

AN ACT

relating to the authority of coastal counties to adopt certain rules for island parks, beach parks, and public beaches; creating a criminal offense.

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

SECTION 1. Chapter 321, Local Government Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. COASTAL COUNTY ISLAND PARK, BEACH PARK, AND PUBLIC BEACH RULES

Sec. 321.101. APPLICABILITY. Notwithstanding Section 321.001, this subchapter applies only to:

- (1) a county described by Section 321.001; and
- (2) a county that borders on the Gulf of Mexico and has within its boundaries a beach that:

(A) is wholly or partly operated by the county as a park; or

(B) is otherwise controlled or maintained by the county.

Sec. 321.102. RULES. The commissioners court of a county by order may adopt reasonable rules on camping, access, litter, resource protection, or waste disposal if the rules:

- (1) are consistent with Chapter 352 of this code, Chapters 61 and 63, Natural Resources Code, and rules adopted under those chapters; and

1 (2) apply only in the following locations controlled
2 or maintained by the county:

- 3 (A) an island park;
4 (B) a beach park; or
5 (C) any part of a public beach.

6 Sec. 321.103. OFFENSE. (a) A person commits an offense if
7 the person violates a rule adopted under Section 321.102.

8 (b) An offense under this section is a Class C misdemeanor.

9 SECTION 2. The heading to Chapter 321, Local Government
10 Code, is amended to read as follows:

11 CHAPTER 321. [~~PARKS BOARD AND PARK BONDS.~~] ISLAND PARKS, BEACH
12 PARKS, AND PUBLIC BEACHES OF COASTAL COUNTIES

13 SECTION 3. This Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 1628 was passed by the House on April 5, 2019, by the following vote: Yeas 142, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1628 on May 14, 2019, by the following vote: Yeas 137, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1628 was passed by the Senate, with amendments, on May 10, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor