

By: Garza

H.B. No. 2596

A BILL TO BE ENTITLED

AN ACT

relating to the authority of local governments to set speed limits on certain roadways.

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

SECTION 1. Subchapter A, Chapter 542, Transportation Code, is amended by adding Section 542.0075 to read as follows:

Sec. 542.0075. TRAFFIC REGULATIONS: LOWERING OF SPEED LIMITS IN PRIVATE SUBDIVISION. On the request of all of the property owners adjacent to a privately maintained road located in a subdivision, a commissioners court of a county in which the road is located may set and enforce a speed limit of not less than 20 miles per hour on the road in the same manner as provided by Section 542.007.

SECTION 2. Sections 545.356(b-1) and (b-2), Transportation Code, are amended to read as follows:

(b-1) The governing body of a municipality, for a highway or a part of a highway in the municipality that is not an officially designated or marked highway or road of the state highway system, may declare a lower speed limit of not less than 20 [~~25~~] miles per hour, if the governing body determines that the prima facie speed limit on the highway is unreasonable or unsafe.

(b-2) Subsection (b-1) applies only to a one-lane or two-lane, undivided highway or part of a highway.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2011.