CHAPTER 232

H.B. No. 248

AN ACT
relating to the regulation of automotive wrecking and salvage yards in certain counties.

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

SECTION 1. Section 397.011, Transportation Code, is amended to read as follows:

Sec. 397.011. LOCATION OF YARD. (a) Except as otherwise provided by this subsection and Subsection (b), an automotive wrecking and salvage yard may not be established within 600 [300] feet of an existing church, school, or residence. A yard may be established within 600 feet of a residence if the same person owns the residence and the yard.

(b) An automotive wrecking and salvage yard that is established on or after September 1, 1983, and before September 1, 2013, may not be established within 300 feet of an existing church, school, or residence except that a yard may be established within 300 feet of a residence if the same person owns the residence and the yard.

(c) Distance [The distance] is measured under this section beginning at the wall of the church, school, or residence that is closest to the yard and ending at the fence required by this chapter.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense was committed before that date.

SECTION 3. This Act takes effect September 1, 2013.

Passed by the House on April 11, 2013: Yeas 138, Nays 6, 2 present, not voting; the House concurred in Senate amendments to H.B. No. 248 on May 16, 2013: Yeas 132, Nays 5, 3 present, not voting; passed by the Senate, with amendments, on May 15, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.
Effective September 1, 2013.