By: Huffines   S.B. No. 636

A BILL TO BE ENTITLED

1   AN ACT

2 relating to procedures for certain municipalities to adopt or amend

3 a national model building code.

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

5   SECTION 1. The heading to Section 214.217, Local Government

6 Code, is amended to read as follows:

7   Sec. 214.217. PROCEDURES FOR [NOTICE REGARDING] MODEL CODE

8 ADOPTION OR AMENDMENT IN CERTAIN MUNICIPALITIES.

9   SECTION 2. Section 214.217, Local Government Code, is

10 amended by amending Subsections (b) and (e) and adding Subsection

11 (g) to read as follows:

12   (b) This section applies only to a municipality with a

13 population of more than 40,000 [100,000].

14   (e) The [On the written request from five or more persons,

15 the] governing body of the municipality shall hold a public hearing

16 open to public comment on the proposed adoption of or amendment to a

17 national model code under this section. The hearing must be held on

18 or before the 14th day before the date the governing body adopts the

19 ordinance that adopts or amends a national model code under this

20 section.

21   (g) On or before the 30th day before the date of a hearing

22 under Subsection (e), the governing body must publish a

23 cost-benefit analysis of any amendment that includes:

24   (1) estimations of the amendment's:

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1   (A) cost to the local economy;

2   (B) effect on tax revenue;

3   (C) effect on net growth in new development in

4 the municipality; and

5   (D) additional cost per unit of development in

6 each type of zoning use designated by the municipality; and

7   (2) for an amendment that addresses existing or

8 potential harm to health and safety:

9   (A) scientific evidence supporting the

10 probability or likelihood that the harm has occurred or will occur;

11 and

12   (B) scientific evidence supporting the

13 probability or likelihood that the amendment will prevent or

14 address the harm.

15   SECTION 3. This Act takes effect September 1, 2017.