

By: Gutierrez

H.B. No. 580

A BILL TO BE ENTITLED

# 1 AN ACT

2 relating to signs posted under the memorial sign program for  
3 victims of certain vehicle accidents.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 201.909(e), (f), and (g),  
6 Transportation Code, are amended to read as follows:

7                   (e) If the application meets the department's requirements  
8 and the applicant pays the memorial sign fee, the department shall  
9 erect a sign. A sign posted under this section may remain posted  
10 for two years [~~one year~~]. At the end of the two-year [~~one-year~~]  
11 period the department may release the sign to the applicant. The  
12 department is not required to release a sign that has been damaged.

13 (f) A sign posted under this section that is damaged shall  
14 be removed by the department. Except as provided in Subsection  
15 (g), the department may post a new sign if it has been less than two  
16 years [~~one year~~] from the posting of the original sign and a person:

17 (1) submits a written request to the department to  
18 replace the sign; and

19 (2) submits a replacement fee in the amount provided  
20 under Subsection (d)(2).

21 (g) During the two-year [~~one-year~~] posting period the  
22 department shall replace a sign posted under this section that is  
23 damaged because of the department's negligence.

24 SECTION 2. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2009.