

By: Hall

S.B. No. 1206

A BILL TO BE ENTITLED

AN ACT

relating to the applicability of executive orders issued by the President of the United States.

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

SECTION 1. STATE AND LOCAL GOVERNMENT POLICY REGARDING ENFORCEMENT OF LEGISLATIVE AUTHORITY BY THE PRESIDENT OF THE UNITED STATES. (a) This section applies to:

(1) the State of Texas, including an agency, department, commission, bureau, board, office, council, court, or other entity that is in any branch of state government and that is created by the constitution or a statute of this state; and

(2) the governing body of a municipality, county, or special district or authority;

(b) An entity described by Subsection (a) may not implement or enforce a federal executive order that has not been affirmed by a vote of Congress of the United States and signed into law, as prescribed by the Constitution of the United States, that exceeds the laws of this state.

(c) No entity described by Subsection (a) and no person employed by or otherwise under the direction or control of the entity may enforce or attempt to enforce any federal order, rule, or regulation described by Subsection (b).

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2021.