

AN ACT

relating to parking a commercial motor vehicle on certain streets.

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

SECTION 1. The heading to Section 545.307, Transportation Code, is amended to read as follows:

Sec. 545.307. OVERNIGHT PARKING OF COMMERCIAL MOTOR VEHICLE IN OR NEAR RESIDENTIAL SUBDIVISION.

SECTION 2. Section 545.307, Transportation Code, is amended by amending Subsections (b) and (c) and adding Subsections (b-1) and (h) to read as follows:

(b) Except as provided by Subsection (b-1), after ~~[After]~~ 10 p.m. and before 6 a.m., a person may not park a commercial motor vehicle or leave the vehicle parked on a street that is maintained by a county or municipality and [of a residential subdivision] for which signs are posted as provided by Subsection (c) if the street:

- (1) is located within a residential subdivision; or
- (2) is adjacent to a residential subdivision and within 1,000 feet of the property line of a residence, school, place of worship, or park.

(b-1) A person may park a commercial motor vehicle or leave the vehicle parked on a street for which signs are posted as provided by Subsection (c) if ~~[unless]~~ the commercial motor vehicle:

- (1) is transporting persons or property to or from the

1 residential subdivision or performing work in the subdivision; and

2 (2) remains parked in or adjacent to the subdivision  
3 only for the period necessary to complete the transportation or  
4 work.

5 (c) The residents of a residential subdivision may petition  
6 a county or municipality in which the subdivision is located for the  
7 posting of signs prohibiting the overnight parking of a commercial  
8 motor vehicle in the subdivision or on a street adjacent to the  
9 subdivision and within 1,000 feet of the property line of a  
10 residence, school, place of worship, or park. The petition must be  
11 signed by at least 25 percent of the owners or tenants of residences  
12 in the subdivision. Not more than one person for each residence may  
13 sign the petition, and each person signing must be at least 18 years  
14 of age. Promptly after the filing of a petition meeting the  
15 requirements of this subsection and subject to Subsection (d), the  
16 county or municipality receiving the petition shall post the signs.  
17 The signs must:

18 (1) be posted:

19 (A) at each entrance of the subdivision through  
20 which a commercial motor vehicle may enter the subdivision or  
21 within the subdivision if there is not defined entrance to the  
22 subdivision; or

23 (B) on a street adjacent to the subdivision; and

24 (2) state, in letters at least two inches in height,  
25 that overnight parking of a commercial motor vehicle is prohibited  
26 in the subdivision or on a street adjacent to the subdivision.

27 (h) This section does not apply to:

1           (1) a vehicle owned by a utility that an employee of  
2 the utility who is on call 24 hours a day parks at the employee's  
3 residence; or

4           (2) a vehicle owned by a commercial establishment that  
5 is parked on the street adjacent to where the establishment is  
6 located.

7           SECTION 3. This Act takes effect September 1, 2007.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1522 was passed by the House on April 19, 2007, by the following vote: Yeas 142, Nays 0, 2 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 1522 on May 23, 2007, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 1522 on May 27, 2007, by the following vote: Yeas 145, Nays 0, 2 present, not voting.

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Chief Clerk of the House

H.B. No. 1522

I certify that H.B. No. 1522 was passed by the Senate, with amendments, on May 21, 2007, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 1522 on May 26, 2007, by the following vote: Yeas 30, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor