

1-1 By: Schofield, Gates (Senate Sponsor - Alvarado) H.B. No. 3286  
1-2 (In the Senate - Received from the House May 14, 2021;  
1-3 May 17, 2021, read first time and referred to Committee on  
1-4 Transportation; May 20, 2021, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 May 20, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>Nichols</u>	X		
1-10	<u>Seliger</u>	X		
1-11	<u>Alvarado</u>	X		
1-12	<u>Blanco</u>	X		
1-13	<u>Hancock</u>	X		
1-14	<u>Hinojosa</u>	X		
1-15	<u>Kolkhorst</u>	X		
1-16	<u>Perry</u>	X		
1-17	<u>West</u>	X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 3286 By: Alvarado

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the overnight parking of a commercial motor vehicle  
1-22 near certain apartment complexes.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter G, Chapter 545, Transportation Code,  
1-25 is amended by adding Section 545.3075 to read as follows:

1-26 Sec. 545.3075. OVERNIGHT PARKING OF COMMERCIAL MOTOR  
1-27 VEHICLE NEAR CERTAIN APARTMENT COMPLEXES. (a) In this section:

1-28 (1) "Apartment complex" means two or more dwellings in  
1-29 one or more buildings that are owned by the same owner, located on  
1-30 the same lot or tract, and managed by the same owner, agent, or  
1-31 management company.

1-32 (2) "Commercial motor vehicle" has the meaning  
1-33 assigned by Section 545.307.

1-34 (b) This section applies only to the unincorporated area of  
1-35 a county with a population of more than 3.3 million.

1-36 (c) The owner or manager of an apartment complex may make a  
1-37 request to the county in which the apartment complex is located for  
1-38 the posting of official signs prohibiting the parking of a  
1-39 commercial motor vehicle in a public right-of-way adjacent to the  
1-40 complex after 10 p.m. and before 6 a.m. A request under this  
1-41 subsection must be signed and in writing.

1-42 (d) A county receiving a request under Subsection (c) may  
1-43 post one or more signs as requested or as the county determines to  
1-44 be necessary.

1-45 (e) A sign posted under Subsection (d) must:

1-46 (1) be posted in the public right-of-way:

1-47 (A) not more than 10 feet from the property line  
1-48 of the apartment complex; and

1-49 (B) facing the roadway; and

1-50 (2) include:

1-51 (A) a statement, in letters at least two inches  
1-52 in height, that parking of a commercial motor vehicle is prohibited  
1-53 from 10 p.m. to 6 a.m. in the public right-of-way or portion of the  
1-54 public right-of-way; and

1-55 (B) arrows clearly indicating the area of the  
1-56 public right-of-way subject to the parking restriction.

1-57 (f) This section does not apply to a vehicle owned by a  
1-58 commercial establishment that is parked in the public right-of-way  
1-59 adjacent to the property where the establishment is located.

1-60 (g) This section does not apply to public rights-of-way that

2-1 are part of the state highway system.

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

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