

By: Alvarado

S.B. No. 2347

A BILL TO BE ENTITLED

AN ACT

relating to the process of establishing speed limits on a highway or road near a prekindergarten.

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

SECTION 1. Section 545.355(b), Transportation Code, is amended to read as follows:

(b) The commissioners court of a county may declare a lower speed limit of not less than:

(1) 30 miles per hour on a county road or highway to which this section applies, if the commissioners court determines that the prima facie speed limit on the road or highway is unreasonable or unsafe; or

(2) 20 miles per hour:

(A) in a residence district, unless the roadway has been designated as a major thoroughfare by a city planning commission; or

(B) on a county road or highway to which this section applies that is located within 500 feet of a prekindergarten, an elementary, secondary, or open-enrollment charter school, or an institution of higher education, if approved under Section 545.357.

SECTION 2. Sections 545.357(a), (b), (c), (d), and (e), Transportation Code, are amended to read as follows:

(a) The governing body of a municipality in which a

1 prekindergarten, a public or private elementary or secondary  
2 school, an open-enrollment charter school, or an institution of  
3 higher education is located shall, on request of the operator of a  
4 prekindergarten or the governing body of a school or institution of  
5 higher education, hold a public hearing at least once each calendar  
6 year to consider prima facie speed limits on a highway in the  
7 municipality, including a highway of the state highway system, near  
8 the prekindergarten, school, or institution of higher education.

9 (b) If a county road outside the state highway system is  
10 located within 500 feet of a prekindergarten, a public or private  
11 elementary or secondary school, an open-enrollment charter school,  
12 or an institution of higher education that is not in a municipality,  
13 the commissioners court of the county, on request of the operator of  
14 a prekindergarten or the governing body of a school or institution  
15 of higher education, shall hold a public hearing at least once each  
16 calendar year to consider the prima facie speed limit on the road  
17 near the prekindergarten, school, or institution of higher  
18 education.

19 (c) A municipal governing body or commissioners court, on  
20 request of the operator of a prekindergarten or the governing body  
21 of a school or institution of higher education, may hold one public  
22 hearing for all prekindergartens, public and private elementary and  
23 secondary schools, open-enrollment charter schools, and  
24 institutions of higher education in its jurisdiction.

25 (d) The Texas Transportation Commission, on request of the  
26 operator of a prekindergarten or the governing body of a school or  
27 institution of higher education, shall hold a public hearing at

1 least once each calendar year to consider prima facie speed limits  
2 on highways in the state highway system that are near  
3 prekindergartens, public or private elementary or secondary  
4 schools, open-enrollment charter schools, or institutions of  
5 higher education.

6 (e) On request of the operator of a prekindergarten or the  
7 governing body of a school or institution of higher education  
8 following a public hearing held under this section, the  
9 commissioners court, municipal governing body, or Texas  
10 Transportation Commission, as applicable, shall conduct an  
11 engineering and traffic investigation for the highway or road that  
12 is the subject of the request. On review of the results of the  
13 investigation, the commissioners court, municipal governing body,  
14 or Texas Transportation Commission has the same authority and  
15 discretion to alter prima facie speed limits as provided by Section  
16 545.353, 545.355, or 545.356, as applicable. Following each public  
17 hearing held under this section, the operator of a prekindergarten  
18 or the governing body of a school or institution of higher education  
19 may make only one request under this subsection for an engineering  
20 and traffic investigation.

21 SECTION 3. Section 545.357(f), Transportation Code, is  
22 amended by adding Subdivision (4) to read as follows:

23 (4) "Prekindergarten" means a facility that primarily  
24 provides prekindergarten services.

25 SECTION 4. This Act takes effect September 1, 2025.