

1-1 By: Birdwell S.B. No. 2199
1-2 (In the Senate - Filed March 11, 2025; March 24, 2025, read
1-3 first time and referred to Committee on Border Security;
1-4 April 14, 2025, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 4, Nays 1; April 14, 2025,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

1-8	Yea	Nay	Absent	PNV
1-9 Birdwell	X			
1-10 Flores	X			
1-11 Eckhardt		X		
1-12 Hinojosa of Nueces	X			
1-13 Hinojosa of Hidalgo	X			

1-14 COMMITTEE SUBSTITUTE FOR S.B. No. 2199 By: Birdwell

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to increasing the criminal penalty for loading certain
1-18 overweight vehicles transporting hazardous materials at a weight
1-19 that exceeds the weight limitations authorized for the vehicle.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 621.506, Transportation Code, is amended
1-22 by amending Subsection (b) and adding Subsection (b-4) to read as
1-23 follows:

1-24 (b) Except as provided by Subsections (b-1), (b-2), ~~and~~
1-25 (b-3), and (b-4), an offense under this section is a misdemeanor
1-26 punishable:

1-27 (1) by a fine of not less than \$100 and not more than
1-28 \$250;

1-29 (2) on conviction of an offense involving a vehicle
1-30 having a single axle weight or tandem axle weight that is heavier
1-31 than the vehicle's allowable weight, by a fine according to the
1-32 following schedule:

1-33 Pounds Overweight	Fine Range
1-34 less than 2,500	\$100 to \$500
1-35 2,500-5,000	\$500 to \$1,000
1-36 more than 5,000	\$1,000 to \$2,500; or

1-37 (3) on conviction of an offense involving a vehicle
1-38 having a gross weight that is heavier than the vehicle's allowable
1-39 weight, by a fine according to the following schedule:

1-40 Pounds Overweight	Fine Range
1-41 less than 2,500	\$100 to \$500
1-42 2,500-5,000	\$500 to \$1,000
1-43 5,001-10,000	\$1,000 to \$2,500
1-44 10,001-20,000	\$2,500 to \$5,000
1-45 20,001-40,000	\$5,000 to \$7,000
1-46 more than 40,000	\$7,000 to \$10,000.

1-47 (b-4) Notwithstanding any other provision of this section,
1-48 an offense under Subsection (a)(2) is a felony of the second degree
1-49 if the offense involves a vehicle with three axles that is
1-50 transporting fuel or other hazardous materials in a cargo tank, as
1-51 defined by Section 162.001, Tax Code, and was loaded at a weight
1-52 that exceeds the weight limitations authorized for the vehicle.

1-53 SECTION 2. The change in law made by this Act applies only
1-54 to an offense committed on or after the effective date of this Act.
1-55 An offense committed before the effective date of this Act is
1-56 governed by the law in effect on the date the offense was committed,
1-57 and the former law is continued in effect for that purpose. For
1-58 purposes of this section, an offense was committed before the
1-59 effective date of this Act if any element of the offense occurred
1-60 before that date.

1-61 SECTION 3. This Act takes effect September 1, 2025.

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