By:  Krause (Senate Sponsor - Powell) H.B. No. 2048

(In the Senate - Received from the House May 3, 2021; May 6, 2021, read first time and referred to Committee on Transportation; May 17, 2021, reported favorably by the following vote: Yeas 8, Nays 0; May 17, 2021, sent to printer.)

COMMITTEE VOTE

                 Yea Nay Absent  PNV

Nichols           X

Seliger                     X

Alvarado          X

Blanco            X

Hancock           X

Hinojosa          X

Kolkhorst         X

Perry             X

West              X

A BILL TO BE ENTITLED

AN ACT

relating to the criminal offense of passing certain vehicles on a highway.

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

SECTION 1.  Section 545.157(a), Transportation Code, is amended to read as follows:

(a)  This section applies only to the following vehicles:

(1)  a stationary authorized emergency vehicle using visual signals that meet the requirements of Sections 547.305 and 547.702;

(2)  a stationary tow truck using equipment authorized by Section 547.305(d);

(3)  a Texas Department of Transportation vehicle or a highway maintenance or construction vehicle operated pursuant to a contract awarded under Subchapter A, Chapter 223, not separated from the roadway by a traffic control channelizing device and using visual signals that comply with the standards and specifications adopted under Section 547.105;

(4)  a service vehicle used by or for a utility, as defined by Section 203.091, and using visual signals that comply with the standards and specifications adopted under Section 547.105; [~~and~~]

(5)  a stationary vehicle used exclusively to transport municipal solid waste, as defined by Section 361.003, Health and Safety Code, or recyclable material, as defined by Section 361.421, Health and Safety Code, while being operated in connection with the removal or transportation of municipal solid waste or recyclable material from a location adjacent to the highway; and

(6)  a vehicle operated by or pursuant to a contract with a toll project entity, as defined by Section 372.001, using visual signals that comply with the standards and specifications adopted under Section 547.105.

SECTION 2.  This Act takes effect September 1, 2021.

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