

1-1 By: Craddick (Senate Sponsor - Seliger) H.B. No. 1186
 1-2 (In the Senate - Received from the House April 13, 2015;
 1-3 April 21, 2015, read first time and referred to Committee on
 1-4 Intergovernmental Relations; May 18, 2015, reported favorably by
 1-5 the following vote: Yeas 4, Nays 0; May 18, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7	X			
1-8				
1-9			X	
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14			X	

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the validation of certain actions relating to municipal
 1-18 airport zoning regulations.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. In this Act, "airport zoning regulation" has the
 1-21 meaning assigned by Section 241.003, Local Government Code.

1-22 SECTION 2. The legislature finds that a municipality's
 1-23 adoption of airport zoning regulations:

- 1-24 (1) is a governmental function;
- 1-25 (2) serves a public purpose and benefit;
- 1-26 (3) is reasonably taken to fulfill an obligation
 1-27 mandated by federal or state law; and
- 1-28 (4) is taken out of a reasonable good-faith belief
 1-29 that the action is necessary to prevent a grave and immediate threat
 1-30 to life or property.

1-31 SECTION 3. This Act applies only to an action taken with
 1-32 respect to a municipally owned and operated international airport
 1-33 that has obtained the appropriate Federal Aviation Administration
 1-34 license or other authorization necessary to operate a spaceport,
 1-35 launch site, or commercial space launch site.

1-36 SECTION 4. (a) All governmental and proprietary actions
 1-37 and proceedings of a municipality, the municipality's planning and
 1-38 zoning commission, the municipality's airport zoning commission,
 1-39 and the municipality's board of adjustment designated or appointed
 1-40 under Chapter 241, Local Government Code, taken before the
 1-41 effective date of this Act relating to the adoption or enforcement
 1-42 of airport zoning regulations under Chapter 241, Local Government
 1-43 Code, in the municipality or the municipality's extraterritorial
 1-44 jurisdiction, are validated, ratified, and confirmed in all
 1-45 respects as of the dates on which they occurred. All required
 1-46 notices are considered to have been given and are validated,
 1-47 ratified, and confirmed in all respects.

1-48 (b) This section does not apply to any matter that on the
 1-49 effective date of this Act:

- 1-50 (1) is involved in litigation if the litigation
 1-51 ultimately results in the matter being held invalid by a final court
 1-52 judgment; or
- 1-53 (2) has been held invalid by a final court judgment.

1-54 SECTION 5. This Act takes effect immediately if it receives
 1-55 a vote of two-thirds of all the members elected to each house, as
 1-56 provided by Section 39, Article III, Texas Constitution. If this
 1-57 Act does not receive the vote necessary for immediate effect, this
 1-58 Act takes effect September 1, 2015.

1-59 * * * * *