

BILL SUMMARY
1st Session of the 56th Legislature

Bill No.:	HB 1691
Version:	Committee Substitute
Request Number:	7232
Author:	Rep. Calvey
Date:	3/20/2017
Impact:	Please see previous summary of this measure

Research Analysis

The committee substitute prohibits a municipality from adopting or enforcing any ordinance or rule that could result in a criminal penalty for failure of a property owner to maintain or clean their property.

The measure modifies the procedure for a municipality to cause a property to be cleaned by including that a notice must include a physical address and an email address at which the municipal body may be contacted as well as a list of items that must be cleaned or mowed. Further, the measure states that if a property owner presents a municipality with evidence, by mail or email, demonstrating substantial abatement compliance, the municipality must not proceed with additional abatement procedures. The measure allows for a municipality to apply to a district court if it determines that the evidence of abatement does not meet compliance.

Further, the measure limits a municipality from charging a property owner more than \$50 if cleaning is provided by the municipality. If abatement is carried out by a private contractor then competitive bidding procedures must be followed. The measure also specifies the amount of interest can accrue on certain payments.

Prepared By: Kyle Meade

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

Other Considerations

None.