute versions of the bill.

INTRODUCED

SECTION 1. Section 541.201(1), Transportation Code, is amended to read as follows:

- (1) "Authorized emergency vehicle" means:
(A) a fire department or police vehicle;

HOUSE COMMITTEE SUBSTITUTE

SECTION 1. Subchapter D, Chapter 22, Transportation Code, is amended by adding Section 22.091 to read as follows:

Sec. 22.091. AIRPORT SECURITY VEHICLES. (a) In this section,

- (B) a public or private ambulance operated by a person who has been issued a license by the Department of State Health Services;
- (C) an emergency medical services vehicle:
 - (i) authorized under an emergency medical services provider license issued by the Department of State Health Services under Chapter 773, Health and Safety Code; and
 - (ii) operating under a contract with an emergency services district that requires the emergency medical services provider to respond to emergency calls with the vehicle;
- (D) a municipal department or public service corporation emergency vehicle that has been designated or authorized by the governing body of a municipality;
- (E) a county-owned or county-leased emergency management vehicle that has been designated or authorized by the commissioners court;
- (F) a vehicle that has been designated by the department under Section 546.0065;
- (G) a private vehicle of a volunteer firefighter or a certified emergency medical services employee or volunteer when responding to a fire alarm or medical emergency;
- (H) an industrial emergency response vehicle, including an industrial ambulance, when responding to an emergency, but only if the vehicle is operated in compliance with criteria in effect September 1, 1989, and established by the predecessor of the Texas Industrial Emergency Services Board of the State Firefighters' [~~Firemen's~~] and Fire Marshals' Association of Texas;
- (I) a vehicle of a blood bank or tissue bank, accredited or approved under the laws of this state or the United States, when making emergency deliveries of blood, drugs, medicines, or organs;
- (J) a vehicle used for law enforcement purposes that is owned or leased by a federal governmental entity; [~~or~~]
- (K) a private vehicle of an employee or volunteer of a county emergency management division in a county with a population of more than 46,500 and less than 48,000 that is designated as an authorized emergency vehicle by the commissioners court of that county; or
- (L) an emergency management or airport security vehicle that:
 - (i) is owned or leased by an airport operated by a joint board created under Section

"airport security vehicle" means a motor vehicle that:
(1) is owned or leased by a joint board; and

22.074 for which the constituent agencies are populous home-rule municipalities, as those terms are defined by Section 22.071; and

(ii) has been designated or authorized by the chief executive officer of the joint board.

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, 2017.

(2) has been designated or authorized by the joint board.

(b) An airport security vehicle may be equipped with flashing blue and amber lights visible from directly in front of the center of the vehicle.

SECTION 2. This Act takes effect September 1, 2017.