

BILL ANALYSIS

Senate Research Center
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S.B. 787
By: Harris
Jurisprudence
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As Filed

DIGEST

Currently, an airport may be operated jointly by two municipalities. A joint board oversees the administration of airport activities, including parking regulation. The board may be able to exercise municipal powers of administrative adjudication of parking offense that occur at the airport, with clarification in relevant statutes. S.B. 787 would grant direct authority to the airport board to declare a parking violation at the airport a civil offense.

PURPOSE

As proposed, S.B. 787 grants airports operated jointly by two municipalities the power of administrative adjudication for a parking offense.

RULEMAKING AUTHORITY

Rulemaking authority is granted to certain joint boards in SECTION 2 (Section 682.003, Transportation Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends the heading to Chapter 682, Transportation Code, as follows:

CHAPTER 682. New heading: ADMINISTRATIVE ADJUDICATION OF VEHICLE PARKING
AND STOPPING OFFENSES

SECTION 2. Amends Sections 682.001, 682.002, 682.003, and 682.004, Transportation Code, as follows:

Sec. 682.001. APPLICABILITY. Applies this chapter to certain municipalities and to a joint board (an entity defined by Section 22.074(a), Transportation Code; created by public agencies acting jointly under Chapter 220, Transportation Code; and consisting of members appointed by the governing authority of each participating public agency) operating an airport. Makes conforming changes.

Sec. 682.002. CIVIL OFFENSE. Authorizes a joint board, to which Section 22.074(d) applies, to declare as a civil offense certain violations relating to parking or stopping a vehicle.

Sec. 682.003. New heading: ADOPTION OF HEARING PROCEDURE. Authorizes a joint board to establish an administrative adjudication hearing procedure under which a civil fine may be imposed.

Sec. 682.004. CONTENT OF ORDINANCE. Authorizes a hearing for a person charged with certain parking or stopping violations, and resolutions, rules or orders.

SECTION 3. Amends Section 682.009(b), Transportation Code, to authorize certain orders to be filed with a person designated by the joint board. Requires the designated person to keep the order in a separate index and file.

SECTION 4. Amends Section 682.010, Transportation Code, to authorize an order filed under Section 682.009 to be enforced by denying the issuance of or revoking a parking or operating permit, as applicable.

SECTION 5. Amends Section 682.011(c), Transportation Code, to provide that an appeal does not stay enforcement or collection of a judgment, unless the agency of the joint board accepts payment for a parking or stopping violation, or unless a person, before the appeal, posts a bond before with the agency to accept payment for the violation.

SECTION 6. Emergency clause.
Effective date: upon passage.