CHAPTER 14
S.B. No. 139
AN ACT
relating to the designation of a segment of U.S. Highway 80 as the Sergeant Travis E. Watkins Memorial Highway.

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

SECTION 1. Subchapter B, Chapter 225, Transportation Code, is amended by adding Section 225.091 to read as follows:

Sec. 225.091. SERGEANT TRAVIS E. WATKINS MEMORIAL HIGHWAY. (a) The portion of U.S. Highway 80 from U.S. Highway 271 in Gregg County to the eastern municipal boundary of Big Sandy in Upshur County is designated as the Sergeant Travis E. Watkins Memorial Highway. The designation is in addition to any other designation.

(b) Subject to Section 225.021(c), the department shall:

(1) design and construct markers indicating the designation as the Sergeant Travis E. Watkins Memorial Highway and any other appropriate information; and

(2) erect a marker at each end of the highway and at appropriate intermediate sites along the highway.

SECTION 2. This Act takes effect September 1, 2013.

Passed the Senate on March 21, 2013: Yeas 31, Nays 0; passed the House on April 25, 2013: Yeas 136, Nays 0, two present not voting.

Approved May 10, 2013.
Effective September 1, 2013.

CHAPTER 15
S.B. No. 174
AN ACT
relating to the control of stray bison and other estrays.

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

SECTION 1. Section 142.001, Agriculture Code, is amended by amending Subdivision (1) and adding Subdivision (2) to read as follows:

(1) “Estray” means stray livestock, stray exotic livestock, stray bison, or stray exotic fowl.

(2) “Perilous condition” means a circumstance or condition in which capture and impoundment of an estray presents an immediate threat to law enforcement personnel or to the health of the estray.

SECTION 2. Section 142.003, Agriculture Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) After receiving a report under Subsection (a) [of this section] that an estray has been discovered on public property, the sheriff or the sheriff’s designee shall notify the owner, if known, that the estray’s location has been reported, except that if the sheriff or the sheriff’s [his] designee determines that the estray is dangerous to the public, the sheriff or the sheriff’s designee [his] may immediately impound the estray without notifying the owner[. If the
owner does not immediately remove the estray, the sheriff or the sheriff's designee shall proceed with the impoundment process prescribed by Section 142.009 of this code.

(d) If the owner does not immediately remove the estray:

(1) the sheriff or the sheriff's designee may proceed with the impoundment process prescribed by Section 142.009; or

(2) if a perilous condition exists, the sheriff or the sheriff's designee may proceed with disposition of the estray under Section 142.015.

SECTION 3. Chapter 142, Agriculture Code, is amended by adding Section 142.015 to read as follows:

Sec. 142.015. DISPOSITION OF ESTRAY UNDER PERILOUS CONDITION. (a) A sheriff or a sheriff's designee is not required to impound an estray if a perilous condition exists.

(b) If a perilous condition exists, the sheriff or the sheriff's designee may immediately dispose of the estray by any means without notifying the owner of the estray.

(c) The sheriff shall make a written report of the disposition and file the report with the county clerk for placement in the county estray records.

SECTION 4. 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, 2013.

Passed the Senate on March 21, 2013: Yeas 31, Nays 0; passed the House on April 25, 2013: Yeas 136, Nays 0, two present not voting.

Approved May 10, 2013.

Effective May 10, 2013.

CHAPTER 16

S.B. No. 186

AN ACT

relating to the abatement of mosquitoes in stagnant water located on certain uninhabited residential property.

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

SECTION 1. Subchapter B, Chapter 341, Health and Safety Code, is amended by adding Section 341.019 to read as follows:

Sec. 341.019. MOSQUITO CONTROL ON UNINHABITED RESIDENTIAL PROPERTY. (a) Notwithstanding any other law, a municipality, county, or other local health authority may abate, without notice, a public health nuisance under Section 341.011(7) that:

(1) is located on residential property that is reasonably presumed to be abandoned or that is uninhabited due to foreclosure; and

(2) is an immediate danger to the health, life, or safety of any person.

(b) A public official, agent, or employee charged with the enforcement of health, environmental, or safety laws may enter the premises described by Subsection (a) at a reasonable time to inspect, investigate, or abate the nuisance.

(c) In this section, abatement is limited to the treatment with a mosquito larvicide of stagnant water in which mosquitoes are breeding.

(d) The public official, agent, or employee shall post on the front door of the residence a notice stating:

(1) the identity of the treating authority;

(2) the purpose and date of the treatment;