

BILL ANALYSIS

Senate Research Center
87R13231 JTS-F

H.B. 2748
By: Ellzey (Birdwell)
Transportation
5/13/2021
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The 85th Texas Legislature enacted legislation to include among the peace officers eligible to apply for certification to enforce commercial motor vehicle safety standards a police officer of a municipality with a population between 18,000 and 18,500 that is located entirely in a county that has a population of less than 200,000, is adjacent to two counties that each have a population of more than 1.2 million, and contains two highways that are part of the national system of interstate and defense highways.

However, due to population growth, increases of the population brackets established by that legislation are necessary. H.B. 2748 seeks to address this issue by adjusting certain population requirements regarding the authorization for certain peace officers to apply for that certification.

H.B. 2748 amends current law relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Reenacts Section 644.101(b), Transportation Code, as reenacted and amended by Chapters 102 (S.B. 636), 163 (H.B. 695), 169 (H.B. 917), and 467 (H.B. 4170), Acts of the 86th Legislature, Regular Session, 2019, and amends it as follows:

(b) Provides that a police officer of any of the following municipalities is eligible to apply for certification under Section 644.101 (Certification of Certain Peace Officers):

(1) - (10) makes no changes to these subdivisions;

(11) a municipality with a population between 32,000 and 50,000, rather than a population between 18,000 and 18,500, that is located entirely in a county that:

(A) has a population of less than 250,000, rather than less than 200,000;

(B) makes no change to this paragraph;

(C) makes a nonsubstantive change to this paragraph; or

(12) - (15) makes nonsubstantive changes to these subdivisions;

SECTION 2. Provides that this Act, to the extent of any conflict, prevails over another Act of the 87th Legislature, Regular Session, 2021, relating to nonsubstantive additions to and corrections in enacted codes.

SECTION 3. Effective date: September 1, 2021.