

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Kacal, et al.

H.B. No. 920

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the operation of all-terrain vehicles and recreational  
3 off-highway vehicles.

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

5 SECTION 1. Sections 663.037(d) and (g), Transportation  
6 Code, are amended to read as follows:

7 (d) The operator of an all-terrain vehicle may drive the  
8 vehicle on a public street, road, or highway that is not an  
9 interstate or limited-access highway if:

10 (1) the transportation is in connection with:

11 (A) the production, cultivation, care,  
12 harvesting, preserving, drying, processing, canning, storing,  
13 handling, shipping, marketing, selling, or use of agricultural  
14 products, as defined by Section 52.002, Agriculture Code; or

15 (B) utility work performed by a utility;

16 (2) the operator attaches to the back of the vehicle  
17 ~~[on top of an eight-foot-long pole]~~ a triangular orange flag that is  
18 at least six feet above ground level;

19 (3) the vehicle's headlights and taillights are  
20 illuminated;

21 (4) the operator holds a driver's license, as defined  
22 by Section 521.001;

23 (5) the operation of the all-terrain vehicle occurs in  
24 the daytime; and

1           (6) the operation of the all-terrain vehicle does not  
2 exceed a distance of 25 miles from the point of origin to the  
3 destination.

4           (g) A peace officer or other person who provides law  
5 enforcement, firefighting, ambulance, medical, or other emergency  
6 services, including a volunteer firefighter, may operate an  
7 all-terrain vehicle on a public street, road, or highway that is not  
8 an interstate or limited-access highway only if:

9           (1) the transportation is in connection with the  
10 performance of the operator's [~~officer's~~] official duty;

11           (2) the operator [~~officer~~] attaches to the back of the  
12 vehicle [~~on top of an eight-foot-long pole~~] a triangular orange  
13 flag that is at least six feet above ground level;

14           (3) the vehicle's headlights and taillights are  
15 illuminated; and

16           (4) the operator [~~officer~~] holds a driver's license,  
17 as defined by Section 521.001[~~, and~~

18 [~~(5) the operation of the all-terrain vehicle does not~~  
19 ~~exceed a distance of 25 miles from the point of origin to the~~  
20 ~~destination]~~.

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

ADOPTED

*as amended*  
MAY 17 2017

*Henry Spaw*  
Secretary of the Senate

VV

FLOOR AMENDMENT NO. 1

BY: *Brandon Coe*

1 Amend H.B. No. 920 (senate committee printing) in SECTION 1  
2 of the bill, in amended Section 663.037(g), Transportation Code  
3 (page 1, lines 55-61), by striking Subdivisions (3)-(5) and  
4 substituting the following:

5 (3) the vehicle's headlights and taillights are  
6 illuminated;

7 (4) the operator [~~officer~~] holds a driver's license,  
8 as defined by Section 521.001; and

9 (5) the operation of the all-terrain vehicle does not  
10 exceed a distance of 25 miles from the point of origin to the  
11 destination.

ADOPTED

MAY 17 2017

*Leta Spaul*  
Secretary of the Senate BY:

*Blythe*

FLOOR AMENDMENT NO. 2

1 Amend Floor Amendment #1 by Creighton, to H.B. No. 920, on  
2 page 1, line 10, by striking "25" and substituting "10 ~~{25}~~"

LEGISLATIVE BUDGET BOARD  
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 18, 2017

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB920** by Kacal (Relating to the operation of all-terrain vehicles and recreational off-highway vehicles.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Transportation Code to amend several provisions relating to the operation of all-terrain vehicles and recreational off-highway vehicles. It is assumed any costs associated with implementing the provisions of the bill could be absorbed within existing resources.

The bill would take effect September 1, 2017.

**Local Government Impact**

According to the Texas Association of Counties, the fiscal impact to counties to implement the provisions of the bill is not anticipated to be significant.

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** UP, AG, SZ, AI, JAW, JGA

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 26, 2017**

**TO:** Honorable Robert Nichols, Chair, Senate Committee on Transportation

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB920** by Kacal (Relating to the operation of all-terrain vehicles and recreational off-highway vehicles.), **As Engrossed**

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|--|
| <p><b>No significant fiscal implication to the State is anticipated.</b></p> |
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The bill would take effect September 1, 2017.

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**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** UP, AG, SZ, AI, JAW, JGA

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**March 20, 2017**

**TO:** Honorable John Frullo, Chair, House Committee on Culture, Recreation & Tourism

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB920** by Kacal (Relating to the operation of all-terrain vehicles and recreational off-highway vehicles.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Transportation Code to amend several provisions relating to the operation of all-terrain vehicles and recreational off-highway vehicles. It is assumed any costs associated with implementing the provisions of the bill could be absorbed within existing resources.

The bill would take effect September 1, 2017.

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