

SENATE AMENDMENTS

2nd Printing

By: Wilson, Bucy

H.B. No. 511

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the enforcement of commercial motor vehicle safety
3 standards in certain counties.

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

5 SECTION 1. Section 644.101, Transportation Code, is amended
6 by amending Subsections (a) and (c) and adding Subsection (c-1) to
7 read as follows:

8 (a) The department shall establish procedures, including
9 training, for the certification of municipal police officers,
10 sheriffs, ~~and~~ deputy sheriffs, constables, and deputy constables
11 to enforce this chapter.

12 (c) A sheriff, ~~or a~~ deputy sheriff, constable, or deputy
13 constable of any of the following counties ~~[a county bordering the~~
14 ~~United Mexican States or of a county with a population of 700,000 or~~
15 ~~more]~~ is eligible to apply for certification under this section:

16 (1) a county bordering the United Mexican States;

17 (2) a county with a population of 700,000 or more;

18 (3) a county adjacent to a county with a population of
19 700,000 or more;

20 (4) a county with a population of 400,000 or more that
21 borders the county in which the State Capitol is located;

22 (5) a county that has a population of more than 450,000
23 and borders a county with a population of more than 3.3 million; or

24 (6) a county with a population of more than 500 and

1 less than 1,000 all or part of which is located within 75 miles of
2 the United Mexican States.

3 (c-1) A sheriff, deputy sheriff, constable, or deputy
4 constable of a county with a population of more than 450,000 that
5 borders a county with a population of more than 3.3 million is
6 eligible to apply for certification under this section.

7 SECTION 2. Section 644.103(b), Transportation Code, is
8 amended to read as follows:

9 (b) A municipal police officer who is certified under
10 Section 644.101 may stop, enter, or detain on a highway or at a port
11 of entry within the territory of the municipality a motor vehicle
12 that is subject to this chapter. A sheriff, ~~or~~ deputy sheriff,
13 constable, or deputy constable who is certified under Section
14 644.101 may stop, enter, or detain on a highway or at a port of entry
15 within the territory of the county a motor vehicle that is subject
16 to this chapter.

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

ADOPTED

MAY 15 2019

Letay Spaw
Secretary of the Senate

By: Schwertner

H.B. No. 511

Substitute the following for H.B. No. 511 :

By: J. J. Huij

C.S. H.B. No. 511

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the enforcement of commercial motor vehicle safety
3 standards in certain counties.

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

5 SECTION 1. Section 644.101(c), Transportation Code, is
6 amended to read as follows:

7 (c) A sheriff or a deputy sheriff of any of the following
8 counties [~~a county bordering the United Mexican States or of a~~
9 ~~county with a population of 700,000 or more]~~ is eligible to apply
10 for certification under this section:

- 11 (1) a county bordering the United Mexican States;
12 (2) a county with a population of 700,000 or more; or
13 (3) a county with a population of 400,000 or more that
14 borders the county in which the State Capitol is located.

15 SECTION 2. Section 644.102, Transportation Code, is amended
16 by adding Subsection (h) to read as follows:

17 (h) The department may revoke or rescind the authority of a
18 municipality or county to engage in enforcement under this chapter
19 if the municipality or county fails to comply with this section or
20 any standard established under Subsection (a).

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

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 15, 2019

TO: Honorable Dennis Bonnen, Speaker of the House, House of Representatives

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: **HB511** by Wilson (Relating to the enforcement of commercial motor vehicle safety standards in certain counties.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

The bill would amend the Transportation Code relating to the enforcement of commercial motor vehicle safety standards in certain counties. The bill would authorize the Department of Public Safety (DPS) to rescind this authority in certain circumstances.

According to DPS, no fiscal implication to the State is anticipated.

Local Government Impact

The bill could have a positive, significant fiscal impact to units of local government depending on the number of enforcement actions undertaken and the amount of fines imposed, however an estimate of this impact cannot be determined at this this time.

Source Agencies: 405 Department of Public Safety

LBB Staff: WP, JGAn, SD, GP, SMi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 9, 2019

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB511 by Wilson (relating to the enforcement of commercial motor vehicle safety standards in certain counties.), **Committee Report 2nd House, Substituted**

No fiscal implication to the State is anticipated.

The bill would amend the Transportation Code relating to the enforcement of commercial motor vehicle safety standards in certain counties. The bill would authorize the Department of Public Safety (DPS) to rescind this authority in certain circumstances.

According to DPS, no fiscal implication to the State is anticipated.

Local Government Impact

The bill could have a positive, significant fiscal impact to units of local government depending on the number of enforcement actions undertaken and the amount of fines imposed, however an estimate of this impact cannot be determined at this this time.

Source Agencies: 405 Department of Public Safety

LBB Staff: WP, JGAn, SD, GP, SMi

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 2, 2019

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB511 by Wilson (Relating to the enforcement of commercial motor vehicle safety standards in certain counties.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Transportation Code relating to the enforcement of commercial motor vehicle safety standards in certain counties.

According to the Department of Public Safety, no fiscal implication to the State is anticipated.

Local Government Impact

The bill could have a positive, significant fiscal impact to units of local government depending on the number of enforcement actions undertaken and the amount of fines imposed, however an estimate of this impact cannot be determined at this time.

Source Agencies: 405 Department of Public Safety

LBB Staff: WP, JGAn, SD, GP, SMi

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

March 5, 2019

TO: Honorable Terry Canales, Chair, House Committee on Transportation

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB511 by Wilson (Relating to the enforcement of commercial motor vehicle safety standards in certain counties.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Transportation Code relating to the enforcement of commercial motor vehicle safety standards in certain counties.

According to the Department of Public Safety, no fiscal implication to the State is anticipated.

Local Government Impact

The bill could have a positive, significant fiscal impact to units of local government depending on the number of enforcement actions undertaken and the amount of fines imposed, however an estimate of this impact cannot be determined at this this time.

Source Agencies: 405 Department of Public Safety

LBB Staff: WP, JGAn, SD, GP, SMi