

BILL ANALYSIS

Senate Research Center
86R8969 SCL-F

S.B. 665
By: Kolkhorst
Water & Rural Affairs
3/29/2019
As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

S.B. 665 grants certain coastal counties the authority to adopt rules related to camping, access, litter, resource protection, or waste disposal. The bill also allows them to enforce these rules with a Class C misdemeanor.

Several coastal counties have complained of individuals who have moved into coastal county parks, camping for extended periods of time and disposing of waste onto open beaches. There have also been complaints of massive garbage piles left by these individuals. Some have even attempted to make park campsites their permanent address and have started to receive mail. These counties are unable to effectively prevent this behavior.

Currently, Harris County has similar authority over their county parks and coastal counties have requested the same.

S.B. 665 would give our coastal parks the authority to protect these fragile ecosystems and ensure that these parks are available to everyone who wants to enjoy them in a clean and safe manner.

As proposed, S.B. 665 amends current law relating to the authority of coastal counties to adopt certain rules for island parks, beach parks, and public beaches; and creates a criminal offense.

RULEMAKING AUTHORITY

Rulemaking authority is expressly granted to the commissioners court of a county in SECTION 1 (Section 321.102, Local Government Code) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 321, Local Government Code, by adding Subchapter E, as follows:

SUBCHAPTER E. COASTAL COUNTY ISLAND PARK, BEACH PARK, AND PUBLIC BEACH RULES

Sec. 321.101. APPLICABILITY. Provides that, notwithstanding Section 321.001 (Eligible Counties), this subchapter applies only to:

- (1) a county described by Section 321.001; and
- (2) a county that borders on the Gulf of Mexico and has within its boundaries a beach that:
 - (A) is wholly or partly operated by the county as a park; or
 - (B) is otherwise controlled or maintained by the county.

Sec. 321.102. RULES. Authorizes the commissioners court of a county by order to adopt reasonable rules on camping, access, litter, resource protection, or waste disposal in the following locations controlled or maintained by the county:

- (1) an island park;
- (2) a beach park; or
- (3) any part of a public beach.

Sec. 321.103. OFFENSE. (a) Provides that a person commits an offense if the person violates a rule adopted under Section 321.102.

(b) Provides that an offense under this section is a Class C misdemeanor.

SECTION 2. Amends the heading to Chapter 321, Local Government Code, to read as follows:

CHAPTER 321. ISLAND PARKS, BEACH PARKS, AND PUBLIC BEACHES
OF COASTAL COUNTIES

SECTION 3. Effective date: September 1, 2019.