By: Harris H.B. No. 1885

Substitute the following for H.B. No. 1885:

By: _____ C.S.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 Z, Chapter 42, Local Government Code, is amended by adding Section 42.905 to read as follows:

Sec. 42.905. RESTRICTION ON MUNICIPAL REGULATION IN CERTAIN AREAS. (a) Notwithstanding 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.

(b) This section does not apply to municipal regulation of an activity or structure under:

(1) Section 341.0359, 364.0341, or 713.009, Health and Safety Code;

(2) Section 212.002, 212.003, 212.044, 215.003, 215.072, 217.042, 242.001, 242.002, 242.003, 251.001, 273.001, 331.001, 341.903, 372.003, 377.002, 380.001, 382.109, 386.002, 395.011, 551.002, 551.004, 551.005, 551.006, 551.007, 552.001, or 552.011 of this code;

(3) Section 61.015, Natural Resources Code;

(4) Section 351.0025, Tax Code;

(5) Section 26.177, Water Code; or

(6) Article 1524e, Revised Statutes.

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