

By: Koop

H.B. No. 1721

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the criminal and civil prosecution of certain offenses
3 involving parking in a space designated for persons with
4 disabilities.

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

6 SECTION 1. Article 14.06(d), Code of Criminal Procedure, is
7 amended to read as follows:

8 (d) Subsection (c) applies only to a person charged with
9 committing an offense under:

10 (1) Section 481.121, Health and Safety Code, if the
11 offense is punishable under Subsection (b)(1) or (2) of that
12 section;

13 (1-a) Section 481.1161, Health and Safety Code, if the
14 offense is punishable under Subsection (b)(1) or (2) of that
15 section;

16 (2) Section 28.03, Penal Code, if the offense is
17 punishable under Subsection (b)(2) of that section;

18 (3) Section 28.08, Penal Code, if the offense is
19 punishable under Subsection (b)(1) of that section;

20 (4) Section 31.03, Penal Code, if the offense is
21 punishable under Subsection (e)(2)(A) of that section;

22 (5) Section 31.04, Penal Code, if the offense is
23 punishable under Subsection (e)(2) of that section;

24 (6) Section 38.114, Penal Code, if the offense is

1 punishable as a Class B misdemeanor; [~~or~~]

2 (7) Section 521.457, Transportation Code; or

3 (8) Section 681.011, Transportation Code.

4 SECTION 2. Section 682.002, Transportation Code, is amended
5 to read as follows:

6 Sec. 682.002. CIVIL OFFENSE. (a) A municipality may
7 declare the violation of a municipal ordinance relating to parking
8 or stopping a vehicle, including parking or stopping a vehicle in a
9 manner that would constitute an offense under Section 681.011, to
10 be a civil offense.

11 (b) A joint board to which Section 22.074(d) applies may
12 declare the violation of a resolution, rule, or order of the joint
13 board relating to parking or stopping a vehicle, including parking
14 or stopping a vehicle in a manner that would constitute an offense
15 under Section 681.011, to be a civil offense.

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