

By: Sheffield

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.