

Sec. 62-801. Control ~~R~~requirements for Motor Vehicle Idling.

(1) In accordance with 30 TAC §114.512, no person shall cause, suffer, allow, or permit the primary propulsion engine of a motor vehicle to idle for more than five (5) consecutive minutes when the motor vehicle, as defined in Section 62-802 of this Article, is not in motion during the period of April 1 through October 31 of each calendar year.

(2) No driver using the vehicle's sleeper berth may idle the vehicle:

(a) in a residential area (as defined in Section 244.001 of the Texas Local Government Code);

(b) in a school zone;

(c) within 1,000 feet of a hospital; ~~or~~

(d) within 1,000 feet of a public school during its hours of operation; or

~~(d)~~(e) at, on or about the premises of a service station, fueling station or gasoline station.

(3) No more than one motor vehicle may idle in each line adjacent to a fuel pump while waiting to access and add fuel to the motor vehicle.

(34) An offense under this Article may be punishable by a fine not to exceed \$500. A culpable mental state is not required for prosecution of an offense under this Article.