

By: King of Zavala

H.B. No. 2896

Substitute the following for H.B. No. 2896:

By: Driver

C.S.H.B. No. 2896

A BILL TO BE ENTITLED

AN ACT

relating to duties of law enforcement involving damaged fences.

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

SECTION 1. Section 370.004(a), Local Government Code, is amended to read as follows:

(a) A peace officer employed by a political subdivision of this state who investigates or responds to an incident in which a motor vehicle damages a fence shall, if the peace officer reasonably believes that the fence is intended to contain livestock or other animals:

(1) immediately determine the owner of the land on which the damaged fence is located; ~~and~~

(2) notify the owner of the type and extent of the damage, if the owner has registered with the political subdivision in accordance with Subsection (c); and

(3) remain at the location of the damaged fence until:

(A) the peace officer or another person makes reasonable attempts to secure the fence; or

(B) the landowner or landowner's representative arrives at the scene.

SECTION 2. This Act takes effect September 1, 2011.