



# **2023 END OF REGULAR SESSION AND SECOND CALLED SESSION REPORT**

*Presented by*

**T.J. Patterson, Jr., Government Relations Division**

**Matt Murray, Senior Assistant City Attorney**

**August 29, 2023**



# STATE APPROPRIATIONS

<b>Budget Item</b>	<b>2022-23</b>	<b>2024-25</b>	<b>Change</b>
Local Parks Grant	\$29.3M	\$39.6M	+\$10.3M
UNTHSC and COFW	\$2.9M	\$2.9M	No Change
Moving Image Industry	\$45M	\$200M	+\$155M
School Safety	--	\$1.1B	+\$1.1B
Mixed Beverage Tax	\$483.5M	\$635.1M	+\$151.8M
DEEAG	\$30M	\$30M	No Change
Broadband connectivity	--	\$1.5B	+\$1.5B
National Juneteenth Museum	--	\$1M	+\$1M
Opioid Settlement Funds	--	\$26.8 M	+\$26.8 M



# **LEGISLATIVE PRIORITIES**

## **SEEK LEGISLATION**

### **1. Legislation to Add Three Events to the Major Events Reimbursement Program**

- A. Bassmaster Classic**
- B. Professional Bull Riders World Finals**
- C. Fédération Equestre Internationale (FEI) World Cup**

### **2. Legislation to request a two-year extension of the Project Financing Zone for Dickies Arena and update the population bracket.**

- A. Two-year extension did not pass**
- B. The population bracket was updated to the current census data in HB 4559.**



# **Public Safety and Law Enforcement**

## **Regulation of Temporary Motor Vehicle Tags**

1. Addresses the regulation and enforcement of temporary motor vehicle tags

## **Catalytic Converter Theft Prevention and Enforcement**

2. Addresses Catalytic Converter Theft and Prevention

## **Street Car Racing and Street Take Overs**

3. Enhance street car racing and Street Take Over Enforcement and Regulations

## **Drug Overdose Crisis**

4. Legislation to address the Fentanyl and Drug Overdose Crisis

## **School Safety**

5. Legislation and state appropriations to address School Safety in Texas



# **Economic Development**

## **Incentivizes for Film and TV Projects**

**6. Legislation creating media production development zones in Texas cities with adequate workforce, infrastructure, facilities, or resources to support the production and completion of moving image projects.**

**7. Legislation creating eligibility requirements for grants under the moving image industry incentive program.**



# **Support for Texas Communities**

## **Community Health and Wellness Programs**

**8. Legislation that extends postpartum Medicaid coverage from two months to 12 months. The passage of HB 12 will mitigate the extreme rate of maternal morbidity and mortality in Texas.**

**9. Legislation and Funding for mental and behavioral health professionals in Texas by creating two new grant programs**



# **Support for Texas Communities**

## **Community Health and Wellness Programs**

**10. Legislation to address Mental Health Early Intervention Grant Programs for Mental Health Early Intervention and Treatment to fund community-based initiatives**

**11. Legislation to increase the number of mental and behavioral health professionals in Texas by creating two new grant programs: The Psychiatric Specialty Innovation Grant Program and The Behavioral Health Innovations Grant Program.**



# **Support for Infrastructure Needs in Texas**

## **Broadband Connectivity**

**12. Legislation and funding to enhance Broadband Connectivity and establish the Broadband Infrastructure Fund in Texas**

## **Unmanned Aircraft activities Around Military Operations**

**13. Legislation to address Unmanned Aircraft Activities around Military Installations and Public airports**





# **Support for Infrastructure Needs in Texas**

## **State Parks**

**14. Legislation to support investing \$1 billion to create new state parks in Texas. Texans will vote on a Constitutional amendment to authorize spending in the November 2023 General Election**



# **SECOND SPECIAL CALLED SESSION**

## **Property Tax Relief**

- **Over \$12 billion spent on reducing the school property tax rate for all homeowners and business properties.**
- **Every homeowner who homesteads their home (approximately 5.7 million homeowners) will get a \$100,000 homestead exemption.**
- **Non-homesteaded properties valued at \$5 million and under, including residential and commercial properties, will receive a 20 percent per year circuit breaker on appraised values as a 3-year pilot project.**
- **The legislation also includes savings on the franchise tax for small businesses and creates newly elected positions on local appraisal boards.**



# HB 1750

(Effective September 1, 2023)

- City may not regulate “agricultural operations” unless the City Council makes findings through a resolution that the regulations are necessary to protect the public and that the regulations cannot be accomplished through less restrictive means

## **CITY IMPACT:**

- **Council to consider a resolution to adopt a maximum height restriction to ensure the continued enforceability of the City’s high weeds and grass ordinance**



# HB 3699 - Platting / Shot Clock

(Effective September 1, 2023)

- Regulates the City's subdivision plat application and approval process
- Infrastructure construction plans no longer subject to shot clock requirements in state law
- Allows delegation of authority to City staff for plat approval
- Allows disapprovals to be appealed to City Council
- City must adopt and make available to the public a complete list of documentation required to be submitted with plat applications by January 1, 2024

## **CITY IMPACT:**

- **Development Services aligning current procedures with the new law and developing process to receive appeals to City Council**



# HB 14

(Effective September 1, 2023)

- Allows for third-party review of certain development documents, permits, and inspections if the City fails to approve, conditionally approve, or disapprove by the 15th after the deadline prescribed by law
- Allows disapprovals or conditional approvals of any development submittal to be appealed to City Council

## **CITY IMPACT:**

- **Development Services aligning current procedures with the new law and developing process to receive appeals to City Council**



# SB 2038

(Effective September 1, 2023)

- Allows for the release of certain portions of the City's extraterritorial jurisdiction by petition or election

## **CITY IMPACT:**

- **Prepare to receive and review petitions seeking release or requests for an election**



# HB 1526

(Effectively immediately)

- Related to the formula for calculating parkland dedications and fees for multifamily, hotels, and motels; prohibits parkland dedications or fees-in-lieu for commercial development
  - City must respond to a request for a determination of the amount of dedication or fees-in-lieu required and, if the City fails to respond within 30 days, the City may not require the dedication or fees-in-lieu

## **CITY IMPACT:**

- **Park & Recreation revising the Neighborhood and Community Park Dedication Policy to comply with the new law**



## HB 1819

(Effective September 1, 2023)

- Prohibits the City from adopting or enforcing a juvenile curfew (except for emergency management purposes)

## SB 224

(Effective immediately)

- Creates a new felony offense for possession of a catalytic converter and presumes that possession of two or more catalytic converters is unlawful

## HB 1442

(Effective September 1, 2023)

- Creates a criminal offense for participating in a reckless driving exhibition (“street takeover”) and allows property used in a reckless driving exhibition to be seized



## HB 2195

(Effective September 1, 2023)

- Increases penalties for attaching or displaying a wrong, fictitious, altered, or obscured license plate

## HB 914

(Effective September 1, 2023)

- Creates a criminal offense for tampering with a temporary vehicle registration tag



## SB 29

(Effective September 1, 2023)

- Prohibits the City from imposing mandates requiring masks or vaccines or the closure of business or schools to prevent the spread of COVID-19

## HB 1893

(Effective immediately)

- Requires the City to adopt a policy prohibiting the installation or use (and requiring the removal) of TikTok on all City-owned devices

### **CITY IMPACT:**

- **IT updating Administrative Regulation to prohibit TikTok on all City-owned devices**



# The Texas Regulatory Consistency Act HB 2127

(Effective September 1, 2023)

- *Expressly preempts* certain home-rule city regulations
- *Field Preemption* - Unless expressly authorized by another statute, the City may not adopt, enforce, or maintain an ordinance, order, or rule regulating conduct in a field of regulation that is occupied by a provision of:
  - the Agriculture Code;
  - the Business and Commerce Code;
  - the Finance Code;
  - the Insurance Code;
  - the Natural Resources Code;
  - the Occupations Code; or
  - the Property Code

## HB 2127 (continued)

- Allows a party injured by a conflicting regulation to bring an action against the City to seek declaratory and injunctive relief and costs and reasonable attorney's fees
- Notice of the claim must be provided to the City three months before filing an action

### **CITY IMPACT:**

- **Expect minimal impacts to the City's existing ordinances as virtually all are authorized by statute**
- **Be prepared to respond to any notices of claim**
- **Evaluate all future ordinances in light of the new law**
- **Closely monitor Houston's lawsuit against the state**

# **LOOKING AHEAD**

## **Special Sessions**

**September and/or October 2023**

- Impeachment Trial
- Third Special Called Session
- School Vouchers/School Funding
- Teacher Pay Raises or Bonuses
- 76 Vetoed Bills

## **Elections**

**November 7, 2023 Election Day**

**14 proposed amendments to the Texas Constitution**

**2024 Primary**

**March 4, 2024**

**2024 General Election**

**November 5, 2024**





**THANK YOU!**

**MAYOR AND COUNCIL  
CITY MANAGERS OFFICE  
CITY DEPARTMENTS  
TARRANT COUNTY DELEGATION**

**DISCUSSION**

**QUESTIONS?**