

1 AN ACT

2 relating to the definition of all-terrain vehicle in the  
3 certificate of title and the motor vehicle registration laws.

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

5 SECTION 1. Section 501.002(14), Transportation Code, is  
6 amended to read as follows:

7 (14) "Motor vehicle" means:

8 (A) any motor driven or propelled vehicle  
9 required to be registered under the laws of this state;

10 (B) a trailer or semitrailer, other than  
11 manufactured housing, that has a gross vehicle weight that exceeds  
12 4,000 pounds;

13 (C) a house trailer;

14 (D) an [~~a four-wheel~~] all-terrain vehicle, as  
15 defined by Section 502.001, designed by the manufacturer for  
16 off-highway use that is not required to be registered under the laws  
17 of this state; or

18 (E) a motorcycle, motor-driven cycle, or moped  
19 that is not required to be registered under the laws of this state,  
20 other than a motorcycle, motor-driven cycle, or moped designed for  
21 and used exclusively on a golf course.

22 SECTION 2. Section 502.001(1), Transportation Code, is  
23 amended to read as follows:

24 (1) "All-terrain vehicle" means a motor vehicle that

1 is not a golf cart and is:

2 (A) equipped with a saddle or bench for the use of  
3 the rider;

4 (B) designed to propel itself with three or more  
5 [~~four~~] tires in contact with the ground;

6 (C) designed by the manufacturer for off-highway  
7 use by the operator only; and

8 (D) not designed by the manufacturer primarily  
9 for farming or lawn care.

10 SECTION 3. This Act takes effect September 1, 2005.

David Newkum

President of the Senate

Tom Cradick

Speaker of the House

I certify that H.B. No. 1646 was passed by the House on April 22, 2005, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 1646 on May 18, 2005, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 1646 was passed by the Senate, with amendments, on May 17, 2005, by the following vote: Yeas 31, Nays 0.

Letsy Spaw  
Secretary of the Senate

APPROVED: 17 JUNE '05

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
11:20 AM, CLOCK

Roger Williams  
Secretary of State