By: Cyrier H.B. No. 4436

## A BILL TO BE ENTITLED

1 AN ACT

- 2 relating to the operation of aircraft in or on protected freshwater
- 3 areas.
- 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
- 5 SECTION 1. Chapter 90, Parks and Wildlife Code, is amended
- 6 by adding Section 90.0035 to read as follows:
- 7 Sec. 90.0035. OPERATION OF AIRCRAFT IN OR ON PROTECTED
- 8 FRESHWATER AREA. (a) In this section, "aircraft" means a device
- 9 that can be used for flight in the air, including an airplane,
- 10 ultralight airplane, or helicopter.
- 11 (b) Notwithstanding any other provision of this chapter, a
- 12 person may operate an aircraft in or on a protected freshwater area.
- 13 (c) A person who operates an aircraft in or on a protected
- 14 freshwater area shall do so in a manner that avoids, to the extent
- 15 reasonably possible, harming or disturbing vegetation, wildlife,
- or wildlife habitat within the protected freshwater area.
- 17 SECTION 2. This Act takes effect immediately if it receives
- 18 a vote of two-thirds of all the members elected to each house, as
- 19 provided by Section 39, Article III, Texas Constitution. If this
- 20 Act does not receive the vote necessary for immediate effect, this
- 21 Act takes effect September 1, 2021.