

BILL ANALYSIS

Senate Research Center

S.B. 254
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Intergovernmental Relations
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Enrolled

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Under current law, the commissioners court of a county with a population of more than 2.2 million is not authorized to regulate the roadside sale of animals.

Roadside sales of animals circumvent mechanisms for ensuring that a pet is appropriately registered, vaccinated, and spayed or neutered. Furthermore, roadside animal sales can affect local traffic patterns and conditions, potentially causing traffic accidents.

S.B. 254 authorizes the commissioners court of a county with a population of more than 1.3 million to regulate the sale of animals on a public highway or road, in the right-of-way of a public highway or road, or in a parking lot in the unincorporated area of the county.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 285.001, Transportation Code, as follows:

Sec. 285.001. REGULATION OF ROADSIDE VENDOR AND SOLICITOR. Adds the sale of live animals as well as the erection, maintenance, or placement of a structure by a vendor of such to the types of food or merchandise items that the commissioners court of a county with a population of more than 1.3 million, rather than 2.2 million, by order may regulate in the unincorporated area of the county, if they occur on a public highway or road, in the right-of-way of a public highway or road, or in a parking lot.

SECTION 2. Effective date: September 1, 2007.