

By: Walle, Harless, Oliverson, Schofield

H.B. No. 899

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain counties to regulate noise levels in residential areas; creating a criminal offense.

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

SECTION 1. Chapter 240, Local Government Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. REGULATION OF NOISE LEVELS IN CERTAIN COUNTIES

Sec. 240.061. AUTHORITY TO REGULATE. (a) To promote public health, safety, and welfare, the commissioners court of a county with a population of more than 3.3 million by order may regulate the level of noise emanating from a residence located in a residential area in the unincorporated area of the county.

(b) This section does not authorize the commissioners court of a county to regulate the use of fireworks.

Sec. 240.062. CRIMINAL PENALTY. (a) A person commits an offense if the person on three or more occasions violates an order adopted under this subchapter.

(b) An offense under this section is a Class C misdemeanor.

SECTION 2. This Act takes effect September 1, 2023.