

By: Guillen

H.B. No. 4121

A BILL TO BE ENTITLED

AN ACT

relating to motor vehicle windshield sunscreening devices.

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

SECTION 1. Section 547.613(b), Transportation Code, is amended to read as follows:

(b) Subsection (a) does not apply to:

(1) a windshield that has a sunscreening device that:

(A) in combination with the windshield has a light transmission of 25 percent or more;

(B) in combination with the windshield has a luminous reflectance of 25 percent or less;

(C) is not red, blue, or amber; and

(D) does not extend downward beyond the AS-1 line or, if the windshield does not have an AS-1 line, more than five inches from the top of the windshield[, ~~whichever is closer to the top of the windshield~~];

(2) a wing vent or a window that is to the left or right of the vehicle operator if the vent or window has a sunscreening device that in combination with the vent or window has:

(A) a light transmission of 25 percent or more; and

(B) a luminous reflectance of 25 percent or less;

(2-a) a side window that is to the rear of the vehicle operator;

1 (3) a rear window, if the motor vehicle is equipped
2 with an outside mirror on each side of the vehicle that reflects to
3 the vehicle operator a view of the highway for a distance of at
4 least 200 feet from the rear;

5 (4) a rearview mirror;

6 (5) an adjustable nontransparent sun visor that is
7 mounted in front of a side window and not attached to the glass;

8 (6) a direction, destination, or termination sign on a
9 passenger common carrier motor vehicle, if the sign does not
10 interfere with the vehicle operator's view of approaching traffic;

11 (7) a rear window wiper motor;

12 (8) a rear trunk lid handle or hinge;

13 (9) a luggage rack attached to the rear trunk;

14 (10) a side window that is to the rear of the vehicle
15 operator on a multipurpose vehicle;

16 (11) a window that has a United States, state, or local
17 certificate placed on or attached to it as required by law;

18 (12) a motor vehicle that is not registered in this
19 state;

20 (13) a window that complies with federal standards for
21 window materials, including a factory-tinted or a pretinted window
22 installed by the vehicle manufacturer, or a replacement window
23 meeting the specifications required by the vehicle manufacturer;

24 (14) a vehicle that is:

25 (A) used regularly to transport passengers for a
26 fee; and

27 (B) authorized to operate under license or permit

1 by a local authority;

2 (15) a vehicle that is maintained by a law enforcement
3 agency and used for law enforcement purposes; or

4 (16) a commercial motor vehicle as defined by Section
5 [644.001](#).

6 SECTION 2. The change in law made by this Act applies only
7 to an offense committed on or after the effective date of this Act.
8 An offense committed before the effective date of this Act is
9 governed by the law in effect on the date the offense was committed,
10 and the former law is continued in effect for that purpose. For
11 purposes of this section, an offense was committed before the
12 effective date of this Act if any element of the offense was
13 committed before that date.

14 SECTION 3. This Act takes effect September 1, 2023.