

AN ACT

relating to the regulation of automotive wrecking and salvage yards
in certain counties.

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

SECTION 1. Section 397.011, Transportation Code, is amended
to read as follows:

Sec. 397.011. LOCATION OF YARD. (a) Except as otherwise
provided by this subsection and Subsection (b), an automotive
wrecking and salvage yard may not be established within 600 [~~300~~]
feet of an existing church, school, or residence. A yard may be
established within 600 feet of a residence if the same person owns
the residence and the yard.

(b) An automotive wrecking and salvage yard that is
established on or after September 1, 1983, and before September 1,
2013, may not be established within 300 feet of an existing church,
school, or residence except that a yard may be established within
300 feet of a residence if the same person owns the residence and
the yard.

(c) Distance [~~The distance~~] is measured under this section
beginning at the wall of the church, school, or residence that is
closest to the yard and ending at the fence required by this
chapter.

~~[(b) An automotive wrecking and salvage yard may be~~
~~established within 300 feet of a residence if the same person owns~~

1 ~~the residence and the yard.]~~

2 SECTION 2. The change in law made by this Act applies only
3 to an offense committed on or after the effective date of this Act.
4 An offense committed before the effective date of this Act is
5 governed by the law in effect when the offense was committed, and
6 the former law is continued in effect for that purpose. For
7 purposes of this section, an offense was committed before the
8 effective date of this Act if any element of the offense was
9 committed before that date.

10 SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 248 was passed by the House on April 11, 2013, by the following vote: Yeas 138, Nays 6, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 248 on May 16, 2013, by the following vote: Yeas 132, Nays 5, 3 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 248 was passed by the Senate, with amendments, on May 15, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor