

By: Garza

H.B. No. 2596

A BILL TO BE ENTITLED

AN ACT

relating to the authority to lower certain speed limits by local governments.

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.