

1-1 By: Hall S.B. No. 385
 1-2 (In the Senate - Filed January 12, 2023; February 15, 2023,
 1-3 read first time and referred to Committee on Criminal Justice;
 1-4 April 17, 2023, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; April 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Whitmire	X			
1-8 Flores	X			
1-9 Bettencourt	X			
1-10 Hinojosa	X			
1-11 Huffman	X			
1-12 King	X			
1-13 Miles	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the impoundment of a vehicle used in the commission of
 1-18 the offense of racing on a highway.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 545.420(i), Transportation Code, is
 1-21 amended to read as follows:

1-22 (i) ~~[This subsection applies only to a motor vehicle used in~~
 1-23 ~~the commission of an offense under this section that results in an~~
 1-24 ~~accident with property damage or personal injury.]~~ A peace officer
 1-25 shall require a ~~[the]~~ vehicle used in the commission of an offense
 1-26 under Subsection (a) to be taken to the nearest licensed vehicle
 1-27 storage facility unless the vehicle is seized as evidence, in which
 1-28 case the vehicle may be taken to a storage facility as designated by
 1-29 the peace officer involved. Notwithstanding Article 18.23, Code
 1-30 of Criminal Procedure, the owner of a ~~[motor]~~ vehicle that is
 1-31 removed or stored under this subsection is liable for all removal
 1-32 and storage fees incurred and is not entitled to take possession of
 1-33 the vehicle until those fees are paid.

1-34 SECTION 2. The changes in law made by this Act apply only to
 1-35 an offense committed on or after the effective date of this Act. An
 1-36 offense committed before the effective date of this Act is governed
 1-37 by the law in effect on the date the offense was committed, and the
 1-38 former law is continued in effect for that purpose. For purposes
 1-39 of this section, an offense was committed before the effective date
 1-40 of this Act if any element of the offense occurred before that date.

1-41 SECTION 3. This Act takes effect immediately if it receives
 1-42 a vote of two-thirds of all the members elected to each house, as
 1-43 provided by Section 39, Article III, Texas Constitution. If this
 1-44 Act does not receive the vote necessary for immediate effect, this
 1-45 Act takes effect September 1, 2023.

1-46 * * * * *