

By: Troxclair, Bailes, Burns, Thimesch,  
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H.B. No. 2239

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to municipal regulation of the removal of an Ashe juniper  
3 tree.

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

5 SECTION 1. Section 212.905(h), Local Government Code, is  
6 amended to read as follows:

7 (h) A municipality may not prohibit the removal of or impose  
8 a tree mitigation fee for the removal of [~~a tree that~~]:

9 (1) a tree that is diseased or dead; [~~or~~]

10 (2) a tree that poses an imminent or immediate threat  
11 to persons or property; or

12 (3) an Ashe juniper tree located on a residential  
13 property.

14 SECTION 2. This Act takes effect September 1, 2023.