

By: Davis of Dallas

H.B. No. 3537

A BILL TO BE ENTITLED

AN ACT

relating to the modification of deed restrictions imposed on property under an urban land bank demonstration program in certain municipalities.

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

SECTION 1. Section 379C.010, Local Government Code, is amended by adding Subsection (g) to read as follows:

(g) In addition to the modification or addition of deed restrictions allowed by Subsection (f), and notwithstanding the restrictions required by Subsections (b), (c), and (d), the land bank or the governing body of the municipality may modify the deed restrictions imposed under this section to allow a qualified participating developer to develop the property without providing affordable housing directly on that property. Property described by this subsection must be adjacent to other property that is obtained through a means other than the program under this chapter and on which the developer proposes to provide affordable housing subject to deed restrictions as described by Subsections (b), (c), and (d). The improvements to property described by this subsection must provide a substantial benefit to a housing development located on the adjacent property, such as a sidewalk or other structure that provides access to the development.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.