

By: Harris

H.B. No. 1885

A BILL TO BE ENTITLED

AN ACT

relating to restrictions on municipal regulation in certain areas.

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

SECTION 1. Subchapter 2, Chapter 42, Local Government Code, is amended by adding section 42.905 to read as follows:

RESTRICTION ON MUNICIPAL REGULATION IN CERTAIN AREAS.

Notwithstanding any other law, a municipality may not regulate an activity or structure in an area in which the residents are ineligible or have only limited eligibility to vote in municipal elections, except that a municipality has authority to regulate activities and structures in such area under the following provisions:

(a) Section 364.0341, Health and Safety Code;

(b) Section 713.009, Health and Safety Code;

(c) Section 212.002, Local Government Code;

(d) Section 212.003, Local Government Code;

(e) Section 215.003, Local Government Code;

(f) Section 217.042, Local Government Code;

(g) Section 251.001, Local Government Code;

(h) Section 331.001, Local Government Code;

(i) Section 341.903, Local Government Code;

(j) Section 372.003, Local Government Code;

(k) Section 377.002, Local Government Code;

(l) Section 380.001, Local Government Code;

1        (m) Section 382.109, Local Government Code;

2        (n) Section 395.011, Local Government Code;

3        (o) Section 551.002, Local Government Code;

4        (p) Section 552.001, Local Government Code;

5        (q) Section 351.0025, Tax Code; and

6        (r) Section 26.177, Water Code.

7        SECTION 2. This Act takes effect September 1, 2021.