

By: Thierry

H.B. No. 2870

A BILL TO BE ENTITLED

AN ACT

relating to the use of automated traffic control systems by certain municipalities.

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

SECTION 1. Section 542.2035, Transportation Code, is amended to read as follows:

Sec. 542.2035. LIMITATION ON MUNICIPALITIES. (a) Except as provided by Subsection (a-1), a [A] municipality may not implement or operate an automated traffic control system with respect to a highway or street under its jurisdiction for the purpose of enforcing compliance with posted speed limits. The attorney general shall enforce this subsection.

(a-1) A municipality with a population of two million or more may implement or operate an automated traffic control system with respect to a highway or street under its jurisdiction for the purpose of enforcing compliance with posted speed limits in a school crossing zone.

(b) In this section:

(1) [~~7~~] "Automated [~~automated~~] traffic control system" means a photographic device, radar device, laser device, or other electrical or mechanical device designed to:

(A) [~~(1)~~] record the speed of a motor vehicle;

and

(B) [~~(2)~~] obtain one or more photographs or other

1 recorded images of:

2 (i) [~~(A)~~] the vehicle;

3 (ii) [~~(B)~~] the license plate attached to  
4 the vehicle; or

5 (iii) [~~(C)~~] the operator of the vehicle.

6 (2) "School crossing zone" has the meaning assigned by  
7 Section 541.302.

8 SECTION 2. Chapter 707, Transportation Code, is amended by  
9 adding Section 707.022 to read as follows:

10 Sec. 707.022. MUNICIPAL SCHOOL CROSSING ZONE EXCEPTION.  
11 This chapter does not apply to an automated traffic control system,  
12 as defined by Section 542.2035, that is authorized by Section  
13 542.2035(a-1).

14 SECTION 3. This Act takes effect September 1, 2023.