

By: Gooden

H.B. No. 2330

Substitute the following for H.B. No. 2330:

By: Phillips

C.S.H.B. No. 2330

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to regulation of traffic in a conservation and reclamation  
3 district by a commissioners court.

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

5 SECTION 1. Subchapter C, Chapter 791, Government Code, is  
6 amended by adding Section 791.036 to read as follows:

7 Sec. 791.036. REGULATION OF TRAFFIC IN CERTAIN DISTRICTS.

8 (a) This section applies only to a county that has a population of  
9 more than 80,000 and less than 130,000 and borders a county with a  
10 population of more than 2 million and less than 4 million.

11 (b) The commissioners court of a county may enter into an  
12 interlocal contract with the board of a conservation and  
13 reclamation district organized or operating under Section 52,  
14 Article III, or Section 59, Article XVI, Texas Constitution, to  
15 apply the county's traffic regulations to a public road in the  
16 county that is owned, operated, and maintained by the district if  
17 the commissioners court finds that it is in the county's interest to  
18 regulate traffic on the public road.

19 SECTION 2. Section 251.151, Transportation Code, is amended  
20 to read as follows:

21 Sec. 251.151. AUTHORITY OF COMMISSIONERS COURT TO REGULATE  
22 CERTAIN ROADS. (a) The commissioners court of a county may  
23 regulate traffic on a county road or on real property owned by the  
24 county that is under the jurisdiction of the commissioners court.

1       (b) The commissioners court of a county may by order apply  
2 the county's traffic regulations to a public road in the county that  
3 is owned, operated, and maintained by a conservation and  
4 reclamation district organized or operating under Section 52,  
5 Article III, or Section 59, Article XVI, Texas Constitution, and  
6 located wholly or partly in the county if the commissioners court  
7 and the board of the district have entered into an interlocal  
8 contract under Section 791.036, Government Code.

9       (c) A public road that is subject to an order under  
10 Subsection (b) is considered to be a county road for purposes of  
11 applying a traffic regulation to the public road.

12       SECTION 3. Section 251.155(a), Transportation Code, is  
13 amended to read as follows:

14       (a) The commissioners court of a county may adopt  
15 regulations establishing a system of traffic control devices in  
16 restricted traffic zones on:

- 17               (1) property described by Section 251.151(a); and  
18               (2) property abutting a public road that is the  
19 subject of an order under Section 251.151(b) if the property is  
20 owned by the district that is subject to the order or is a public  
21 right-of-way [251.151].

22       SECTION 4. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section 39, Article III, Texas Constitution. If this  
25 Act does not receive the vote necessary for immediate effect, this  
26 Act takes effect September 1, 2013.