



FLOOR AMENDMENT NO. _____

BY: B. Corigliano
JS

Amend S.B. No. 2807 on third reading as follows:

(1) On page 2, strike line 8.

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter J, Chapter 545, Transportation Code, is amended to read as follows:

SUBCHAPTER J. OPERATION OF AUTOMATED MOTOR VEHICLES

Sec. 545.451. DEFINITIONS. In this subchapter:

(1) "Automated driving system" means hardware and software that, when installed on a motor vehicle and engaged, are collectively capable of operating the vehicle with Level 3 automation, Level 4 automation, or Level 5 automation by performing~~[, without any intervention or supervision by a human operator]~~.

~~[(A) all aspects of]~~ the entire dynamic driving task for the vehicle on a sustained basis, regardless of whether the system is limited to a specific operational design domain~~[, and~~

~~[(B) any fallback maneuvers necessary to respond to a failure of the system]~~.

(2) "Automated motor vehicle" means a motor vehicle on which an automated driving system is installed that is capable of being operated with Level 4 automation or Level 5 automation.

(3) "Authorization holder" means a person granted authorization by the department under Section 545.456 to operate one or more automated motor vehicles.

(4) "Board" means the board of the Texas Department of Motor Vehicles.

(5) "Department," notwithstanding Section 541.002, means the Texas Department of Motor Vehicles.

1 (6) "Dynamic [~~Entire dynamic~~] driving task" means the
2 real-time operational and tactical functions required to operate
3 [~~aspects of operating~~] a vehicle. The term:

4 (A) includes:

5 (i) operational functions [aspects],
6 including steering, braking, accelerating, and monitoring the
7 vehicle and the roadway; and

8 (ii) tactical functions [aspects],
9 including responding to events, determining when to change lanes,
10 turning, and using signals[, ~~and other related actions~~]; and

11 (B) does not include strategic aspects,
12 including determining destinations or waypoints.

13 (7) [~~(4)~~] "Human driver [~~operator~~]" means a natural
14 person in an automated motor vehicle who controls all or part of the
15 [~~entire~~] dynamic driving task.

16 (8) "Level 3 automation" means a standard of
17 automation meeting the criteria for Level 3 specified in the SAE
18 International Standard J3016 (April 2021).

19 (9) "Level 4 automation" means a standard of
20 automation meeting the criteria for Level 4 specified in the SAE
21 International Standard J3016 (April 2021).

22 (10) "Level 5 automation" means a standard of
23 automation meeting the criteria for Level 5 specified in the SAE
24 International Standard J3016 (April 2021).

25 (11) "Minimal risk condition" means a stable and
26 stopped condition to which a person or an automated driving system
27 may bring an automated motor vehicle to reduce the risk of a
28 collision when a given trip cannot or should not be continued.

29 (12) "Operational design domain" means operating
30 conditions under which an automated driving system or feature of
31 the system is specifically designed to function, including

1 environmental, geographical, and time-of-day restrictions and the
2 requisite presence or absence of certain traffic or roadway
3 characteristics

4 ~~[(5) "Owner" has the meaning assigned by Section~~
5 ~~502.001].~~

6 Sec. 545.452. PROHIBITIONS ON [EXCLUSIVE] REGULATION OF THE
7 OPERATION OF AUTOMATED MOTOR VEHICLES OR [AND] AUTOMATED DRIVING
8 SYSTEMS BY STATE AGENCY OR POLITICAL SUBDIVISION; EXEMPTION FROM
9 CERTAIN TRAFFIC OR MOTOR VEHICLE LAWS. (a) A state agency may not
10 impose a regulation that discriminates against [Unless otherwise
11 provided by this subchapter, the operation of automated motor
12 vehicles, including any commercial use, and automated driving
13 systems are governed exclusively by]:

14 (1) a person operating an automated motor vehicle
15 [~~this subchapter~~]; or [and]

16 (2) an automated motor vehicle relative to other types
17 of motor vehicles or with respect to road usage [Section 547.618].

18 (b) A political subdivision of this state [~~or a state~~
19 ~~agency~~] may not impose a franchise or other regulation related to
20 the operation of an automated motor vehicle or automated driving
21 system.

22 (c) The Public Safety Commission by rule may exempt from the
23 application of a specific traffic or motor vehicle law of this state
24 automated motor vehicles if the commission determines that the
25 exemption will not cause a risk to public safety.

26 Sec. 545.453. RULES. The board may adopt rules necessary to
27 administer this subchapter.

28 Sec. 545.454. [OPERATOR OF AUTOMATED MOTOR] VEHICLE
29 OPERATORS. (a) When an automated driving system installed on a
30 motor vehicle is engaged, the automated driving system is the
31 operator of the vehicle, including for purposes of assessing

1 compliance with applicable traffic or motor vehicle laws.

2 (b) When an automated driving system installed on an
3 automated motor vehicle is engaged, [+

4 [(-1)] the owner of, or if the vehicle is operating
5 under an authorization issued by the department under Section
6 545.456, the authorization holder for, the automated motor vehicle
7 shall be issued any citation for a violation of traffic or motor
8 vehicle laws related to the vehicle ~~[driving system is considered~~
9 ~~the operator of the automated motor vehicle solely for the purpose~~
10 ~~of assessing compliance with applicable traffic or motor vehicle~~
11 ~~laws, regardless of whether the person is physically present in the~~
12 ~~vehicle while the vehicle is operating; and~~

13 ~~[-(2) the automated driving system is considered to be~~
14 ~~licensed to operate the vehicle].~~

15 (c) ~~[-(b)]~~ Notwithstanding any other law, neither a licensed
16 human driver nor a license issued under Chapter 521 or 522
17 ~~[operator]~~ is ~~[not]~~ required to operate an automated ~~[a]~~ motor
18 vehicle if the ~~[an]~~ automated driving system installed on the
19 vehicle is engaged.

20 Sec. 545.455 ~~[545.454]~~. AUTOMATED MOTOR VEHICLE
21 OPERATION; OFFENSE. (a) Any motor vehicle equipped with an
22 automated driving system may operate in this state. An automated
23 motor vehicle may operate in this state with the automated driving
24 system engaged, regardless of whether a human driver ~~[operator]~~ is
25 physically present in the automated motor vehicle.

26 (b) Subject to Subsection (c), an ~~[An]~~ automated motor
27 vehicle may not operate on a highway or street in this state with
28 the automated driving system engaged unless the vehicle is:

29 (1) capable of operating in compliance with applicable
30 traffic and motor vehicle laws of this state, subject to this
31 subchapter;

1 (2) equipped with a recording device, as defined by
2 Section 547.615(a), installed by the manufacturer of the automated
3 motor vehicle or automated driving system;

4 (3) equipped with an automated driving system in
5 compliance with applicable federal law, including ~~and~~ federal
6 motor vehicle safety standards;

7 (4) capable of achieving a minimal risk condition if a
8 failure of the automated driving system occurs that renders the
9 system unable to perform the dynamic driving task relevant to its
10 intended operational design domain;

11 (5) registered and titled in accordance with the laws
12 of this state; and

13 (6) ~~[(5)]~~ covered by motor vehicle liability coverage
14 or self-insurance in an amount equal to or greater than the amount
15 of coverage that is required under the laws of this state or federal
16 law, as applicable to the type and use of the vehicle.

17 (c) In addition to satisfying the requirements of
18 Subsection (b), a person may not operate an automated motor vehicle
19 to transport property or passengers in furtherance of a commercial
20 enterprise on a highway or street in this state without a human
21 driver unless:

22 (1) the person receives and maintains authorization to
23 operate automated motor vehicles from the department under Section
24 545.456; and

25 (2) the Department of Public Safety has been provided,
26 in the form and manner prescribed by rule of the Public Safety
27 Commission, a plan specifying how a person who provides
28 firefighting, law enforcement, ambulance, medical, or other
29 emergency services should interact with the automated motor vehicle
30 during the provision of those services, including:

31 (A) how to communicate with a fleet support

1 specialist who is available during the period in which the vehicle
2 is in operation;

3 (B) how to safely remove the vehicle from the
4 roadway and safely tow the vehicle;

5 (C) how to recognize whether the vehicle is being
6 operated with the automated driving system engaged; and

7 (D) any additional information the person or the
8 manufacturer of the vehicle or the automated driving system
9 considers necessary regarding hazardous conditions or public
10 safety risks associated with the operation of the vehicle.

11 (d) A person commits an offense if the person operates an
12 automated motor vehicle in violation of Subsection (c). An offense
13 under this subsection is a Class B misdemeanor. If a corporation,
14 an association, a limited liability company, or another business
15 entity is convicted of an offense under this subsection, the entity
16 shall be punished in accordance with Section 12.51, Penal Code.

17 (e) For purposes of Subsection (d), each day the person
18 operates an automated motor vehicle in violation of Subsection (c)
19 constitutes a separate offense.

20 Sec. 545.456. AUTHORIZATION TO OPERATE AUTOMATED MOTOR
21 VEHICLE. (a) The board by rule shall prescribe the form and manner
22 by which a person may apply to the department for authorization to
23 operate automated motor vehicles to transport property or
24 passengers in furtherance of a commercial enterprise on highways
25 and streets in this state without a human driver.

26 (b) The rules adopted under Subsection (a) must require a
27 person to provide the following to the department:

28 (1) a written statement by the person that includes:

29 (A) the person's contact information; and

30 (B) vehicle descriptive information as
31 prescribed by the department;

1 (2) a written statement by the person or the
2 manufacturer of the vehicle or the automated driving system
3 acknowledging that each automated motor vehicle is:

4 (A) capable of operating in compliance with
5 applicable traffic and motor vehicle laws of this state, subject to
6 this subchapter;

7 (B) equipped with a recording device, as defined
8 by Section 547.615(a), installed by the manufacturer of the
9 automated motor vehicle or automated driving system;

10 (C) equipped with an automated driving system in
11 compliance with applicable federal law, including federal motor
12 vehicle safety standards;

13 (D) capable of achieving a minimal risk condition
14 if a failure of the automated driving system occurs that renders the
15 system unable to perform the dynamic driving task relevant to its
16 intended operational design domain;

17 (E) registered and titled in accordance with the
18 laws of this state; and

19 (F) covered by motor vehicle liability coverage
20 or self-insurance in an amount equal to or greater than the amount
21 of coverage that is required under the laws of this state or federal
22 law, as applicable to the type and use of the vehicle; and

23 (3) a certification acknowledging that the Department
24 of Public Safety has been provided the plan required by Section
25 545.455(c)(2).

26 (c) On receipt of an application under this section and
27 verifying that the application complies with the rules adopted
28 under Subsection (a), including satisfying the requirements
29 described by Subsection (b), the department shall approve the
30 application and issue a unique operating number to the applicant
31 authorizing the operation of automated motor vehicles on highways

1 and streets in this state without a human driver.

2 (d) An authorization issued by the department under this
3 section does not expire and remains active unless suspended,
4 revoked, or canceled by the department.

5 (e) The person issued an authorization under this section
6 shall provide to the department in the form and manner prescribed by
7 the department an update to a document described by Subsection
8 (b)(1), (2), or (3) not later than the 30th day after the date
9 material information in the document changes.

10 (f) The department may immediately suspend, revoke, or
11 cancel the authorization issued under this section if the
12 authorization holder fails to comply with:

13 (1) Subsection (e); or

14 (2) department requests for an updated or current
15 document described by Subsection (b)(1), (2), or (3).

16 (g) The department shall promptly rescind a suspension,
17 revocation, or cancellation imposed under Subsection (f) upon
18 receiving the updated or current document as requested by the
19 department.

20 (h) A determination under Subsection (f) is not a contested
21 case under Chapter 2001, Government Code.

22 Sec. 545.457 [545.455]. DUTIES FOLLOWING COLLISION
23 INVOLVING AUTOMATED MOTOR VEHICLE. In the event of a collision
24 involving an automated motor vehicle, the automated motor vehicle,
25 a person on behalf of the automated motor vehicle, or any human
26 driver [operator] of the automated motor vehicle shall comply with
27 Chapter 550.

28 Sec. 545.458. APPLICABILITY OF COMMERCIAL MOTOR VEHICLE
29 LAWS TO AUTOMATED MOTOR VEHICLE. (a) In this section, "commercial
30 motor vehicle" has the meaning assigned by Section 644.001.

31 (b) An automated motor vehicle that is a commercial motor

1 vehicle shall operate in accordance with Subtitle F and any other
2 applicable laws or regulations of this state or a political
3 subdivision of this state governing the operation of a commercial
4 motor vehicle, except that any provision of a commercial motor
5 vehicle law that by its nature reasonably applies only to a human
6 driver does not apply to an automated motor vehicle operating with
7 the automated driving system engaged.

8 Sec. 545.459. ENFORCEMENT. (a) If the department
9 determines that an automated motor vehicle operating under an
10 authorization issued by the department under Section 545.456 is not
11 in safe operational condition and the operation of the vehicle on a
12 highway or street in this state endangers the public, the
13 department shall provide to the authorization holder for the
14 vehicle a notice of intent to:

15 (1) suspend, revoke, or cancel the authorization
16 issued under this subchapter for the vehicle; or

17 (2) impose restrictions on the operation of the
18 vehicle.

19 (b) For purposes of Subsection (a), the operation of an
20 automated motor vehicle endangers the public when the operation has
21 resulted in or is likely to result in serious bodily injury as
22 defined by Section 1.07, Penal Code.

23 (c) A notice of intent under Subsection (a) must:

24 (1) include a summary of the department's
25 determination and evidence supporting the determination;

26 (2) provide the authorization holder with a reasonable
27 period to:

28 (A) correct the issues identified in the
29 department's determination; and

30 (B) provide to the department the certification
31 described by Subsection (d)(2); and

1 (3) specify which enforcement actions described by
2 Subsections (a)(1) and (2) the department will take if the
3 authorization holder fails to complete the actions described by
4 Subdivision (2) within the specified period.

5 (d) Before the expiration of the period specified in a
6 notice of intent provided under Subsection (a), the authorization
7 holder shall:

8 (1) ensure the issues identified by the department in
9 the notice are corrected; and

10 (2) provide to the department, in the form and manner
11 prescribed by the department, a certification acknowledging that
12 the issues identified by the department in the notice have been
13 corrected.

14 (e) The department may extend the period specified in a
15 notice provided under Subsection (a) on a written request for an
16 extension that the department determines is reasonable.

17 (f) A certification provided under Subsection (d) must
18 include an explanation of how the issues identified by the
19 department in the notice of intent have been corrected, such as
20 identifying specific adjustments made to the automated driving
21 system or operational measures implemented.

22 (g) If the authorization holder fails to comply with
23 Subsection (d), the department shall:

24 (1) issue a decision, as specified in the notice of
25 intent, that:

26 (A) suspends, revokes, or cancels the
27 authorization issued under this subchapter for the vehicle; or

28 (B) imposes restrictions on the operation of the
29 vehicle; and

30 (2) notify the authorization holder of the decision
31 issued by the department under Subdivision (1).

1 (h) An authorization holder notified of a decision issued
2 under Subsection (g) may submit a written request to the department
3 for review of the decision not later than the 10th day after the
4 date the department issued the decision. Not later than the 10th
5 day after the date the department receives a request under this
6 subsection, the department shall review the decision and issue a
7 final determination to the authorization holder either upholding or
8 rescinding the decision. If the authorization holder does not
9 submit a request for review of a decision issued under Subsection
10 (g) during the period provided by this subsection, the decision
11 becomes a final determination on the 11th day after the date the
12 department issued the decision.

13 (i) A suspension, revocation, cancellation, or restriction
14 under this section takes effect on the date of the final
15 determination of the decision under Subsection (h).

16 (j) The department shall promptly rescind a suspension,
17 revocation, or cancellation under this section or remove a
18 restriction under this section at any time if the authorization
19 holder subsequently takes the actions required by Subsections
20 (d)(1) and (2).

21 (k) An authorization holder aggrieved by an action of the
22 department under Subsection (h) may submit a written request for a
23 hearing not later than the 10th day after the date of the
24 department's final determination under that subsection. The
25 department shall file a request with the State Office of
26 Administrative Hearings for an expedited hearing not later than the
27 10th day after the date the authorization holder requests the
28 hearing. The State Office of Administrative Hearings shall hold a
29 hearing requested under this subsection not later than the 60th day
30 after the date of the department's final determination under
31 Subsection (h). If a hearing is not held during the period required

1 by this subsection, the authorization issued under this subchapter
2 shall be automatically reinstated or the restriction imposed
3 automatically removed, as applicable.

4 (1) The contested case provisions of Chapter 2001,
5 Government Code, including the right to judicial review, apply to a
6 proceeding under Subsection (k).

7 (m) Except as provided by Section 545.456, this section
8 provides the exclusive means by which the department may:

9 (1) suspend, revoke, or cancel an authorization issued
10 under this subchapter for an automated motor vehicle; or

11 (2) otherwise restrict the operation of an automated
12 motor vehicle operating under an authorization issued by the
13 department under Section 545.456.

14 ~~[Sec. 545.456. VEHICLE CLASSIFICATION. An owner as defined~~
15 ~~by Section 502.001(31) may identify the vehicle to the department~~
16 ~~as an automated motor vehicle or an automated driving system.]~~

17 SECTION _____. Subchapter A, Chapter 1954, Insurance Code,
18 is amended by adding Section 1954.003 to read as follows:

19 Sec. 1954.003. APPLICABILITY TO AUTOMATED MOTOR VEHICLES.
20 An automated motor vehicle, as defined by Section 545.451,
21 Transportation Code, is considered a transportation network
22 company driver for purposes of Subchapter B, and the coverage
23 requirements of that subchapter apply to the automated motor
24 vehicle.

25 SECTION _____. Section 2402.001, Occupations Code, is
26 amended by amending Subdivision (1) and adding Subdivision (1-a) to
27 read as follows:

28 (1) "Automated driving system" and "automated motor
29 vehicle" have the meanings assigned by Section 545.451,
30 Transportation Code.

31 (1-a) "Department" means the Texas Department of

1 Licensing and Regulation.

2 SECTION _____. Subchapter A, Chapter 2402, Occupations Code,
3 is amended by adding Section 2402.005 to read as follows:

4 Sec. 2402.005. APPLICABILITY TO AUTOMATED MOTOR VEHICLES.

5 (a) A corporation, partnership, sole proprietorship, or other
6 entity that, for compensation, enables a passenger to prearrange a
7 ride in an automated motor vehicle through the entity's digital
8 network is a transportation network company and is subject to the
9 requirements of this chapter, except as otherwise provided by this
10 section.

11 (b) A transportation network company holding a permit under
12 this chapter may use automated motor vehicles owned by the company
13 or operated under a contract with the company to provide digitally
14 prearranged rides through the company's digital network.

15 (c) A reference in this chapter or a rule adopted under this
16 chapter to a "driver" includes an automated motor vehicle, except
17 that a provision of this chapter or a rule adopted under this
18 chapter that by its nature reasonably applies only to a human driver
19 does not apply to an automated motor vehicle operating with the
20 automated driving system engaged.

21 SECTION _____. Section 2402.111, Occupations Code, is
22 amended by adding Subsection (d) to read as follows:

23 (d) Notwithstanding Subsection (a)(2)(A), an automated
24 motor vehicle that is used to provide digitally prearranged rides
25 is not required to have four doors.

26 SECTION _____. Section 2402.113, Occupations Code, is
27 amended by adding Subsection (e) to read as follows:

28 (e) This section does not apply to a transportation network
29 company that uses automated motor vehicles to provide digitally
30 prearranged rides through the company's digital network or the
31 digital network of another entity.

SECTION _____. Section 643.054(a-2), Transportation Code, is amended to read as follows:

(a-2) The department may deny a registration if the applicant is owned, operated, managed, or otherwise controlled by or affiliated with a person, including a family member, corporate officer, entity, or shareholder, that the Department of Public Safety has determined has:

(1) an unsatisfactory safety rating under 49 C.F.R. Part 385; or

(2) multiple violations of Chapter 644, a rule adopted under that chapter, or Subtitle C, other than Section 545.455(c).

SECTION _____. Section 643.058(e), Transportation Code, is amended to read as follows:

(e) The department may deny a motor carrier's application to renew a registration if the motor carrier is owned, operated, managed, or otherwise controlled by or affiliated with a person, including a family member, corporate officer, entity, or shareholder, that:

(1) the Department of Public Safety has determined has:

(A) an unsatisfactory safety rating under 49 C.F.R. Part 385; or

(B) multiple violations of Chapter 644, a rule adopted under that chapter, or Subtitle C, other than Section 545.455(c);

(2) owned, operated, managed, or otherwise controlled a motor carrier that the Federal Motor Carrier Safety Administration has placed out of service for unacceptable safety compliance; or

(3) has unpaid administrative penalties assessed under this chapter or Subtitle E.

SECTION _____. Section 643.0585(c), Transportation Code, is amended to read as follows:

(c) The department may deny a motor carrier's application for reregistration if the motor carrier is owned, operated, managed, or otherwise controlled by or affiliated with a person, including a family member, corporate officer, entity, or shareholder, that:

(1) the Department of Public Safety has determined has:

(A) an unsatisfactory safety rating under 49 C.F.R. Part 385; or

(B) multiple violations of Chapter 644, a rule adopted under that chapter, or Subtitle C, other than Section 545.455(c);

(2) owned, operated, managed, or otherwise controlled a motor carrier that the Federal Motor Carrier Safety Administration has placed out of service for unacceptable safety compliance; or

(3) has unpaid administrative penalties assessed under this chapter or Subtitle E.

SECTION _____. Section 643.252(b), Transportation Code, is amended to read as follows:

(b) The Department of Public Safety may request that the department suspend or revoke a registration issued under this chapter or place on probation a motor carrier whose registration is suspended if a motor carrier has:

(1) an unsatisfactory safety rating under 49 C.F.R. Part 385; or

(2) multiple violations of Chapter 644, a rule adopted under that chapter, or Subtitle C, other than Section 545.455(c).

SECTION _____. (a) Not later than December 1, 2025:

1 (1) the board of the Texas Department of Motor
2 Vehicles shall adopt the rules required by Subchapter J, Chapter
3 545, Transportation Code, as amended by this Act; and

4 (2) the Public Safety Commission shall adopt the rule
5 required by Section 545.455(c)(2), Transportation Code, as added by
6 this Act.

7 (b) A person is not required to comply with Subchapter J,
8 Chapter 545, Transportation Code, as amended by this Act, until the
9 90th day after the effective date of rules adopted by the Public
10 Safety Commission and the board of the Texas Department of Motor
11 Vehicles under Subsection (a) of this section.

12 SECTION _____. This Act takes effect immediately if it
13 receives a vote of two-thirds of all the members elected to each
14 house, as provided by Section 39, Article III, Texas Constitution.
15 If this Act does not receive the vote necessary for immediate
16 effect, this Act takes effect September 1, 2025.