

By: Gattis

H.B. No. 2375

A BILL TO BE ENTITLED

AN ACT

relating to allowing a county to post a sign on state highway right-of-way regarding a burn ban.

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

SECTION 1. Section 392.0325, Transportation Code, is amended by amending Subsection (b) and adding Subsection (a-1) to read as follows:

(a-1) A county commissioners court may submit a request to the department for an exception to this subchapter for a sign that gives information regarding a burn ban that is in effect. The department may adopt rules addressing:

(1) the size, uniformity, and maintenance of a sign under this subsection; and

(2) the circumstances under which the department may revoke permission for the placement of a sign under this subsection.

(b) The department shall approve a request submitted under this section [~~Subsection (a)~~] if the department:

(1) determines that the sign will not constitute a safety hazard;

(2) determines that the sign will not interfere with the construction, reconstruction, operation, or maintenance of the highway facility; and

(3) obtains the approval of the Federal Highway

1 Administration if approval is required under federal law.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2007.