

87TH STATE LEGISLATURE

Intergovernmental Relations Office – Brie L. Franco, Officer



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



City Police Funding
HB 1900 (Goldman)
Effective Sept. 1, 2021

Camping Ban
HB 1925
(Capriglione)
Effective Sept. 1, 2021

Disaster Rollback
SB 1438
(Bettencourt)
Effective June 16, 2021

Gas Preemption
HB 17 (Deshotel)
Effective May 18, 2021

Historic Districts
SB 1585 (Hughes)
Effective Sept. 1, 2021

**No Contracts :
Firearm Boycott**
SB 19 (Schwertner)
Effective Sept. 1, 2021

Permitless Carry
HB 1927 (Schaefer)
Effective Sept. 1, 2021

87TH POLICE FUNDING



City Police Funding

HB 1900 (Goldman)

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

Effective January 1, 2022

9 other
“defunding”
bills did not pass

87TH **BILLS IMPACTING THE HOMELESS**



Camping Ban

HB 1925 (Capriglione)

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 NOT included in the final appropriations act.*
- *TDHCA has posted a proposed rule for encampment for public comment*

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*

87TH PASSED BILLS: POSITIVE FOR THE CITY



APRS Pensions

HB 4368 (Rodriguez)

Effective Sept. 1, 2021

Cloud Computing

SB 58 (Zaffirini)

Effective June 3, 2021

Local Health Department Medicaid

SB 73 (Miles)

Effective Sept. 1, 2021

Save MUNY

SB 390 (Eckhardt)

Effective May 24, 2021

Music Incubator

SB 609 (Alvarado)

Effective Sept. 1, 2021

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



Community Advocacy

SB 10 (Hall)

AE Rates

SB 566 (Buckingham)

HB 2775 (Cain)

Super Preemption

HB 610 (Swanson)

HB 3909 (Harris)

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)

Homeless Housing

SB 646 & SB 796
(Schwertner)

HB 1803 (Wilson)

Employment Preemption

SB 14 (Creighton)

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 PASSED BILLS: PUBLIC SAFETY



Mental Health Leave Policy

SB 1359 (Hughes)

Effective Sept. 1, 2021

COVID Presumption

SB 22 (Springer)

Effective June 14, 2021

Sexual Assault Victims

HB 1172 (Howard)

Effective Sept. 1, 2021

Duty to Render & Request Aid

SB 2212 (West)

Effective Sept. 1, 2021

Excessive Force & Duty to Intervene

SB 69 (Miles)

Effective Sept. 1, 2021

87TH BILLS **FAILED** TO PASS: **PUBLIC SAFETY**



George Floyd Act

HB 88 (Thompson, Senfronia)

Firearm Background Checks

HB 606 (Goodwin) /
SB 242 (Eckhardt)

No Knock Warrants

HB 492 (Wu)

Minor Traffic Arrests Ban

HB 830 (Thompson, Senfronia)

87TH SPECIAL SESSIONS



- Governor can call a special session at any time
- First Special Session: July 8th - August 6th
 - See appendix for items on the call, including Article X funding, election integrity, bail reform and family/domestic violence education.
 - Democrats broke quorum to protest elections bills on July 12th
- Probable second special session in August to address the same issues
- Special session on redistricting & federal COVID funds likely to be in September/October

QUESTIONS?



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Agenda:

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

87TH LEGISLATIVE SESSION: **APPENDIX**



- 87th Session Statistics
- First Called Special Session: Items on the Call

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%)
- 21 vetoes by the governor.



87TH 1ST CALLED SPECIAL SESSION: **ITEMS ON THE CALL**

Bail Reform

Election Integrity

Border Security

Social Media
“Freedom of
Speech”

Article X Funding

Family Violence
Prevention
Education

Transgender Youth
Sports

Abortion-Inducing
Drugs

Thirteenth Check
Teacher
Retirement System

Critical Race
Theory

Appropriations
property-tax relief;
foster care,
cybersecurity

Thank you

