

By: Larson

H.B. No. 36

A BILL TO BE ENTITLED

AN ACT

relating to a moratorium on development of land located near the state's largest Mexican free-tailed bat population.

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

SECTION 1. Subchapter Z, Chapter 212, Local Government Code, is amended by adding Section 212.905 to read as follows:

Sec. 212.905. MORATORIUM ON DEVELOPMENT NEAR BAT CAVE PRESERVE. A municipality shall impose a moratorium on the development of land located in the municipality or the municipality's extraterritorial jurisdiction that is within five miles of a nature preserve that is the site of the state's largest Mexican free-tailed bat population until a study of the development's environmental effects is completed. The requirements and limitations of Subchapter E do not apply to a moratorium imposed under this section.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect on the 91st day after the last day of the legislative session.