

1 AN ACT

2 relating to the operation of all-terrain vehicles by law
3 enforcement officers.

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

5 SECTION 1. Section 663.037, Transportation Code, is amended
6 by amending Subsections (e) and (f) and by adding Subsection (g) to
7 read as follows:

8 (e) The director of the Department of Public Safety shall
9 adopt standards and specifications that apply to the color, size,
10 and mounting position of the flag required under Subsections
11 ~~[Subsection]~~ (d)(2) and (g)(2).

12 (f) Except as provided by Subsection (g), this ~~[This]~~
13 section does not apply to the operation of an all-terrain vehicle
14 that is owned by the state, a county, or a municipality by a person
15 who is an authorized operator of the vehicle.

16 (g) A peace officer may operate an all-terrain vehicle on a
17 public street, road, or highway that is not an interstate or
18 limited-access highway only if:

19 (1) the transportation is in connection with the
20 performance of the officer's official duty;

21 (2) the officer attaches to the back of the vehicle on
22 top of an eight-foot-long pole a triangular orange flag;

23 (3) the vehicle's headlights and taillights are
24 illuminated;

1 (4) the officer holds a driver's license, as defined by
2 Section 521.001; and

3 (5) the operation of the all-terrain vehicle does not
4 exceed a distance of 25 miles from the point of origin to the
5 destination.

6 SECTION 2. This Act takes effect September 1, 2003.

David Newkirk

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 900 was passed by the House on April 2, 2003, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 900 was passed by the Senate on May 22, 2003, by the following vote: Yeas 31, Nays 0.

Patsy Saw

Secretary of the Senate

APPROVED: 20 JUN '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:30 PM O'CLOCK

Heather Shea
Secretary of State