

BILL ANALYSIS

Senate Research Center
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H.B. 2732
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Engrossed

DIGEST AND PURPOSE

Under current law, if a property owner is either jointly or severally aggrieved by an order of a local building and standards commission panel (panel), the owner may present a petition to a district court setting forth grounds for vacating the order. A copy of the panel's order is kept by the building and standards commission by statute. In addition, current law requires that an additional copy of the panel's order be filed and kept by the municipal clerk or secretary. In the City of Houston, the city secretary has received a request for a copy of the panel's order on two occasions in eight years. H.B. 2732 eliminates the requirement that the panel's order be filed and kept by the municipal secretary or clerk in municipalities of 1.9 million or more. In addition, H.B. 2732 exempts cities of more than 1.9 million from the requirement that a municipal enforcement order regarding substandard buildings be filed with the municipal secretary or clerk. Currently, the City of Houston is the only Texas municipality within those brackets.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 54.039(a), Local Government Code, to add an exception in a municipality with a population of 1.9 million or more to existing text requiring certain municipal orders to be filed in the office of the municipal secretary or clerk.

SECTION 2. Amends Section 214.001(f), Local Government Code, to require the municipality, within 10 days after the date that the order is issued, to file a copy of the order in the office of the municipal secretary or clerk, if the municipality has a population of 1.9 million or less.

SECTION 3. Effective date: September 1, 2003.