

AN ACT

relating to the overnight parking of a commercial motor vehicle near certain apartment complexes.

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

SECTION 1. Subchapter G, Chapter 545, Transportation Code, is amended by adding Section 545.3075 to read as follows:

Sec. 545.3075. OVERNIGHT PARKING OF COMMERCIAL MOTOR VEHICLE NEAR CERTAIN APARTMENT COMPLEXES. (a) In this section:

(1) "Apartment complex" means two or more dwellings in one or more buildings that are owned by the same owner, located on the same lot or tract, and managed by the same owner, agent, or management company.

(2) "Commercial motor vehicle" has the meaning assigned by Section 545.307.

(b) This section applies only to the unincorporated area of a county with a population of more than 3.3 million.

(c) The owner or manager of an apartment complex may make a request to the county in which the apartment complex is located for the posting of official signs prohibiting the parking of a commercial motor vehicle in a public right-of-way adjacent to the complex after 10 p.m. and before 6 a.m. A request under this subsection must be signed and in writing.

(d) A county receiving a request under Subsection (c) may post one or more signs as requested or as the county determines to

1 be necessary.

2 (e) A sign posted under Subsection (d) must:

3 (1) be posted in the public right-of-way:

4 (A) not more than 10 feet from the property line
5 of the apartment complex; and

6 (B) facing the roadway; and

7 (2) include:

8 (A) a statement, in letters at least two inches
9 in height, that parking of a commercial motor vehicle is prohibited
10 from 10 p.m. to 6 a.m. in the public right-of-way or portion of the
11 public right-of-way; and

12 (B) arrows clearly indicating the area of the
13 public right-of-way subject to the parking restriction.

14 (f) This section does not apply to a vehicle owned by a
15 commercial establishment that is parked in the public right-of-way
16 adjacent to the property where the establishment is located.

17 (g) This section does not apply to public rights-of-way that
18 are part of the state highway system.

19 SECTION 2. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 3286 was passed by the House on May 13, 2021, by the following vote: Yeas 129, Nays 10, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3286 on May 28, 2021, by the following vote: Yeas 136, Nays 12, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3286 was passed by the Senate, with amendments, on May 27, 2021, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: _____

Date

Governor