

1-1 By: Nichols S.B. No. 1363  
 1-2 (In the Senate - Filed March 1, 2019; March 7, 2019, read  
 1-3 first time and referred to Committee on Transportation;  
 1-4 March 21, 2019, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 21, 2019,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1363 By: Nichols

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to highway maintenance or construction vehicles and  
 1-22 certain service vehicles.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 545.157(a), Transportation Code, is  
 1-25 amended to read as follows:

1-26 (a) This section applies only to the following vehicles:

1-27 (1) a stationary authorized emergency vehicle using  
 1-28 visual signals that meet the requirements of Sections 547.305 and  
 1-29 547.702;

1-30 (2) a stationary tow truck using equipment authorized  
 1-31 by Section 547.305(d); ~~and~~

1-32 (3) a Texas Department of Transportation vehicle or a  
 1-33 highway maintenance or construction vehicle operated pursuant to a  
 1-34 contract awarded under Subchapter A, Chapter 223, not separated  
 1-35 from the roadway by a traffic control channelizing device and using  
 1-36 visual signals that comply with the standards and specifications  
 1-37 adopted under Section 547.105; and

1-38 (4) a service vehicle used by or for a utility, as  
 1-39 defined by Section 203.091, and using visual signals that comply  
 1-40 with the standards and specifications adopted under Section  
 1-41 547.105.

1-42 SECTION 2. Section 547.001(2-b), Transportation Code, is  
 1-43 amended to read as follows:

1-44 (2-b) "Highway maintenance or construction vehicle"  
 1-45 means a highway or traffic maintenance or construction vehicle  
 1-46 designated by the Texas Department of Transportation. The term  
 1-47 includes equipment for:

1-48 (A) road maintenance or construction, including:

1-49 (i) equipment for snow removal, line  
 1-50 striping, skid resistance testing, sweeping, ~~and~~ spraying,  
 1-51 guardrail repair, sign maintenance, and temporary traffic-control  
 1-52 device placement or removal;

1-53 (ii) aerial platform lift machines; and

1-54 (iii) road profiler machines; and

1-55 (B) road construction or off-road use, including  
 1-56 motor graders, road rollers, excavators, pneumatic tire equipment,  
 1-57 movers, and tractors.

1-58 SECTION 3. The heading to Section 547.105, Transportation  
 1-59 Code, is amended to read as follows:

1-60 Sec. 547.105. [~~MAINTENANCE AND SERVICE VEHICLE~~] LIGHTING

2-1 STANDARDS FOR CERTAIN VEHICLES.

2-2 SECTION 4. Sections 547.105(a) and (b), Transportation  
2-3 Code, are amended to read as follows:

2-4 (a) The Texas Department of Transportation shall adopt  
2-5 standards and specifications that:

2-6 (1) apply to lamps on highway maintenance or  
2-7 construction vehicles and service vehicles; and

2-8 (2) correlate with and conform as closely as possible  
2-9 to standards and specifications approved by the American  
2-10 Association of State Highway and Transportation Officials.

2-11 (b) The Texas Department of Transportation may adopt  
2-12 standards and specifications for lighting that permit the use of  
2-13 flashing lights for identification purposes on highway maintenance  
2-14 or construction vehicles and service vehicles.

2-15 SECTION 5. Section 547.305(e), Transportation Code, is  
2-16 amended to read as follows:

2-17 (e) A person may not operate a highway maintenance or  
2-18 construction vehicle or service vehicle that is not equipped with  
2-19 lamps or that does not display lighted lamps as required by the  
2-20 standards and specifications adopted by the Texas Department of  
2-21 Transportation.

2-22 SECTION 6. As soon as practicable after the effective date  
2-23 of this Act, the Texas Department of Transportation shall adopt  
2-24 standards and specifications relating to lamps and lighting on  
2-25 highway construction vehicles, as required by Section 547.105,  
2-26 Transportation Code, as amended by this Act.

2-27 SECTION 7. This Act takes effect September 1, 2019.

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