

TEXAS TRANSPORTATION COMMISSION

ALL Counties

MINUTE ORDER

Page 1 of 1

ALL Districts

The Texas Transportation Commission (commission) finds it necessary to adopt amendments to §25.1, relating to uniform traffic control devices, to be codified under Title 43, Texas Administrative Code, Part 1.

The preamble and the adopted amendments, attached to this minute order as Exhibits A and B, are incorporated by reference as though set forth at length verbatim in this minute order.

IT IS THEREFORE ORDERED by the commission that the amendments to §25.1 are adopted and are authorized for filing with the Office of the Secretary of State.

The executive director is directed to take the necessary steps to implement the actions as ordered in this minute order, pursuant to the requirements of the Administrative Procedure Act, Government Code, Chapter 2001.

Submitted and reviewed by:

Carlos A. Lopez, P.E.
Director, Traffic Operations Division

Recommended by:

M. W. Belen
Executive Director

110431 FEB 23 06

Minute Number Date Passed

1 the National MUTCD. All states are required to adopt the
2 provisions of this new federal manual.

3

4 Section 25.1(a) adopts by reference the 2006 Texas MUTCD. In
5 addition, the amendments add bicycle trails to the types of
6 transportation facilities in which the Texas MUTCD applies.

7 This section also clarifies that the Texas MUTCD only applies to
8 streets, highways, and bicycle trails that are open to public
9 travel. For clarification, the street address for the Office of
10 the Secretary of State has also been added.

11

12 The amendment also provides that the Texas MUTCD will be
13 available online through the department's website and will no
14 longer be published. For those unable to access the
15 department's website, copies are available on request.

16 Subsections (d) and (e) are no longer necessary and are deleted
17 from the adopted rule.

18

19 COMMENTS

20 The department received several comments on the proposed
21 revisions to the Texas MUTCD that were proposed for adoption by
22 reference and filed with the Texas Register Division of the
23 Secretary of State. The comments concern various sections of
24 the manual.

25

1 Comment

2 One commenter noted that the manual referred to a sign appendix
3 summarizing all signs discussed in the manual but the appendix
4 was not attached to the manual. The commenter asked if the
5 appendix will be included with the adopted version of the
6 manual.

7

8 Response

9 The department agrees with the request and has added the sign
10 appendix to the adopted rule. The appendix does not add any
11 substantive material. It is a summary of what is contained in
12 the adopted manual.

13

14 Comment

15 Regarding Chapter 4F "Traffic Control Signals for Emergency
16 Vehicle Access", one commenter asked that warrants be included
17 for the installation of traffic signals and flashing beacons at
18 fire station access points since limited guidance was in the
19 manual.

20

21 Response

22 The department agrees that limited guidance was contained in the
23 manual for emergency vehicle traffic control signals. Warrants
24 for emergency vehicle access signals have been added to Section
25 4F.01 of the manual and warrants for emergency vehicle access

1 flashing beacons have been included in Section 4F.04.

2

3 Comment

4 One commenter suggested changes related to the application of
5 school speed zones, specifically related to Figure 7B-3.

6

7 Response

8 Figure 7B-3 shows an example of a school speed zone application.
9 Section 7B.11 provides wording allowing the application of
10 school speed zones per the commenter's request. Therefore, no
11 changes to the proposed Texas MUTCD were made.

12

13 Comment

14 One commenter submitted numerous items related to punctuation,
15 grammar and formatting.

16

17 Response

18 The comments did not change the meaning or intent of the text in
19 the manual and have not been individually listed here. The
20 comments have been incorporated into the manual.

21

22 STATUTORY AUTHORITY

23 The amendments are adopted under Transportation Code, §201.101,
24 which authorizes the Texas Transportation Commission to
25 promulgate rules for the conduct of the work of the department.

- 1
- 2 CROSS REFERENCE TO STATUTE
- 3 Transportation Code §544.001.

1 SUBCHAPTER A. GENERAL.

2 §25.1. Uniform Traffic Control Devices.

3 (a) The 2006 [~~2003~~] Texas Manual on Uniform Traffic Control
4 Devices, which is filed with this section and hereby
5 incorporated by reference, was prepared as required by law to
6 govern standards and specifications for all such traffic control
7 devices to be erected and maintained upon all streets, highways,
8 and bicycle trails that are open to public travel within this
9 state, including those under local jurisdiction. Copies of the
10 manual are available online through [~~may be obtained at~~] the
11 Texas Department of Transportation web site, www.dot.state.tx.us
12 [~~, 125 East 11th Street, Austin, Texas 78701~~], and are on file
13 for public inspection with the Office of the Secretary of State,
14 Texas Register Division, James Earl Rudder State Office
15 Building, 1019 Brazos St., Room 245, Austin, Texas 78701.

16 (b) This manual will be periodically updated. In the
17 intervals between updates, standards contained in "Official
18 Rulings on Requests for Interpretations, Changes, and
19 Experimentation" to the United States Department of
20 Transportation's Manual on Uniform Traffic Control Devices for
21 Streets and Highways will be inserted in this manual and may be
22 used as interim standards.

23 (c) This manual is not intended to preclude the use of

1 sound engineering judgment and experience in the application and
2 installation of devices and particularly in those cases not
3 specifically covered which must not conflict with the manual or
4 other applicable state laws.

5 ~~[(d) This manual will be sold for a price based upon the~~
6 ~~then current cost to the department, except that certain public~~
7 ~~entities may be entitled to free copies.]~~

8 ~~[(e) The manual will be available on the department's~~
9 ~~internet website at www.dot.state.tx.us.]~~