

87TH STATE LEGISLATURE

Intergovernmental Relations Office – Brie L. Franco, Officer



AUSTIN STATE DELEGATION

SENATE



Judith
Zaffirini



Charles
Schwertner



Donna
Campbell



Dawn
Buckingham



Sarah
Eckhardt

HOUSE



Eddie
Rodriguez



Donna
Howard



Celia Israel



Gina Hinojosa



John Bucy III



Sheryl Cole



Vikki Goodwin



James Talarico



Erin Zwiener

87TH PASSED BILLS: **POSITIVE FOR THE CITY**



APRS Pensions

HB 4368 (Rodriguez)

Cloud Computing

SB 58 (Zaffirini)

Signed by Governor

Local Health Department Medicaid

SB 73 (Miles)

Save MUNY

SB 390 (Eckhardt)

Signed by Governor

Music Incubator

SB 609 (Alvarado)

Signed by Governor

87TH PASSED BILLS: **NEGATIVE FOR CITY**



City Police Funding

HB 1900 (Goldman)

Signed by Governor

Camping Ban

HB 1925
(Capriglione)

Disaster Rollback

SB 1438
(Bettencourt)

Gas Preemption

HB 17 (Deshotel)

Signed by Governor

Historic Districts

SB 1585 (Hughes)

Contract Prohibition: Firearm Boycott

SB 19 (Schwertner)

Permitless Carry

HB 1927 (Schaefer)

87TH BILLS **FAILED** TO PASS: **POSITIVE FOR CITY**



Lake Austin Disannexation

SB 659 (Buckingham)
HB 1653 (Craddick)

West Rim Disannexation

HB 2776 (Deshotel)

Lost Creek Disannexation

SB 1499 (Buckingham)
HB 3827 (Wilson)

Noise Ordinance Preemption

HB 3813 (Harris)

AE Rates

SB 566 (Buckingham)
HB 2775 (Cain)

Homeless Housing

SB 646 & SB 796
(Schwertner)
HB 1803 (Wilson)

Community Advocacy

SB 10 (Hall)

Employment Preemption

SB 14 (Creighton)

Super Preemption

HB 610 (Swanson)
HB 3909 (Harris)

87TH BILLS **FAILED** TO PASS: **POSITIVE** FOR CITY



ETJ Regulation

HB 1885 (Harris)

Completeness Check

HB 4447 (Oliverson)
SB 1667 (Hughes)

Pandemic Response

HB 3 (Burrows)

Confederate Monuments

HB 2713 (Hefner)

Election “Integrity”

SB 7 (Hughes)
HB 6 (Cain)

30 day shot clock

HB 4121 (Guillen)

Building Permit Timeline

HB 2590 (Leach)
SB 1947 (Springer)

Abortion Logistical Support

HB 1173 (Noble)
SB 650 (Campbell)

MOU Deregulation

SB 182 (Schwertner)

87TH BILLS **FAILED** TO PASS: **NEGATIVE FOR CITY**



LIHTC 2 Mile Rule

HB 1295 (Rodriguez)
SB 400 (Zaffirini)

CapMetro Parks Lease (Project Connect)

HB 3893 (Hinojosa)
SB 1838 (Eckhardt)

Inclusionary Zoning

HB 84 (Hinojosa)

Homestead Preservation District Bracket

HB 4031 (Rodriguez)

Municipal Drainage Fees

HB 824 (Bucy)
SB 597 (Zaffirini)

87TH PASSED BILLS: **MADE BETTER FOR CITY**



Debt Definition

HB 1869 (Burrows)

Amended

Senate Amendment to HB 900 (Huberty)

(Eviction Protections Preemption)

*Stripped in Conference
Committee*

Pipeline Preemption / Barton Springs

HB 1683 (Landgraf)

*Fixed by Author in Committee
Passed House / No Senate Hearing*

87TH BILLS: **NEUTRAL FOR CITY**



Omnibus Storm Response

SB 3 (Schwertner)

ERCOT Board & PUC Commission

SB 2 (Hancock)

STR Bills

HB 2515 (Shaheen)

Statewide Broadband

HB 5 (Ashby)

87TH SPECIAL SESSIONS



- **June 20, 2021:** Last day the governor veto bills
- Governor can call a special session at any time
- Special session on redistricting & federal COVID funds likely to be in September/October
- Earlier special session on election integrity & bail reform; date and additional issues TBD.

QUESTIONS?



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Agenda:
<https://www.austintexas.gov/edims/document.cfm?id=347683>

87TH LEGISLATIVE SESSION: **APPENDIX**



- 87th Session Statistics
- Winter Storm Bills
- Police Funding
- Disannexation Bills
- Bills Impacting Homelessness Efforts

87TH LEGISLATIVE SESSION: STATISTICS



- 7,148 bills and joint resolutions filed and reviewed by IGRO
- IGRO tracked 2,254 bills and joint resolutions
- 3,559 bills were filed in last 10 business days before the bill filing deadline (67%)

87TH WINTER STORM BILLS



Omnibus Storm Response

SB 3 (Schwertner)

Sent to Governor June 1

- Statewide power outage alert system
- Defines critical load industrial customers & critical care residential customers for whom interruption or suspension of electric service could be life threatening
- Requires customer disclosure for load shedding processes by electric utilities;
- Establishes standards of emergency operations for water facilities

ERCOT Board & PUC Commission

SB 2 (Hancock)

Sent to Governor June 1

- Makes changes to the composition of the Energy Reliability Council of Texas (ERCOT) board and the Public Utility Commission

87TH POLICE FUNDING



City Police Funding

HB 1900 (Goldman)

Signed by Governor June 7 -- Effective September 1, 2021

- Applies only to municipalities over 250,000
- “Defunding municipality” reduces appropriation to police department compared to previous budget. [lower than the larger of previous two years’ budgets until 2023]
- Determined by Office of Governor’s Criminal Justice Division (“CJD”). Some exceptions allowed at discretion of CJD
- **Penalties:**
 - Dis-annexation elections and prohibition on annexations.
 - Must use lowest property tax rate (generally no-new-revenue rate) for upcoming year
 - Annual sales tax distribution decreased by amount determined by CJD that State spent to provide law enforcement services to City.
 - Increase contributions to APRS such that the combined City and member contributions are no less than the combined City and member contributions in FY2021.
 - AE & AWU rates capped at January 2021 levels unless utilities stop providing any funding to the City through transfers.

County Funding

SB 23 (Huffman)

Applies only to counties
over 1 million

*Signed by Governor June 1
Effective January 1, 2022*

9 other
“defunding”
bills failed to
pass

87TH DISANNEXATION BILLS



Lake Austin

- SB 659 (Buckingham) / HB 1653 (Craddick)
- *Defeated by a Point of Order (Howard)*

West Rim

- HB 2776 (Deshotel)
- *Withdrawn from consideration after a Point of Order (Howard)*

Lost Creek

- SB 1499 (Buckingham) / HB 3827 (Wilson)
- *Defeated by a Point of Order (Goodwin)*

Senate Amendment to HB 3476

(ETJ Release)

*Stripped in Conference
Committee*

Senate Amendment to HB 1929

(Disannexation & ETJ Release)

*Stripped in Conference
Committee*

87TH **BILLS IMPACTING THE HOMELESS**



Camping Ban

HB 1925 (Capriglione)

Sent to Governor May 31st - Effective September 1, 2021

- City must submit a plan for approval by TDHCA to designate a property for encampment. Designation of public parks is prohibited.
- Offense is a Class C misdemeanor. Officers must make reasonable effort to connect persons to designated encampment and services.
- Local entities cannot have policies that prohibit or discourage enforcement of the ban nor can they discourage peace officers or prosecuting attorneys from enforcing the ban.
- Policies that encourage diversion or provision of services in lieu of citation or arrest are allowed.
- *HB 1925 Contingency Rider is NOT included in the final appropriations act.*

Purchase / Conversion: County Approval

- **SB 646 (Schwertner)**
- *Vote failed in House Committee*
- **HB 1803 (Wilson)**
- *Procedurally Dead: House Calendar Deadline*

Purchase / Conversion: Notice

- **SB 796 (Schwertner)**
- *Vote failed in House Committee*

Thank you

