

ORDINANCE NO. \_\_\_\_\_

An ordinance amending Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code by amending Section 301.2.1; providing a defense to prosecution for certain construction and renovation work on county owned buildings in a county with a population of at least one million; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

WHEREAS, the 89<sup>th</sup> Texas Legislature met in regular session between January 15, 2025 and June 2, 2025; and

WHEREAS, H.B. 3234 was filed on February 24, 2025; and

WHEREAS, H.B. 3234 provides a defense to prosecution for certain construction and renovation work on county owned buildings in a county with a population of at least one million; and

WHEREAS, H.B. 3234 was approved by both chambers of the Texas Legislature; and

WHEREAS, H.B. 3234 was filed without Governor Greg Abbott’s signature on June 20, 2025, and takes effect on September 1, 2025; Now, Therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subparagraph 22 of Paragraph 301.2.1, “Building,” of Subsection 301.2, “Defenses,” of Section 301, “Permits,” of Subchapter 3, “Permits and Inspections,” of Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code is amended to read as follows:

- “22. For a county with a population equal to or greater than one million, n[N]ew construction or renovation work on county owned buildings or facilities if the work is done by county personnel or by county personnel acting as the general contractor. Documentation approved by the building official is required to use this defense. The construction work must comply with the codes and must be inspected by a

registered professional engineer or architect licensed in the State of Texas. [~~The population of Dallas County must equal or exceed 3.3 million as listed by the U.S. Census Bureau data for the application of this provision.~~]

SECTION 2. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 3. That Chapter 52 of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 4. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 5. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 6. That this ordinance shall take effect on September 1, 2025, and it is accordingly so ordained.

APPROVED AS TO FORM:

TAMMY L. PALOMINO, City Attorney

By \_\_\_\_\_  
Assistant City Attorney

Passed \_\_\_\_\_