

By: Hefner

H.B. No. 3722

A BILL TO BE ENTITLED

AN ACT

relating to the height of a structure near certain airspace  
designated for use by Department of Defense contractors.

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

SECTION 1. Subchapter B, Chapter 21, Transportation Code,  
is amended by adding Section 21.073 to read as follows:

Sec. 21.073. PROTECTION OF AIRSPACE NEAR CERTAIN AEROBATIC  
TRAINING AREAS. (a) In this section, "aerobatic training area"  
means a Federal Aviation Administration-designated long-term  
aerobatic training area in which airplanes are authorized to  
practice aerobatic flight maneuvers.

(b) A person may not construct a structure that is taller  
than 500 feet within five miles of the boundaries of an aerobatic  
training area that:

(1) was designated by the Federal Aviation  
Administration on or before January 1, 2025; and

(2) is used for aerobatic training by a person who  
contracts with the United States Department of Defense for aviation  
services.

(c) The prohibition prescribed by Subsection (b) applies  
only to a structure proposed to be constructed within five miles of  
an aerobatic training area for which a person with authority over  
the area notifies in writing the Texas Department of Transportation  
of the location and boundaries of the area not later than September

1 1, 2026.

2       SECTION 2. This Act takes effect immediately if it receives  
3 a vote of two-thirds of all the members elected to each house, as  
4 provided by Section 39, Article III, Texas Constitution. If this  
5 Act does not receive the vote necessary for immediate effect, this  
6 Act takes effect September 1, 2025.