

By: Keffer

H.B. No. 3863

A BILL TO BE ENTITLED

AN ACT

relating to county transportation access plans.

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

SECTION 1. Chapter 615, Local Government Code, is amended by adding a new subchapter E to read as follows:

SUBCHAPTER E. COUNTY TRANSPORTATION ACCESS PLANS

Sec. 615.201 APPLICABILITY. This subchapter applies to the approval, issuance, or renewal of a license, permit, or registration under the provisions of the Health and Safety Code, the Natural Resources Code, or the Water Code for any location within the unincorporated area of a county.

Sec. 615.202 ACCESS PLAN REQUIRED. Before the approval, issuance, or renewal of a license, permit, or registration subject to this subchapter, an access plan approved by the county shall be filed with the reviewing agency.

Sec. 615.203 ADDITIONAL COSTS RECOVERY. The access plan shall provide for recovery by the county for any additional costs to the county for construction or maintenance of county roads for access to the licensed, permitted or registered site. The additional costs, if any, shall be determined by an analysis completed by an independent licensed professional engineer.

Sec. 615.204 WAIVER. By order of the commissioners court, a county may waive the requirements of this subchapter.

SECTION 2. This Act takes effect September 1, 2009.