

1-1 By: Hughes S.B. No. 1860
 1-2 (In the Senate - Filed March 8, 2023; March 20, 2023, read
 1-3 first time and referred to Committee on Natural Resources &
 1-4 Economic Development; May 3, 2023, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 5,
 1-6 Nays 2; May 3, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9				
1-10			X	
1-11		X		
1-12			X	
1-13	X			
1-14	X			
1-15	X			
1-16		X		
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1860 By: Hughes

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the adoption of a climate policy in a municipal charter.
 1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Chapter 9, Local Government Code, is amended by
 1-24 adding Section 9.0015 to read as follows:

1-25 Sec. 9.0015. DEFINITION. In this chapter, "climate
 1-26 charter" means a charter provision or charter amendment
 1-27 establishing a comprehensive rule or policy statement that purports
 1-28 to address climate change or the municipality's environmental
 1-29 impact, including water and energy use and air pollution.

1-30 SECTION 2. Section 9.003(a), Local Government Code, is
 1-31 amended to read as follows:

1-32 (a) Except as provided by Section 9.0045, the [The] charter
 1-33 prepared by the charter commission shall be submitted to the
 1-34 qualified voters of the municipality at an election to be held on
 1-35 the first authorized uniform election date prescribed by the
 1-36 Election Code that allows sufficient time to comply with other
 1-37 requirements of law and that occurs on or after the 40th day after
 1-38 the date the charter commission completes its work. The governing
 1-39 body of the municipality shall provide for the submission of the
 1-40 charter at the election to the extent that the provisions for
 1-41 submission are not prescribed by general law.

1-42 SECTION 3. Section 9.004(a), Local Government Code, is
 1-43 amended to read as follows:

1-44 (a) Except as provided by Section 9.0045, the [The]
 1-45 governing body of a municipality on its own motion may submit a
 1-46 proposed charter amendment to the municipality's qualified voters
 1-47 for their approval at an election. The governing body shall submit
 1-48 a proposed charter amendment to the voters for their approval at an
 1-49 election if the submission is supported by a petition signed by a
 1-50 number of qualified voters of the municipality equal to at least
 1-51 five percent of the number of qualified voters of the municipality
 1-52 or 20,000, whichever number is the smaller.

1-53 SECTION 4. Chapter 9, Local Government Code, is amended by
 1-54 adding Section 9.0045 to read as follows:

1-55 Sec. 9.0045. APPROVAL OF CLIMATE CHARTER OR AMENDMENT TO
 1-56 CHARTER BY LEGISLATURE REQUIRED. A municipality may not hold an
 1-57 election for voter approval of a proposed climate charter unless
 1-58 the legislature adopts a resolution approving the proposed climate
 1-59 charter.

1-60 SECTION 5. A climate charter adopted by a municipality

2-1 before the effective date of this Act remains valid and enforceable
2-2 until January 1, 2026. Not later than January 1, 2025, a
2-3 municipality that adopted a climate charter before the effective
2-4 date of this Act must comply with the approval requirement under
2-5 Section 9.0045, Local Government Code, as added by this Act.

2-6 SECTION 6. This Act takes effect September 1, 2023.

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