

1-1 By: Campbell S.B. No. 1169
 1-2 (In the Senate - Filed March 8, 2021; March 18, 2021, read
 1-3 first time and referred to Committee on Local Government;
 1-4 April 27, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 8, Nays 0; April 27, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1169 By: Nichols

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the authority of a county to require a person to obtain
 1-22 a building permit from the county for certain portable structures.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter Z, Chapter 233, Local Government
 1-25 Code, is amended by adding Section 233.902 to read as follows:

1-26 Sec. 233.902. PORTABLE STRUCTURE FOR PERIODIC SALE OF
 1-27 RETAIL GOODS. (a) Notwithstanding any other law and except as
 1-28 provided by Subsection (b), a county may not require a building
 1-29 permit to construct, improve, or occupy a structure used for not
 1-30 more than 60 days in a calendar year for the retail sale of goods if
 1-31 the structure is:

- 1-32 (1) portable; and
- 1-33 (2) smaller than 500 square feet.

1-34 (b) This section does not prevent a county from enforcing a
 1-35 fire code adopted by the county or inspecting a structure for a fire
 1-36 or life safety hazard as authorized by other law.

1-37 SECTION 2. This Act takes effect immediately if it receives
 1-38 a vote of two-thirds of all the members elected to each house, as
 1-39 provided by Section 39, Article III, Texas Constitution. If this
 1-40 Act does not receive the vote necessary for immediate effect, this
 1-41 Act takes effect September 1, 2021.

1-42 * * * * *