

By: Vasut

H.B. No. 339

A BILL TO BE ENTITLED

AN ACT

relating to municipal regulation of structured sober living homes.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 229, Local Government Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. STRUCTURED SOBER LIVING HOMES

Sec. 229.151. DEFINITION OF STRUCTURED SOBER LIVING HOME.

(a) In this subchapter, "structured sober living home" means a home or other residential structure at which a person operates a program to provide:

(1) alcohol-free or drug-free housing to a group of unrelated individuals who are:

(A) recovering from alcohol or drug addiction;
and

(B) receiving outpatient behavioral health services for substance abuse or addiction treatment while living in the home;

(2) independent living and life skills development to those individuals; and

(3) structured activities for recovery from substance abuse disorders in a supervised setting to those individuals.

(b) The term "structured sober living home" does not include the home of an individual who requires a related family member to receive outpatient behavioral health services for substance abuse

1 or addiction treatment as a condition of continuing to reside in the
2 individual's home.

3 Sec. 229.152. REGULATION OF STRUCTURED SOBER LIVING HOMES.

4 (a) The governing body of a municipality by ordinance may adopt
5 standards for structured sober living homes that comply with state
6 and federal fair housing laws and the Americans with Disabilities
7 Act of 1990 (42 U.S.C. Section 12101 et seq.).

8 (b) The governing body of a municipality may require in
9 standards adopted under Subsection (a) that the owner or operator
10 of a structured sober living home:

11 (1) provide written notice to residents and potential
12 residents that includes:

13 (A) the name and address of the home; and

14 (B) for the property at which the home is
15 located:

16 (i) the property owner's name, address, and
17 telephone number; and

18 (ii) if the property is leased, a copy of
19 the lease that states that the property is to be used as a
20 structured sober living home;

21 (2) supervise residents during all hours of operation;
22 and

23 (3) establish and maintain an operation plan to:

24 (A) facilitate the rehabilitative process,
25 including discharge planning;

26 (B) address the maintenance of the home and the
27 property where the home is located; and

1 (C) comply with municipal noise abatement
2 requirements.

3 (c) The governing body of a municipality may exempt a
4 structured sober living home from standards adopted under this
5 section if the home is subject to adequate oversight by another
6 governmental entity or contractor.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2025.