

CHAPTER 527

H.B. No. 271

An Act relating to the transportation, taxation, and regulation of manufactured and industrialized housing.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section D of Article 6701-1/2, Revised Statutes, as amended by Section 15, Chapter 817, Acts of the 68th Legislature, 1983, is amended to read as follows:

D. A [~~There shall also accompany the application for permit a~~] fee of Ten Dollars (\$10)[~~; which fee] for each permit shall be collected by the State Department of Highways and Public Transportation and deposited in the Treasury of the State of Texas to the credit of the State Highway Fund. [Said fee shall be paid by cashiers or certified check, postal or express money order.]~~ On application said department shall issue permit books or packets containing ~~twenty (20) [fifty (50) or one hundred (100)]~~ individual permits provided that the aggregate fee of Ten Dollars (\$10) per permit is received with such application. *The book type permit can be used for the movement of any manufactured home regardless of width, length, or height, and route approval can be secured by telephone from the issuing office along with any required validation number for the permit.*

SECTION 2. Section 158.002, Tax Code, is amended to read as follows:

Sec. 158.002. DEFINITIONS. In this chapter, "manufactured 'home,'" "manufacturer," "retailer," and "person" have the same meanings as they are given by the Texas Manufactured Housing Standards Act, as amended (Article 5221f, Vernon's Texas Civil Statutes). *In addition, the term "manufactured home" also includes and means "industrialized housing" as defined by Article 5221f-1, Revised Statutes.*

SECTION 3. Subdivision (1), Subsection (c), Section 3, Chapter 42, General Laws, Acts of the 41st Legislature, 2nd Called Session, 1929 (Article 6701d-11, Vernon's Texas Civil Statutes), is amended to read as follows:

(1) No motor vehicle, other than a truck-tractor, shall exceed a length of forty-five (45) feet. Except as provided in Subsection (c-1) of this section, it shall be lawful for any combination of not more than three (3) vehicles to be coupled together including, but not limited to, a truck and semi-trailer, truck and trailer, truck-tractor and semi-trailer and trailer, or a truck-tractor and two trailers, provided such combination of vehicles, other than a truck-tractor combination, shall not exceed a length of sixty-five (65) feet, unless such vehicle or combination of vehicles is operated exclusively within the limits of an incorporated city or town; and unless, in the case of any combination of such vehicles, same be operated by municipal corporations in adjoining suburbs wherein said municipal corporation has heretofore been using such or like equipment in connection with an established service to such suburbs of the municipality; provided further, that motor buses as defined in Acts of the 41st Legislature, 2nd Called Session, 1929, Chapter 88, as amended, exceeding thirty-five (35) feet in length, but not exceeding forty (40) feet in length, may be lawfully operated over the highways of this state if such motor buses are equipped with air brakes and have a minimum of four (4) tires on the rear axle; and provided further, that the above limitations shall not apply to any *house trailer [mobile home]* or to any combination of a *house trailer [mobile home]* and a motor vehicle, but no *house trailer [mobile home]* and motor vehicle combination shall exceed a total length of fifty-five (55) feet. "House trailer" [~~"Mobile home"~~] as used herein means a living quarters equipped and used for sleeping and eating and which may be moved from one location to another over a public highway by being pulled behind a motor vehicle. No *house trailer [mobile home]*, as the same is defined herein, shall be entitled to the exemption contained in this Subsection unless the owner thereof shall have paid all taxes, including ad valorem taxes, and fees due and payable under the laws of this state, levied on said *house trailer [mobile home]*.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 5, 1985, by a non-record vote; House concurred in Senate amendments to H.B. No. 271 on May 26, 1985, by a non-record vote; passed by the Senate, with amendments, on May 24, 1985, by the following vote: Yeas 30, Nays 0.

Approved: June 12, 1985

Effective: August 26, 1985