

BILL ANALYSIS

Senate Research Center
86R33664 JAM-F

C.S.H.B. 2287
By: Moody et al. (Rodríguez)
Intergovernmental Relations
5/17/2019
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Currently, there are multiple populated and unincorporated areas of El Paso County that are not served by a housing authority. The municipal housing authority has the capacity and resources to serve these areas but is unable to do so under current law.

H.B. 2287 is a bracketed bill that would authorize the City of El Paso Municipal Housing Authority to operate and provide affordable housing and related resources for low income residents in all of El Paso County, provided such operations are not inside the jurisdiction of another municipal or county housing authority, and contingent upon the approval of the El Paso County Commissioners Court. Allowing the housing authority to assist outside of the city boundaries will create better opportunities for families to seek quality and affordable housing.

C.S.H.B. 2287 amends the Local Government Code to allow the Housing Authority of the City of El Paso to operate and develop affordable housing in El Paso County under certain conditions.

C.S.H.B. 2287 amends current law relating to the operations of certain municipal housing authorities.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subchapter B, Chapter 392, Local Government Code, by adding Section 392.0162, as follows:

Sec. 392.0162. AREA OF OPERATION OF CERTAIN MUNICIPAL HOUSING AUTHORITIES. (a) Provides that this section applies only to the operation of a municipal housing authority operating in a municipality that:

(1) has a population of more than 600,000; and

(2) is located in a county that has a population of 800,000 or more, the territorial boundary of which is contiguous to the international border.

(b) Authorizes a municipal housing authority, notwithstanding Sections 392.014 (Area of Operation of a Municipal Housing Authority) and 392.017(b) (relating to prohibiting a municipal housing authority from undertaking a housing project outside the boundaries of the municipality in which it is authorized to exercise its powers unless a resolution is adopted by the governing body of the political subdivision in which the housing project is to be located and by the housing authority authorized to exercise its powers exclusively in the political subdivision, if any), to operate in:

(1) the municipality for which the authority is created; and

(2) the county described by Subsection (a)(2), other than the parts of the county:

(A) that are within the territorial boundaries of a municipality other than the municipality for which the authority is created; and

(B) in which another housing authority operates under this chapter (Housing Authorities Established by Municipalities and Counties).

(c) Authorizes a municipal housing authority to begin operations in the area authorized under Subsection (b)(2) only if:

(1) the authority has completed and presented to the commissioners court of the county described by Subsection (a)(2) a needs assessment relating to the operation of the authority in the county; and

(2) after a public hearing considering the needs assessment provided under Subdivision (1), the commissioners court votes to approve the operation of the authority in the applicable area.

SECTION 2. Effective date: September 1, 2019.