

SENATE AMENDMENTS

2nd Printing

By: Romero, Jr., Collier, Schatzline, Cook,
Goldman, et al.

H.B. No. 4797

A BILL TO BE ENTITLED

AN ACT

relating to training on the treatment of toll project roadways
during inclement weather.

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

SECTION 1. Subchapter B, Chapter 372, Transportation Code,
is amended by adding Section 372.059 to read as follows:

Sec. 372.059. TREATMENT OF TOLL ROADWAY DURING INCLEMENT
WEATHER. (a) Except as provided by Subsection (e), a toll project
entity that treats a roadway maintained by the entity during icy or
snowy weather shall require each employee or contractor who
develops and supervises a plan for roadway treatment to complete a
training course on treating roadways during icy or snowy weather in
the same manner as a department employee who treats roadways during
icy or snowy weather.

(b) The department, in coordination with public toll
project entities:

(1) shall make training courses that the department
provides to department employees who develop and supervise plans
for roadway treatment available to a person required to receive
training under Subsection (a); and

(2) may adopt rules as necessary to implement this
section.

(c) The department, in coordination with toll project
entities, shall identify the types of employees and contractors who

1 are subject to the training requirements under Subsection (a).

2 (d) A training course described by Subsection (b) must
3 include instruction regarding:

4 (1) prioritizing treatment of elevated structures and
5 other roadway elements that pose the highest risk to public health
6 and safety during icy or snowy weather;

7 (2) timing of treatment of roadways during icy or
8 snowy weather; and

9 (3) treatment of general purpose lanes adjacent to a
10 toll project.

11 (e) The department may authorize a toll project entity to
12 require that an employee or contractor required to receive training
13 under Subsection (a) complete a training course provided by another
14 entity that includes substantially the same information as a course
15 provided by the department.

16 SECTION 2. This Act takes effect September 1, 2023.

ADOPTED

VV
MAY 15 2023

FLOOR AMENDMENT NO. 1

BY: *Latey Spaul*
Secretary of the Senate

Tully Harmon

Amend H.B. No. 4797 (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 372.059(a), Transportation Code (page 1, line 25), strike "Subsection (e)" and substitute "Subsections (e) and (f)".

(2) In SECTION 1 of the bill, immediately following added Section 372.059(e), Transportation Code (page 1, between lines 56 and 57), insert the following:

(f) For a roadway that is subject to a comprehensive development agreement entered into by the department or a public toll project entity under which a private participant is responsible for maintaining the roadway, the private participant is responsible for requiring each employee or contractor of the private participant who develops and supervises a plan for roadway treatment to complete the training required by Subsection (a).

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 16, 2023

TO: Honorable Dade Phelan, Speaker of the House, House of Representatives

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4797 by Romero, Jr. (Relating to training on the treatment of toll project roadways during inclement weather.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend Transportation Code, Chapter 372, to establish training requirements for toll project entities and their employees or contractors that treat a roadway maintained by the entity during icy or snowy weather. The bill would require the Texas Department of Transportation (TxDOT) to make its training courses that it provides to TxDOT employees, available to a person required to receive training under the provisions of the bill. The bill would require TxDOT, in coordination with toll project entities, to determine the types of employees and contractors who are subject to the training requirements.

Based on the information provided by TxDOT, it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed within the department's existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 601 Department of Transportation

LBB Staff: JMc, SD, AAL, TG

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

May 8, 2023

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4797 by Romero, Jr. (Relating to training on the treatment of toll project roadways during inclement weather.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend Transportation Code, Chapter 372, to establish training requirements for toll project entities and their employees or contractors that treat a roadway maintained by the entity during icy or snowy weather. The bill would require the Texas Department of Transportation (TxDOT) to make its training courses that it provides to TxDOT employees, available to a person required to receive training under the provisions of the bill. The bill would require TxDOT, in coordination with toll project entities, to determine the types of employees and contractors who are subject to the training requirements.

Based on the information provided by TxDOT, it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed within the department's existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 601 Department of Transportation

LBB Staff: JMc, AAL, TG

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 4, 2023

TO: Honorable Terry Canales, Chair, House Committee on Transportation

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4797 by Romero, Jr. (Relating to training on the treatment of toll project roadways during inclement weather.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend Transportation Code, Chapter 372, to establish training requirements for toll project entities and their employees or contractors that treat a roadway maintained by the entity during icy or snowy weather. The bill would require the Texas Department of Transportation (TxDOT) to make its training courses that it provides to TxDOT employees, available to a person required to receive training under the provisions of the bill.

Based on the information provided by TxDOT, it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed within the department's existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 601 Department of Transportation

LBB Staff: JMc, AAL, TG