

By: Mallory Caraway

H.B. No. 4240

A BILL TO BE ENTITLED

AN ACT

relating to the authority of the governing body of a local authority to impose a civil penalty for certain violations recorded by a photographic traffic signal enforcement system.

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

SECTION 1. Section 707.002, Transportation Code, is amended to read as follows:

Sec. 707.002. AUTHORITY TO PROVIDE FOR CIVIL PENALTY. (a) The governing body of a local authority by ordinance may implement a photographic traffic signal enforcement system and except as provided by Subsection (b), provide that the owner of a motor vehicle is liable to the local authority for a civil penalty if, while facing only a steady red signal displayed by an electrically operated traffic-control signal located in the local authority, the vehicle is operated in violation of the instructions of that traffic-control signal, as specified by Section 544.007(d).

(b) An ordinance adopted under Subsection (a) may not provide for the imposition of a civil penalty if the vehicle was turning right or left at an intersection and failed to stop at a stop line or before entering the crosswalk on the near side of the intersection.

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