

By: Leo-Wilson

H.B. No. 3859

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the approval of beach access and use plans by the  
3 commissioner of the General Land Office.

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

5 SECTION 1. Section [61.015](#), Natural Resources Code, is  
6 amended by amending Subsection (b) and adding Subsections (b-1) and  
7 (b-2) to read as follows:

8 (b) Local governments shall submit proposed beach access  
9 and use plans to the commissioner for certification as to  
10 compliance with such policies and rules. The commissioner shall  
11 act on a local government's proposed beach access and use plan  
12 within 90 days of submission by ~~[either]~~ approving the plan,  
13 partially approving the plan and identifying geographic areas of  
14 noncompliance, or denying certification.

15 (b-1) In the event of a partial approval under Subsection  
16 (b), the local government may adopt rules and requirements for the  
17 portion of the plan that has been approved.

18 (b-2) In the event of denial under Subsection (b), the  
19 commissioner shall send the proposed plan back to the originating  
20 local government with a statement of specific objections and the  
21 reasons for denial, along with suggested modifications. On  
22 receipt, the local government shall revise and resubmit the plan.  
23 The commissioner's certification of local government plans shall be  
24 by adoption into the rules under Section [61.011](#).

1           SECTION 2. This Act takes effect immediately if it receives  
2 a vote of two-thirds of all the members elected to each house, as  
3 provided by Section 39, Article III, Texas Constitution. If this  
4 Act does not receive the vote necessary for immediate effect, this  
5 Act takes effect September 1, 2023.