

By: Taylor of Collin, Estes

S.B. No. 1386

A BILL TO BE ENTITLED

AN ACT

relating to the use of habitual toll violator remedies by certain toll project entities.

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

SECTION 1. Section 372.101, Transportation Code, is amended to read as follows:

Sec. 372.101. APPLICABILITY. Except as provided by Section 372.115(b), this [This] subchapter does not apply to a county acting under Chapter 284.

SECTION 2. Section 372.115, Transportation Code, is amended to read as follows:

Sec. 372.115. USE OF REMEDIES OPTIONAL; EXCEPTION FOR CERTAIN COUNTY TOLL AUTHORITIES. (a) A toll project entity's use of remedies under this subchapter is cumulative of other remedies and, except as provided by Subsection (b), is optional. Nothing [and nothing] in this subchapter prohibits a toll project entity from exercising any other enforcement remedies available under this chapter or other law.

(b) A county acting under Chapter 284 that participates in a regional tollway authority under Chapter 366 shall pursue the habitual violator remedies under this subchapter.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2017.