

By: Solis

H.B. No. 1069

A BILL TO BE ENTITLED

AN ACT

1
2 relating to liability of a governmental unit for a claim arising
3 from roadway lighting conditions.

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

5 SECTION 1. Subchapter C, Chapter 101, Civil Practice and
6 Remedies Code, is amended by adding Section 101.067 to read as
7 follows:

8 Sec. 101.067. ROADWAY LIGHTING. (a) This chapter does not
9 apply to a claim arising in connection with the lighting or any
10 condition related to the lighting of a road, highway,
11 farm-to-market road, or street under the supervision of a
12 governmental unit.

13 (b) This section does not affect the liability of a
14 municipality with regard to street construction and design under
15 Section 101.0215(a).

16 SECTION 2. This Act applies only to a cause of action filed
17 on or after the effective date of this Act. A cause of action filed
18 before the effective date of this Act is governed by the law
19 applicable to the action immediately before that date, and that law
20 is continued in effect for that purpose.

21 SECTION 3. This Act takes effect September 1, 2005.