

## **BILL ANALYSIS**

Senate Research Center

H.B. 3328  
By: Gallego (Madla)  
State Affairs  
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Engrossed

### **DIGEST**

Currently, 70 miles per hour is the speed limit for the 77,042 miles of state-maintained highway. Most of the highway miles run through flat, sparsely populated areas. Ten western states with similar landscapes and population densities, including the surrounding states of New Mexico, Oklahoma, and Arizona, have already set their speed limits at 75 miles per hour. H.B. 3328 would raise the speed limit on Texas highways from 70 to 75 miles per hour.

### **PURPOSE**

As proposed, H.B. 3328 raises the speed limit on Texas highways from 70 to 75 miles per hour.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 545.352, Transportation Code, by amending Subsection (b) and adding Subsection (e), to provide that 75 miles, rather than 70 miles, per hour in daytime and 65 miles per hour in daytime is a lawful speed for a passenger car, motorcycle, or other specified motor vehicle on a highway numbered by the state or the United States outside of an urban district, including a farm-to-market or ranch-to-market road, unless a special hazard exists that requires a slower speed for compliance with Section 545.351(b).

SECTION 2. Authorizes the speed limit on a highway that has a speed limit of 70 miles per hour in the daytime and 65 miles an hour in nighttime on the effective date of this Act to be increased only if the Texas Department of Transportation determines that the increase is appropriate on that highway or portion of highway.

SECTION 3. Sets forth provisions for the increase of a certain speed limit by the Texas Department of Transportation.

SECTION 4. Effective date: upon passage.  
Makes application of this Act prospective.

SECTION 5. Emergency clause.