

AN ACT

relating to the offense of the unauthorized use of parking designated for persons with disabilities.

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

SECTION 1. Section 681.011, Transportation Code, is amended by adding Subsections (f-1) and (f-2) to read as follows:

(f-1) It is not a defense to prosecution for an offense under Subsection (a) or (b) that the parking space or area designated specifically for persons with disabilities is not designated in compliance with the standards and specifications referred to in Section 681.009(b) if the parking space or area is generally in compliance with those standards and specifications and is clearly distinguishable as being designated specifically for persons with disabilities.

(f-2) A peace officer may issue a warning but may not issue a citation for an offense under Subsection (a) or (b) to a person who stands a vehicle in a parking space or area designated specifically for persons with disabilities that does not have a parking space identification sign identifying the parking space in accordance with the requirements of the standards and specifications referred to in Section 681.009(b).

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is

1 governed by the law in effect on the date the offense was committed,  
2 and the former law is continued in effect for that purpose. For  
3 purposes of this section, an offense was committed before the  
4 effective date of this Act if any element of the offense occurred  
5 before that date.

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

\_\_\_\_\_  
President of the Senate

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Speaker of the House

I hereby certify that S.B. No. 904 passed the Senate on  
March 22, 2023, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 904 passed the House on  
May 19, 2023, by the following vote: Yeas 141, Nays 2, two  
present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor