

1-1 By: Troxclair, et al. (Senate Sponsor - Flores) H.B. No. 2239
 1-2 (In the Senate - Received from the House May 4, 2023;
 1-3 May 5, 2023, read first time and referred to Committee on Local
 1-4 Government; May 22, 2023, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 6, Nays 3;
 1-6 May 22, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Bettencourt	X			
1-9 Springer	X			
1-10 Eckhardt		X		
1-11 Gutierrez		X		
1-12 Hall	X			
1-13 Nichols	X			
1-14 Parker	X			
1-15 Paxton	X			
1-16 West		X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 2239 By: Springer

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to municipal regulation of the removal of an Ashe juniper
 1-22 tree.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 212.905(h), Local Government Code, is
 1-25 amended to read as follows:

1-26 (h) A municipality may not prohibit the removal of or impose
 1-27 a tree mitigation fee for the removal of ~~[a tree that]~~:

1-28 (1) a tree that is diseased or dead; ~~or~~

1-29 (2) a tree that poses an imminent or immediate threat
 1-30 to persons or property; or

1-31 (3) an Ashe juniper tree that is:

1-32 (A) located on a residential property that is not
 1-33 more than five acres with an existing one-family or two-family
 1-34 dwelling; and

1-35 (B) removed by a resident of the dwelling or a
 1-36 person authorized by the resident.

1-37 SECTION 2. This Act takes effect September 1, 2023.

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