

By: Sheffield, Keffer, Springer

H.B. No. 397

A BILL TO BE ENTITLED

AN ACT

relating to the use of fireworks at certain Texas Department of
Transportation rest areas; providing a penalty.

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

SECTION 1. The heading to Subchapter F, Chapter 203,
Transportation Code, is amended to read as follows:

SUBCHAPTER F. USE [~~LEASE~~] OF CERTAIN PROPERTY

SECTION 2. Subchapter F, Chapter 203, Transportation Code,
is amended by adding Section 203.112 to read as follows:

Sec. 203.112. PROHIBITION OR RESTRICTION OF FIREWORKS AT
REST AREA. (a) In this section, "rest area" means public real
property designated as a rest area, comfort station, picnic area,
roadside park, or scenic overlook by the department.

(b) The commission by order shall prohibit or restrict the
use of fireworks at a state highway rest area in the unincorporated
area of a county on the petition of the commissioners court of the
county.

(c) An order adopted under Subsection (b) must require the
county to erect signs at the rest area giving notice of the order.

(d) A person who knowingly or intentionally violates a
prohibition or restriction established by an order adopted under
this section commits an offense. An offense under this subsection
is a Class C misdemeanor.

SECTION 3. This Act takes effect September 1, 2015.