

1-1 By: Dominguez (Senate Sponsor - Lucio) H.B. No. 2566
 1-2 (In the Senate - Received from the House May 6, 2019;
 1-3 May 8, 2019, read first time and referred to Committee on Health &
 1-4 Human Services; May 16, 2019, reported favorably by the following
 1-5 vote: Yeas 8, Nays 1; May 16, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11		X		
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the authority of certain counties to regulate litter
 1-20 and mosquito control.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter Z, Chapter 240, Local Government
 1-23 Code, is amended by adding Section 240.910 to read as follows:

1-24 Sec. 240.910. REGULATION OF LITTER AND MOSQUITO CONTROL IN
 1-25 CERTAIN COUNTIES. (a) This section applies only to a county
 1-26 located on an international border and adjacent to the Gulf of
 1-27 Mexico.

1-28 (b) In this section:

1-29 (1) "Illegally dumped litter" means litter dumped
 1-30 anywhere other than in an approved solid waste site, as defined by
 1-31 Section 365.011, Health and Safety Code.

1-32 (2) "Litter" has the meaning assigned by Section
 1-33 365.011, Health and Safety Code.

1-34 (c) In addition to the authority granted under Section
 1-35 365.017, Health and Safety Code, the commissioners court of a
 1-36 county may adopt and enforce orders to:

1-37 (1) control the disposal of litter and the removal of
 1-38 illegally dumped litter from public or private property; and

1-39 (2) regulate the storage or abandonment of property,
 1-40 including tires and appliances, on public or private property that
 1-41 creates a nuisance or habitat conducive to mosquito breeding.

1-42 (d) An order adopted under this section:

1-43 (1) applies only to the unincorporated area of the
 1-44 county;

1-45 (2) may require the record property owner to pay for
 1-46 the cost of enforcing the order on the property owner's land if the
 1-47 commissioners court gives the property owner 30 days' written
 1-48 notice of the enforcement action; and

1-49 (3) may not regulate manufactured or industrialized
 1-50 housing constructed to state or federal building standards in a
 1-51 manner that is different from regulation of site-built housing.

1-52 (e) This section does not authorize the adoption of:

1-53 (1) zoning regulations not otherwise authorized under
 1-54 Chapter 231; or

1-55 (2) building regulations not otherwise authorized
 1-56 under Chapter 233.

1-57 SECTION 2. This Act takes effect immediately if it receives
 1-58 a vote of two-thirds of all the members elected to each house, as
 1-59 provided by Section 39, Article III, Texas Constitution. If this
 1-60 Act does not receive the vote necessary for immediate effect, this
 1-61 Act takes effect September 1, 2019.

1-62 * * * * *