

By: Janek

S.B. No. 695

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain counties to prohibit the use or possession of certain fireworks on public beaches.

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

SECTION 1. Section 61.122, Natural Resources Code, is amended by adding Subsection (g) to read as follows:

(g) The commissioners court of a county bordering on the Gulf of Mexico or its tidewater limits and adjacent to a county with a population of 3.2 million or more, by order, may prohibit the use or possession of any aerial fireworks on a beach in the unincorporated area of the county. In this subsection, "aerial fireworks" means:

(1) fireworks that:

(A) are known as skyrockets with sticks;

(B) have a total pyrotechnic composition that does not exceed 20 grams each in weight;

(C) have an inside tube diameter that does not exceed one-half inch; and

(D) have rocket sticks securely fastened to the tube; or

(2) other pyrotechnic devices that have fins or rudders for the purpose of achieving aerodynamic flight, including a device that would be considered a missile or a rocket.

SECTION 2. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2003.