

By: Garza

H.B. No. 2596

Substitute the following for H.B. No. 2596:

By: Bonnen

C.S.H.B. No. 2596

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of local governments to enact and enforce
3 certain traffic regulations.

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

5 SECTION 1. Section 228.057, Transportation Code, is amended
6 by adding Subsection (g) to read as follows:

7 (g) The department may enter into an agreement with a local
8 government regarding the use of a transponder issued by the
9 department and the corresponding electronic toll collection
10 customer account to pay for parking services offered by the local
11 government at a facility established by the local government under
12 Chapter 22.

13 SECTION 2. Section 311.001, Transportation Code, is amended
14 by adding Subsection (d) to read as follows:

15 (d) Notwithstanding Subsection (a) or (b), the governing
16 body of a municipality may not, by ordinance, require a permit to
17 park on a public street or alley of the municipality if the street
18 or alley:

19 (1) is located within 1,000 feet of the corridor
20 described by Section 3151.002(6), Government Code; and

21 (2) has a posted speed limit of 35 miles per hour or
22 less.

23 SECTION 3. Subchapter A, Chapter 542, Transportation Code,
24 is amended by adding Section 542.0075 to read as follows:

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

7 SECTION 4. Sections 545.356(b-1) and (b-2), Transportation
8 Code, are amended to read as follows:

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

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

17 SECTION 5. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2011.