

House Bill 920
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION

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

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

(1) the transportation is in connection with:

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

(B) utility work performed by a utility;

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

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

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

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

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

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

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

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

SENATE VERSION (IE)

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

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

(B) utility work performed by a utility;

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

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

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

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

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

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

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

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

CONFERENCE

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(3) the vehicle's headlights and taillights are illuminated; and
(4) the operator [~~officer~~] holds a driver's license, as defined by Section 521.001[; and
~~(5) the operation of the all-terrain vehicle does not exceed a distance of 25 miles from the point of origin to the destination].~~

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

SENATE VERSION (IE)

(3) the vehicle's headlights and taillights are illuminated;
(4) the operator [~~officer~~] holds a driver's license, as defined by Section 521.001; and [FA1]
(5) the operation of the all-terrain vehicle does not exceed a distance of 10 [25] miles from the point of origin to the destination. [FA1,FA2]

SECTION 2. Same as House version.

CONFERENCE