

1-1 By: Fallon, Hall S.B. No. 855  
 1-2 (In the Senate - Filed February 15, 2019; March 1, 2019,  
 1-3 read first time and referred to Committee on Intergovernmental  
 1-4 Relations; April 3, 2019, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;  
 1-6 April 3, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 855 By: Fallon

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to information a municipality may consider in determining  
 1-20 the amount of certain building permit and inspection fees.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter Z, Chapter 214, Local Government  
 1-23 Code, is amended by adding Section 214.907 to read as follows:

1-24 Sec. 214.907. PROHIBITION ON CERTAIN VALUE-BASED BUILDING  
 1-25 PERMIT AND INSPECTION FEES. (a) In determining the amount of a  
 1-26 building permit or inspection fee required in connection with the  
 1-27 construction or improvement of a residential dwelling, a  
 1-28 municipality may not consider:

- 1-29 (1) the value of the dwelling; or
- 1-30 (2) the cost of constructing or improving the
- 1-31 dwelling.

1-32 (b) A municipality may not require the disclosure of  
 1-33 information related to the value of or cost of constructing or  
 1-34 improving a residential dwelling as a condition of obtaining a  
 1-35 building permit except as required by the Federal Emergency  
 1-36 Management Agency for participation in the National Flood Insurance  
 1-37 Program.

1-38 SECTION 2. Section 214.907(a), Local Government Code, as  
 1-39 added by this Act, applies only to a building permit or inspection  
 1-40 fee assessed by a municipality on or after the effective date of  
 1-41 this Act in connection with the construction or improvement of a  
 1-42 residential dwelling.

1-43 SECTION 3. This Act takes effect immediately if it receives  
 1-44 a vote of two-thirds of all the members elected to each house, as  
 1-45 provided by Section 39, Article III, Texas Constitution. If this  
 1-46 Act does not receive the vote necessary for immediate effect, this  
 1-47 Act takes effect September 1, 2019.

1-48 \* \* \* \* \*