

1-1 By: Schwertner S.B. No. 1214
 1-2 (In the Senate - Filed February 27, 2023; March 9, 2023,
 1-3 read first time and referred to Committee on Local Government;
 1-4 April 24, 2023, reported favorably by the following vote: Yeas 8,
 1-5 Nays 0; April 24, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Springer	X			
1-9 Eckhardt	X			
1-10 Gutierrez			X	
1-11 Hall	X			
1-12 Nichols	X			
1-13 Parker	X			
1-14 Paxton	X			
1-15 West	X			

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

1-19 relating to hearing and public notice requirements regarding the
 1-20 conversion by a municipality of certain properties to house
 1-21 homeless individuals.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subtitle A, Title 8, Local Government Code, is
 1-24 amended by adding Chapter 255 to read as follows:

1-25 CHAPTER 255. CONVERSION OF PROPERTY FOR CERTAIN PURPOSES

1-26 Sec. 255.001. SPECIAL HEARING AND NOTICE REQUIREMENTS FOR
 1-27 CONVERSION OF PROPERTY TO HOUSE HOMELESS INDIVIDUALS. (a) Except
 1-28 as provided by Subsection (e), a municipality's governing body may
 1-29 not approve the conversion of a property under the municipality's
 1-30 control to provide housing to homeless individuals unless the
 1-31 governing body holds a public hearing not less than 90 days before
 1-32 the municipality begins the conversion. The governing body must
 1-33 hold the hearing at a location within a one-mile radius of the
 1-34 property.

1-35 (b) Not later than 36 hours before a public hearing required
 1-36 under Subsection (a) is held, a municipality's governing body must
 1-37 provide notice of the hearing by mail to each residence and business
 1-38 located within a one-mile radius of the property described by that
 1-39 subsection.

1-40 (c) If a municipality's governing body fails to comply with
 1-41 this section, an individual who is entitled to notice under
 1-42 Subsection (b) may bring an action for injunctive relief in a
 1-43 district court in the county in which the property described by
 1-44 Subsection (a) is located to prevent the conversion of the
 1-45 property.

1-46 (d) In the event of a conflict between this chapter and a
 1-47 provision in a municipality's charter relating to the conversion or
 1-48 notice of the conversion of a property described by Subsection (a),
 1-49 this chapter controls.

1-50 (e) This section does not apply to the conversion of a
 1-51 property to provide temporary shelter or housing during a natural
 1-52 disaster, declared state of emergency, or other life-threatening
 1-53 public emergency.

1-54 SECTION 2. Chapter 255, Local Government Code, as added by
 1-55 this Act, applies only to the conversion of property described by
 1-56 Section 255.001(a), Local Government Code, as added by this Act,
 1-57 that is set to begin on or after the effective date of this Act.

1-58 SECTION 3. This Act takes effect immediately if it receives
 1-59 a vote of two-thirds of all the members elected to each house, as
 1-60 provided by Section 39, Article III, Texas Constitution. If this
 1-61 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2023.

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