

By: Gooden

H.B. No. 1613

A BILL TO BE ENTITLED

AN ACT

1
2 relating to regulation of traffic in a conservation and reclamation
3 district by a commissioners court.

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

5 SECTION 1. Subchapter C, Chapter 791, Government Code, is
6 amended by adding Section 791.035 to read as follows:

7 Sec. 791.035. REGULATION OF TRAFFIC IN CERTAIN DISTRICTS.

8 The commissioners court of a county may enter into an interlocal
9 contract with the board of a conservation and reclamation district
10 organized or operating under Section 52, Article III, or Section
11 59, Article XVI, Texas Constitution, to apply the county's traffic
12 regulations to a public road in the county that is owned, operated,
13 and maintained by the district if the commissioners court finds
14 that it is in the county's interest to regulate traffic on the
15 public road.

16 SECTION 2. Section 251.151, Transportation Code, is amended
17 to read as follows:

18 Sec. 251.151. AUTHORITY OF COMMISSIONERS COURT TO REGULATE
19 CERTAIN ROADS. (a) The commissioners court of a county may regulate
20 traffic on a county road or on real property owned by the county
21 that is under the jurisdiction of the commissioners court.

22 (b) The commissioners court of a county may by order apply
23 the county's traffic regulations to a public road in the county that
24 is owned, operated, and maintained by a conservation and

1 reclamation district organized or operating under Section 52,
2 Article III, or Section 59, Article XVI, Texas Constitution, and
3 located wholly or partly in the county if the commissioners court
4 and the board of the district have entered into an interlocal
5 contract under Section 791.035, Government Code.

6 (c) A public road that is subject to an order under
7 Subsection (b) is considered to be a county road for purposes of
8 applying a traffic regulation to the public road.

9 SECTION 3. Section 251.155(a), Transportation Code, is
10 amended to read as follows:

11 (a) The commissioners court of a county may adopt
12 regulations establishing a system of traffic control devices in
13 restricted traffic zones on:

- 14 (1) property described by Section 251.151(a); and
15 (2) property abutting a public road that is the
16 subject of an order under Section 251.151(b) if the property is
17 owned by the district that is subject to the order or is a public
18 right-of-way [251.151].

19 SECTION 4. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2011.