

By: Elkins

H.B. No. 2779

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a local government to impose a civil penalty for certain failures to obey a traffic-control signal.

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

SECTION 1. Section 707.002, Transportation Code, is amended to read as follows:

Sec. 707.002. AUTHORITY TO PROVIDE FOR CIVIL PENALTY. (a) Except as provided by Subsection (b), the ~~[The]~~ governing body of a local authority by ordinance may implement a photographic traffic signal enforcement system and provide that the owner of a motor vehicle is liable to the local authority for a civil penalty if, while facing only a steady red signal displayed by an electrically operated traffic-control signal located in the local authority, the vehicle is operated in violation of the instructions of that traffic-control signal, as specified by Section 544.007(d).

(b) An ordinance implemented by a local authority under this chapter may not impose a civil penalty on the owner of a motor vehicle that is turning right at an intersection.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.