

By: Lucio

S.B. No. 628

A BILL TO BE ENTITLED

AN ACT

relating to an urban land bank program in certain municipalities.

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

SECTION 1. The heading to Chapter 379C, Local Government Code, is amended to read as follows:

CHAPTER 379C. URBAN LAND BANK ~~[DEMONSTRATION]~~ PROGRAM

SECTION 2. Section 379C.001, Local Government Code, is amended to read as follows:

Sec. 379C.001. SHORT TITLE. This chapter may be cited as the Urban Land Bank ~~[Demonstration]~~ Program Act.

SECTION 3. Section 379C.002, Local Government Code, is amended to read as follows:

Sec. 379C.002. APPLICABILITY. This chapter applies only to a municipality with ~~[home-rule municipalities that:~~

~~[(1) have]~~ a population of 125,000 ~~[1.18 million]~~ or more~~], and~~

~~[(2) are located predominantly in a county that has a total area of less than 1,000 square miles].~~

SECTION 4. Sections 379C.003(5) and (6), Local Government Code, are amended to read as follows:

(5) "Urban land bank ~~[demonstration]~~ plan" or "plan" means a plan adopted by the governing body of a municipality as provided by Section 379C.006.

(6) "Urban land bank ~~[demonstration]~~ program" or

1 "program" means a program adopted under Section 379C.004.

2 SECTION 5. Section 379C.004, Local Government Code, is
3 amended to read as follows:

4 Sec. 379C.004. URBAN LAND BANK [~~DEMONSTRATION~~] PROGRAM.

5 (a) The governing body of a municipality may adopt an urban land
6 bank [~~demonstration~~] program in which the officer charged with
7 selling real property ordered sold pursuant to foreclosure of a tax
8 lien may sell certain eligible real property by private sale for
9 purposes of affordable housing development as provided by this
10 chapter.

11 (b) The governing body of a municipality that adopts an
12 urban land bank [~~demonstration~~] program shall establish or approve
13 a land bank for the purpose of acquiring, holding, and transferring
14 unimproved real property under this chapter.

15 SECTION 6. Section 379C.005, Local Government Code, is
16 amended to read as follows:

17 Sec. 379C.005. QUALIFIED PARTICIPATING DEVELOPER. To
18 qualify to participate in an urban land bank [~~demonstration~~]
19 program, a developer must:

20 (1) have built three or more housing units within the
21 three-year period preceding the submission of a proposal to the
22 land bank seeking to acquire real property from the land bank;

23 (2) have a development plan approved by the
24 municipality for the land bank property; and

25 (3) meet any other requirements adopted by the
26 municipality in the urban land bank [~~demonstration~~] plan.

27 SECTION 7. The heading to Section 379C.006, Local

1 Government Code, is amended to read as follows:

2 Sec. 379C.006. URBAN LAND BANK [~~DEMONSTRATION~~] PLAN.

3 SECTION 8. Sections 379C.006(a) and (b), Local Government
4 Code, are amended to read as follows:

5 (a) A municipality that adopts an urban land bank
6 [~~demonstration~~] program shall operate the program in conformance
7 with an urban land bank [~~demonstration~~] plan.

8 (b) The governing body of a municipality that adopts an
9 urban land bank [~~demonstration~~] program shall adopt a plan
10 annually. The plan may be amended from time to time.

11 SECTION 9. This Act takes effect September 1, 2005.