

By: Gutierrez

H.B. No. 1949

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the Texas Transportation Commission to  
3 alter speed limits.

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

5 SECTION 1. Section 545.353(h-2), Transportation Code, is  
6 amended to read as follows:

7 (h-2) Notwithstanding Section 545.352(b), [~~as amended by~~  
8 ~~Chapters 663 (H.B. 385) and 739 (H.B. 1075), Acts of the 76th~~  
9 ~~Legislature, Regular Session, 1999,~~] the commission shall [~~may~~]  
10 establish a speed limit of [~~not to exceed~~] 85 miles per hour on a  
11 part of the state highway system if:

12 (1) that part of the highway system is designed to  
13 accommodate travel at that established speed or a higher speed; and

14 (2) the commission determines, after an engineering  
15 and traffic investigation, that the established speed limit is  
16 reasonable and safe for that part of the highway system.

17 SECTION 2. 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, 2013.