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AN ACT

relating to carrying a passenger on an all-terrain vehicle.

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

SECTION 1. Subdivision (1), Section 663.001, Transportation Code, is amended to read as follows:

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

(A) equipped with a saddle for the use of:

(i) the rider; and

(ii) a passenger, if the motor vehicle is designed by the manufacturer to transport a passenger;

(B) designed to propel itself with three or four tires in contact with the ground;

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

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

SECTION 2. Section 663.036, Transportation Code, is amended to read as follows:

Sec. 663.036. CARRYING PASSENGERS [~~PROHIBITED~~]. A person may not carry a passenger on an all-terrain vehicle operated on public property unless the all-terrain vehicle is designed by the manufacturer to transport a passenger.

SECTION 3. This Act takes effect September 1, 2003.

David Swihurst

President of the Senate

Jim Coakley

Speaker of the House

I hereby certify that S.B. No. 1635 passed the Senate on May 1, 2003, by the following vote: Yeas 31, Nays 0.

Patricia Spaw
Secretary of the Senate

I hereby certify that S.B. No. 1635 passed the House on May 6, 2003, by a non-record vote.

Robert Haney
Chief Clerk of the House

Approved:

20 MAY '03

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

5:10pm O'CLOCK

MAY 20 2003
Ann Shea
Secretary of State