

By: Castro

H.B. No. 2715

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the enforcement of fares imposed for the use of certain
3 public transportation systems.

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

5 SECTION 1. Section 451.0611, Transportation Code, is
6 amended to read as follows:

7 Sec. 451.0611. ENFORCEMENT OF FARES AND OTHER CHARGES;
8 PENALTIES. (a) A board by resolution may prohibit the use of mass
9 transit [~~the public transportation system~~] by a person who fails to
10 possess evidence showing that the appropriate fare for the use of
11 the mass transit [~~system~~] has been paid and may establish
12 reasonable and appropriate methods to ensure that persons using the
13 mass transit [~~public transportation system~~] pay the appropriate
14 fare for that use.

15 (b) A board by resolution may provide that a fare for or
16 charge for the use of the mass transit [~~public transportation~~
17 ~~system~~] that is not paid incurs a penalty, not to exceed \$100.

18 (c) The authority shall post signs designating each area in
19 which a person is prohibited from using the mass transit the
20 [~~transportation system~~] without possession of evidence showing
21 that the appropriate fare has been paid.

22 (d) A person commits an offense if:

23 (1) the person or another for whom the person is
24 criminally responsible under Section 7.02, Penal Code, uses the

1 mass transit [~~public transportation system~~] and does not possess
2 evidence showing that the appropriate fare has been paid; and

3 (2) the person fails to pay the appropriate fare or
4 other charge for the use of the mass transit [~~public transportation~~
5 ~~system~~] and any penalty on the fare on or before the 30th day after
6 the date the authority notifies the person that the person is
7 required to pay the amount of the fare or charge and the penalty.

8 (e) The notice required by Subsection (d)(2) may be included
9 in a citation issued to the person under Article 14.06, Code of
10 Criminal Procedure, in connection with an offense relating to the
11 nonpayment of the appropriate fare or charge for the use of the mass
12 transit [~~public transportation system~~].