

## **BILL ANALYSIS**

Senate Research Center  
80R2504 JTS-D

S.B. 254  
By: Ellis  
Intergovernmental Relations  
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As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Under current law, the commissioners court of a county with a population of more than 2.2 million is not authorized to regulate the roadside sale of animals.

Roadside sales of animals circumvent mechanisms for ensuring that a pet is appropriately registered, vaccinated, and spayed or neutered. Furthermore, roadside animal sales can affect local traffic patterns and conditions, potentially causing traffic accidents.

As proposed, S.B. 254 authorizes the commissioners court of a county with a population of more than 2.2 million to regulate the sale of animals on a public highway or road, in the right-of-way of a public highway or road, or in a parking lot in the unincorporated area of the county.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BYSECTION ANALYSIS**

SECTION 1. Amends Section 285.001, Transportation Code, as follows:

Sec. 285.001. REGULATION OF ROADSIDE VENDOR AND SOLICITOR. Adds the sale of live animals as well as the erection, maintenance, or placement of a structure by a vendor of such to the types of food or merchandise items that the commissioners court of a county with a population of more than 2.2 million by order may regulate if the sale occurs or the structure is placed on a public highway or road, in the right-of-way of a public highway or road, or in a parking lot in the unincorporated area of the county.

SECTION 2. Effective date: September 1, 2007.