

By: Alonzo

H.B. No. 244

A BILL TO BE ENTITLED

AN ACT

relating to regulation of residential tenancies by local governments.

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

SECTION 1. Subtitle C, Title 7, Local Government Code, is amended by adding Chapter 247 to read as follows:

CHAPTER 247. CERTAIN PROHIBITIONS APPLYING TO MORE THAN ONE TYPE OF LOCAL GOVERNMENT

Sec. 247.001. PROHIBITION AGAINST REGULATING RESIDENTIAL TENANCIES BASED ON IMMIGRATION STATUS. (a) A political subdivision may not require a landlord to:

(1) refuse to lease to a prospective tenant or renew the lease of a tenant solely on the basis of the immigration status of the tenant or a member of the tenant's family; or

(2) inquire as to the immigration status of a tenant or prospective tenant or a member of the tenant's family.

(b) To the extent the prohibition imposed by Subsection (a) conflicts with common law, another state statute, or a local ordinance or other regulation, the prohibition in Subsection (a) prevails.

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

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1 Act takes effect September 1, 2009.