

By: Ortega

H.B. No. 280

Substitute the following for H.B. No. 280:

By: Farrar

C.S.H.B. No. 280

A BILL TO BE ENTITLED

1 AN ACT
2 relating to court appointment of a receiver for a property that is
3 in violation of certain municipal ordinances in certain
4 municipalities.

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

6 SECTION 1. Section 214.003, Local Government Code, is
7 amended by amending Subsection (b) and adding Subsection (b-1) to
8 read as follows:

9 (b) Except as provided by Subsections (b-1) and
10 ~~[Subsection]~~ (c), the court may appoint as a receiver for the
11 property a nonprofit organization or an individual with a
12 demonstrated record of rehabilitating properties if the court finds
13 that:

14 (1) the structures on the property are in violation of
15 the standards set forth in Section 214.001(b) and an ordinance
16 described by Subsection (a);

17 (2) notice of violation was given to the record owner
18 of the property; and

19 (3) a public hearing as required by Section 214.001(b)
20 has been conducted.

21 (b-1) This subsection applies only to a municipality wholly
22 or partly located in a county that is located along the
23 international border and has a population of 800,000 or more. The
24 court may appoint as a receiver under Subsection (b) an individual

1 without a demonstrated record of rehabilitating properties if the
2 municipality demonstrates that:

3 (1) no individual with a demonstrated record of
4 rehabilitating properties is available; and

5 (2) the individual being appointed is competent and
6 able to fulfill the duties of a receiver.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2019.