

## **BILL ANALYSIS**

H.B. 2732  
By: Talton  
Urban Affairs  
Committee Report (Unamended)

### **BACKGROUND 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 (“the panel”), the owner may present a petition to a district court setting forth grounds for vacation. 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. House Bill 2732 will eliminate 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 will also exempt 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 these brackets.

### **RULEMAKING AUTHORITY**

It is the committee’s opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 54.039(a), Local Government Code, to exempt from the requirement that an order of a local building and standards commission be filed with the office of the municipal secretary or clerk, municipalities with a population of 1.9 million or more.

SECTION 2. Amends Section 214.001(f), Local Government Code, to exempt 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.

SECTION 3. Effective Date.

**EFFECTIVE DATE:** September 1, 2003.