

By: Fletcher

H.B. No. 3388

Substitute the following for H.B. No. 3388:

By: Mallory Caraway

C.S.H.B. No. 3388

A BILL TO BE ENTITLED

AN ACT

relating to the transport of fireworks.

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

SECTION 1. Chapter 370, Local Government Code, is amended by adding Section 370.005 to read as follows:

Sec. 370.005. TRANSPORT OF FIREWORKS. A political subdivision may not prohibit or regulate the transport of fireworks in unopened and original packaging.

SECTION 2. The heading to Chapter 370, Local Government Code, is amended to read as follows:

CHAPTER 370. MISCELLANEOUS PROVISIONS RELATING TO [~~MUNICIPAL AND COUNTY~~] HEALTH AND PUBLIC SAFETY

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2011.