

By: Rogers

H.B. No. 4026

A BILL TO BE ENTITLED

AN ACT

relating to the disposition of surplus traffic and roadwork safety equipment by the Department of Public Safety and Texas Department of Transportation.

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

SECTION 1. Subchapter F, Chapter 2175, Government Code, is amended by adding Section 2175.309 to read as follows:

Sec. 2175.309. EXCEPTION FOR CERTAIN DEPARTMENT OF PUBLIC SAFETY AND DEPARTMENT OF TRANSPORTATION SURPLUS PROPERTY. (a) Notwithstanding any other provision of this chapter, to support the shared mission of the Department of Public Safety and Texas Department of Transportation to ensure the safety of emergency service personnel working on or near this state's highways, the departments may directly donate or sell at a discounted rate surplus traffic and roadwork safety equipment, including lights and safety flags, to a political subdivision of this state.

(b) The departments:

(1) shall donate or sell surplus traffic and roadwork safety equipment under this section in "as-is" condition; and

(2) may not make any representations or warranties as to the condition or use of traffic and roadwork safety equipment donated or sold under this section.

(c) Revenue from any sale of equipment under this section shall be deposited, as applicable, to the credit of the Department

1 of Public Safety or Texas Department of Transportation and may be
2 appropriated only to the applicable department.

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