

AN ACT

relating to training on the treatment of toll project roadways during inclement weather.

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

SECTION 1. Subchapter B, Chapter 372, Transportation Code, is amended by adding Section 372.059 to read as follows:

Sec. 372.059. TREATMENT OF TOLL ROADWAY DURING INCLEMENT WEATHER. (a) Except as provided by Subsections (e) and (f), a toll project entity that treats a roadway maintained by the entity during icy or snowy weather shall require each employee or contractor who develops and supervises a plan for roadway treatment to complete a training course on treating roadways during icy or snowy weather in the same manner as a department employee who treats roadways during icy or snowy weather.

(b) The department, in coordination with public toll project entities:

(1) shall make training courses that the department provides to department employees who develop and supervise plans for roadway treatment available to a person required to receive training under Subsection (a); and

(2) may adopt rules as necessary to implement this section.

(c) The department, in coordination with toll project entities, shall identify the types of employees and contractors who

1 are subject to the training requirements under Subsection (a).

2 (d) A training course described by Subsection (b) must  
3 include instruction regarding:

4 (1) prioritizing treatment of elevated structures and  
5 other roadway elements that pose the highest risk to public health  
6 and safety during icy or snowy weather;

7 (2) timing of treatment of roadways during icy or  
8 snowy weather; and

9 (3) treatment of general purpose lanes adjacent to a  
10 toll project.

11 (e) The department may authorize a toll project entity to  
12 require that an employee or contractor required to receive training  
13 under Subsection (a) complete a training course provided by another  
14 entity that includes substantially the same information as a course  
15 provided by the department.

16 (f) For a roadway that is subject to a comprehensive  
17 development agreement entered into by the department or a public  
18 toll project entity under which a private participant is  
19 responsible for maintaining the roadway, the private participant is  
20 responsible for requiring each employee or contractor of the  
21 private participant who develops and supervises a plan for roadway  
22 treatment to complete the training required by Subsection (a).

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

H.B. No. 4797

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President of the Senate

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Speaker of the House

I certify that H.B. No. 4797 was passed by the House on April 21, 2023, by the following vote: Yeas 141, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4797 on May 17, 2023, by the following vote: Yeas 143, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 4797 was passed by the Senate, with amendments, on May 15, 2023, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor