

1-1 By: Ellis S.B. No. 1716  
1-2 (In the Senate - Filed March 3, 2015; March 23, 2015, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 29, 2015, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 April 29, 2015, sent to printer.)

1-7 COMMITTEE VOTE

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

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1716 By: Garcia

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to the governance of certain housing authorities.  
1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-21 SECTION 1. Section 392.031(b), Local Government Code, is  
1-22 amended to read as follows:  
1-23 (b) A commissioner may not be an officer or employee of the  
1-24 municipality. A commissioner may be:  
1-25 (1) a tenant of a public project over which the housing  
1-26 authority has jurisdiction; or  
1-27 (2) a person who is a recipient of housing assistance  
1-28 administered through the authority's housing choice voucher  
1-29 program.  
1-30 SECTION 2. Section 392.0331, Local Government Code, is  
1-31 amended by amending Subsections (b), (g), and (h) and adding  
1-32 Subsections (b-2) and (h-1) to read as follows:  
1-33 (b) Except as provided by Subsection (b-1), in appointing  
1-34 commissioners under Section 392.031, a municipality with a  
1-35 municipal housing authority composed of five commissioners shall  
1-36 appoint at least one commissioner to the authority who is a tenant  
1-37 of a public housing project over which the authority has  
1-38 jurisdiction. Except as provided by Subsection (b-2), in [in]  
1-39 appointing commissioners under Section 392.031, a municipality  
1-40 with a municipal housing authority composed of seven or more  
1-41 commissioners shall appoint at least two commissioners to the  
1-42 authority who are tenants of a public housing project over which the  
1-43 authority has jurisdiction.  
1-44 (b-2) In appointing commissioners under Section 392.031, a  
1-45 municipality that has a population over two million and a municipal  
1-46 housing authority composed of seven or more commissioners shall  
1-47 appoint at least two commissioners to the authority who are:  
1-48 (1) tenants of a public housing project over which the  
1-49 authority has jurisdiction; or  
1-50 (2) recipients of housing assistance administered  
1-51 through the authority's housing choice voucher program.  
1-52 (g) A commissioner appointed under this section may not  
1-53 participate:  
1-54 (1) in any vote or discussion concerning the  
1-55 termination of:  
1-56 (A) the commissioner's occupancy rights in  
1-57 public housing;  
1-58 (B) the commissioner's rights to housing  
1-59 assistance administered through a housing choice voucher program;  
1-60 or

2-1 (C) the rights of any person related in the first  
2-2 degree by consanguinity to the commissioner with respect to the  
2-3 person's occupancy rights in public housing or right to receive  
2-4 housing assistance administered through a housing choice voucher  
2-5 program; or

2-6 (2) in a grievance or administrative hearing in which  
2-7 the commissioner or a person related in the first degree by  
2-8 consanguinity to the commissioner is a party.

2-9 (h) If a commissioner appointed under this section as a  
2-10 tenant of a public housing project ceases to reside in a housing  
2-11 unit operated by the public housing authority during the  
2-12 commissioner's term, a majority of the other commissioners shall  
2-13 decide whether to request that a new commissioner be appointed. A  
2-14 majority of the commissioners may decide to allow the commissioner  
2-15 to serve the remaining portion of the commissioner's term.

2-16 (h-1) If a commissioner appointed under this section as a  
2-17 recipient of housing assistance administered through the  
2-18 authority's housing choice voucher program ceases to receive that  
2-19 assistance, a majority of the other commissioners shall decide  
2-20 whether to request that a new commissioner be appointed. A majority  
2-21 of the commissioners may decide to allow the commissioner to serve  
2-22 the remaining portion of the commissioner's term.

2-23 SECTION 3. This Act takes effect September 1, 2015.

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