

1-1 By: Janek S.B. No. 695
1-2 (In the Senate - Filed February 26, 2003; March 3, 2003,
1-3 read first time and referred to Committee on State Affairs;
1-4 March 19, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; March 19, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 695 By: Armbrister

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the authority of certain counties to prohibit the use or
1-11 possession of certain fireworks on public beaches.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 61.122, Natural Resources Code, is
1-14 amended by adding Subsection (g) to read as follows:

1-15 (g) The commissioners court of a county bordering on the
1-16 Gulf of Mexico or its tidewater limits and adjacent to a county with
1-17 a population of 3.2 million or more, by order, may prohibit the use
1-18 or possession of any aerial fireworks on a beach in the
1-19 unincorporated area of the county. In this subsection, "aerial
1-20 fireworks" means:

1-21 (1) fireworks that:

1-22 (A) are known as skyrockets with sticks;

1-23 (B) have a total pyrotechnic composition that
1-24 does not exceed 20 grams each in weight;

1-25 (C) have an inside tube diameter that does not
1-26 exceed one-half inch; and

1-27 (D) have rocket sticks securely fastened to the
1-28 tube; or

1-29 (2) other pyrotechnic devices that have fins or
1-30 rudders for the purpose of achieving aerodynamic flight, including
1-31 a device that would be considered a missile or a rocket.

1-32 SECTION 2. This Act takes effect immediately if it receives
1-33 a vote of two-thirds of all the members elected to each house, as
1-34 provided by Section 39, Article III, Texas Constitution. If this
1-35 Act does not receive the vote necessary for immediate effect, this
1-36 Act takes effect September 1, 2003.

1-37 * * * * *