

1-1 By: Kacal, Buckley, Guillen H.B. No. 2386
1-2 (Senate Sponsor - Kolthorst)
1-3 (In the Senate - Received from the House April 29, 2019;
1-4 April 30, 2019, read first time and referred to Committee on
1-5 Transportation; May 9, 2019, reported adversely, with favorable
1-6 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-7 May 9, 2019, sent to printer.)

1-8 COMMITTEE VOTE

1-9		Yea	Nay	Absent	PNV
1-10	Nichols	X			
1-11	Hancock	X			
1-12	Alvarado	X			
1-13	Hinojosa	X			
1-14	Kolthorst	X			
1-15	Perry	X			
1-16	Rodriguez	X			
1-17	Schwertner			X	
1-18	West	X			

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 2386 By: Kolthorst

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to the exclusion of the operation of certain vehicles from
1-23 commercial driver's license requirements.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 522.004(a), Transportation Code, is
1-26 amended to read as follows:

1-27 (a) This chapter does not apply to:

1-28 (1) a vehicle that is controlled and operated by a
1-29 farmer and:

1-30 (A) used to transport agricultural products,
1-31 farm machinery, or farm supplies to or from a farm;

1-32 (B) used within 150 miles of the person's farm;
1-33 and

1-34 (C) not used in the operations of a common or
1-35 contract motor carrier;

1-36 (2) a fire-fighting or emergency vehicle necessary to
1-37 the preservation of life or property or the execution of emergency
1-38 governmental functions, whether operated by an employee of a
1-39 political subdivision or by a volunteer fire fighter;

1-40 (3) a military vehicle or a commercial motor vehicle,
1-41 when operated for military purposes by military personnel,
1-42 including:

1-43 (A) active duty military personnel, including
1-44 personnel serving in the United States Coast Guard; and

1-45 (B) members of the reserves and national guard on
1-46 active duty, including personnel on full-time national guard duty,
1-47 personnel engaged in part-time training, and national guard
1-48 military technicians;

1-49 (4) a recreational vehicle that is driven for personal
1-50 use;

1-51 (5) a vehicle that is owned, leased, or controlled by
1-52 an air carrier, as defined by Section 21.155, and that is driven or
1-53 operated exclusively by an employee of the air carrier only on the
1-54 premises of an airport, as defined by Section 22.001, on service
1-55 roads to which the public does not have access; ~~and~~

1-56 (6) a vehicle used exclusively to transport seed
1-57 cotton modules or cotton burrs;

1-58 (7) a vehicle that is:

1-59 (A) operated intrastate; and

1-60 (B) driven by an individual not for compensation

and not in the furtherance of a commercial enterprise; or
(8) a covered farm vehicle as defined by 49 C.F.R.
Section 390.5.

SECTION 2. As soon as practicable after the effective date of this Act, the comptroller of public accounts shall:

(1) determine whether any transfer of money for deposit to the Texas mobility fund is necessary to comply with Section 49-k, Article III, Texas Constitution; and

(2) transfer any amount determined to be necessary under Subdivision (1) to the Texas mobility fund from the general revenue fund.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.

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