

CHAPTER 590

S.B. No. 1128

AN ACT

relating to the minimum population requirements for allowing peace officers to enforce state and federal hazardous materials regulations and state and federal motor carriers safety regulations.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (f), Section 139, Uniform Act Regulating Traffic on Highways (Article 6701d, Vernon's Texas Civil Statutes), is amended to read as follows:

(f) Any peace officer of any city having a population of 100,000 [300,000] or more, certified for this purpose by the Director, may detain any motor vehicle on any street or highway within such city subject to this section or to any regulation adopted in accordance with this section. Such certification procedures including the proper training of said officers shall be determined by the Department. *The Department by rule may establish uniform standards for enforcement of this section and regulations adopted in accordance with this section by participating cities. The Department by rule may establish reasonable fees sufficient to recover from a city the costs of training and certifying peace officers of the city under this section. A city engaging in enforcement measures under this section shall pay all costs relating to those measures and shall not be considered a party to any federal grant agreement, or a grantee under any federal grant to the Department, related to this section. Enforcement measures conducted by a city under this subsection shall not be considered enforcement measures of the Department for purposes of maintaining levels of effort required pursuant to any federal grant.*

SECTION 2. This Act takes effect September 1, 1993.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on May 7, 1993: Yeas 30, Nays 0; passed the House on May 26, 1993, by a non-record vote.

Approved June 13, 1993.

Effective Sept. 1, 1993.