

1-1 By: Miles S.B. No. 190
 1-2 (In the Senate - Filed November 14, 2022;
 1-3 February 15, 2023, read first time and referred to Committee on
 1-4 Transportation; March 15, 2023, reported favorably by the
 1-5 following vote: Yeas 8, Nays 0; March 15, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nichols	X			
1-8 West	X			
1-9 Alvarado	X			
1-10 Eckhardt	X			
1-11 Hancock	X			
1-12 King			X	
1-13 Miles	X			
1-14 Parker	X			
1-15 Perry	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the civil penalty for certain signs placed on the
 1-20 right-of-way of a public road.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Sections 393.007(a) and (b), Transportation
 1-23 Code, are amended to read as follows:

1-24 (a) A person who places or commissions the placement of or
 1-25 whose commercial advertisement is placed on a sign on the
 1-26 right-of-way of a public road that is not otherwise authorized by
 1-27 law may be liable for a civil penalty. A district or county
 1-28 attorney or a municipal attorney in the jurisdiction in which the
 1-29 placement of a sign on the right-of-way of a public road is alleged
 1-30 to have occurred may sue to collect the penalty.

1-31 (b) The amount of the civil penalty may not exceed:

1-32 (1) [is not less than \$500 or more than] \$1,000 for a
 1-33 first [each] violation;

1-34 (2) \$2,500 for a second violation; and

1-35 (3) \$5,000 for a third or subsequent violation
 1-36 [depending on the seriousness of the violation and whether the
 1-37 person has previously violated this chapter. A separate penalty
 1-38 may be collected for each day a continuing violation occurs].

1-39 SECTION 2. The change in law made by this Act applies only
 1-40 to a violation that occurs on or after the effective date of this
 1-41 Act. A violation that occurs before the effective date of this Act
 1-42 is governed by the law in effect on the date the violation occurred,
 1-43 and the former law is continued in effect for that purpose. For
 1-44 purposes of this section, a violation occurs before the effective
 1-45 date of this Act if any element of the violation occurs before that
 1-46 date.

1-47 SECTION 3. This Act takes effect September 1, 2023.

1-48 * * * * *