

By: Lalani

H.B. No. 3881

A BILL TO BE ENTITLED

AN ACT

relating to the parking of a commercial motor vehicle in or near certain residential subdivisions.

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

SECTION 1. The heading to Section 545.307, Transportation Code, is amended to read as follows:

Sec. 545.307. ~~[OVERNIGHT]~~ PARKING OF COMMERCIAL MOTOR VEHICLE IN OR NEAR RESIDENTIAL SUBDIVISION.

SECTION 2. Section 545.307, Transportation Code, is amended by amending Subsections (b), (b-1), (c), and (d) and adding Subsection (e-1) to read as follows:

(b) Except as provided by Subsection (b-1), ~~[after 10 p.m. and before 6 a.m.,]~~ a person may not park a commercial motor vehicle or leave the vehicle parked on a street that is maintained by a county or municipality and for which signs are posted as provided by Subsection (c) if the street:

(1) is located within a residential subdivision; or
(2) is adjacent to a residential subdivision and within 1,000 feet of the property line of a residence, school, place of worship, ~~[or]~~ park, or retail area.

(b-1) A person may park a commercial motor vehicle or leave the vehicle parked on a street for which signs are posted as provided by Subsection (c) if the commercial motor vehicle is parked for a period not to exceed two hours, and either:

1 (1) the operator of the commercial motor vehicle:

2 (A) is present in the vehicle the entire period
3 the vehicle remains parked; and

4 (B) is taking a rest break or other lawfully
5 mandated break; or

6 (2) the commercial motor vehicle:

7 (A) [(1)] is transporting persons or property to
8 or from the residential subdivision or performing work in the
9 subdivision; and

10 (B) [(2)] remains parked in or adjacent to the
11 subdivision only for the period necessary to complete the
12 transportation or work.

13 (c) A ~~[The residents of a residential subdivision may~~
14 ~~petition a]~~ county or municipality in which a residential ~~[the]~~
15 subdivision is located shall post ~~[for the posting of]~~ signs
16 prohibiting the ~~[overnight]~~ parking of a commercial motor vehicle
17 in the subdivision or on a street adjacent to the subdivision and
18 within 1,000 feet of the property line of a residence, school, place
19 of worship, ~~[or]~~ park, or retail area. ~~[The petition must be signed~~
20 ~~by at least 25 percent of the owners or tenants of residences in the~~
21 ~~subdivision. Not more than one person for each residence may sign~~
22 ~~the petition, and each person signing must be at least 18 years of~~
23 ~~age. Promptly after the filing of a petition meeting the~~
24 ~~requirements of this subsection and subject to Subsection (d), the~~
25 ~~county or municipality receiving the petition shall post the~~
26 ~~signs.]~~ The signs must:

27 (1) be posted:

1 (A) at each entrance of the subdivision through
2 which a commercial motor vehicle may enter the subdivision or
3 within the subdivision if there is not defined entrance to the
4 subdivision; or

5 (B) on a street adjacent to the subdivision; and
6 (2) state, in letters at least two inches in height,
7 that ~~[overnight]~~ parking of a commercial motor vehicle is
8 prohibited at all times in the subdivision or on a street adjacent
9 to the subdivision.

10 (d) A county or municipality ~~[receiving a petition under~~
11 ~~Subsection (c)]~~ may condition the posting of the signs on payment by
12 the residents of the residential subdivision of the cost of
13 providing the signs.

14 (e-1) A commercial motor vehicle found to be parked in
15 violation of Subsection (b) may immediately be towed.

16 SECTION 3. This Act takes effect September 1, 2025.