

1-1 By: Holland, et al. (Senate Sponsor - Fallon) H.B. No. 852
 1-2 (In the Senate - Received from the House April 16, 2019;
 1-3 April 17, 2019, read first time and referred to Committee on
 1-4 Intergovernmental Relations; May 6, 2019, reported favorably by
 1-5 the following vote: Yeas 5, Nays 1; May 6, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7	X			
1-8	X			
1-9	X			
1-10		X		
1-11	X			
1-12	X			
1-13			X	
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to information a municipality may consider in determining
 1-18 the amount of certain building permit and inspection fees.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Subchapter Z, Chapter 214, Local Government
 1-21 Code, is amended by adding Section 214.907 to read as follows:

1-22 Sec. 214.907. PROHIBITION ON CERTAIN VALUE-BASED BUILDING
 1-23 PERMIT AND INSPECTION FEES. (a) In determining the amount of a
 1-24 building permit or inspection fee required in connection with the
 1-25 construction or improvement of a residential dwelling, a
 1-26 municipality may not consider:

1-27 (1) the value of the dwelling; or
 1-28 (2) the cost of constructing or improving the
 1-29 dwelling.

1-30 (b) A municipality may not require the disclosure of
 1-31 information related to the value of or cost of constructing or
 1-32 improving a residential dwelling as a condition of obtaining a
 1-33 building permit except as required by the Federal Emergency
 1-34 Management Agency for participation in the National Flood Insurance
 1-35 Program.

1-36 SECTION 2. Section 214.907(a), Local Government Code, as
 1-37 added by this Act, applies only to a building permit or inspection
 1-38 fee assessed by a municipality on or after the effective date of
 1-39 this Act in connection with the construction or improvement of a
 1-40 residential dwelling.

1-41 SECTION 3. This Act takes effect immediately if it receives
 1-42 a vote of two-thirds of all the members elected to each house, as
 1-43 provided by Section 39, Article III, Texas Constitution. If this
 1-44 Act does not receive the vote necessary for immediate effect, this
 1-45 Act takes effect September 1, 2019.

1-46 * * * * *