

1-1 By: Goldman, Tepper (Senate Sponsor - Bettencourt) H.B. No. 4082  
 1-2 (In the Senate - Received from the House May 5, 2023;  
 1-3 May 10, 2023, read first time and referred to Committee on Local  
 1-4 Government; May 19, 2023, reported favorably by the following  
 1-5 vote: Yeas 6, Nays 2; May 21, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Springer	X			
1-9 Eckhardt		X		
1-10 Gutierrez			X	
1-11 Hall	X			
1-12 Nichols	X			
1-13 Parker	X			
1-14 Paxton	X			
1-15 West		X		

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the purposes for which a municipality or county may  
 1-20 issue an anticipation note or certificate of obligation.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 1431.001, Government Code, is amended by  
 1-23 adding Subdivision (6) to read as follows:

1-24 (6) "Public work" for an issuer that is a municipality  
 1-25 or county has the meaning assigned by Section 271.043, Local  
 1-26 Government Code.

1-27 SECTION 2. Section 271.043, Local Government Code, is  
 1-28 amended by adding Subdivision (7-a) to read as follows:

1-29 (7-a) "Public work" for an issuer that is a  
 1-30 municipality or county:

1-31 (A) means any of the following public  
 1-32 improvements as authorized by law:

1-33 (i) a street, road, highway, bridge,  
 1-34 sidewalk, or parking structure;

1-35 (ii) a landfill;

1-36 (iii) an airport;

1-37 (iv) a utility system, water supply  
 1-38 project, water treatment plant, wastewater treatment plant, or  
 1-39 water or wastewater conveyance facility;

1-40 (v) a wharf or dock;

1-41 (vi) a flood control and drainage project;

1-42 (vii) a public safety facility, including a  
 1-43 police station, fire station, emergency shelter, jail, or juvenile  
 1-44 detention facility;

1-45 (viii) a judicial facility;

1-46 (ix) an administrative office building  
 1-47 housing the governmental functions of the municipality or county;

1-48 (x) an animal shelter;

1-49 (xi) a library; or

1-50 (xii) a park or recreation facility that is  
 1-51 generally accessible to the public and is part of the municipal or  
 1-52 county park system;

1-53 (B) means the rehabilitation, expansion,  
 1-54 reconstruction, or maintenance of an existing stadium, arena, civic  
 1-55 center, convention center, or coliseum that is owned and operated  
 1-56 by the municipality or county or by an entity created to act on  
 1-57 behalf of the municipality or county; and

1-58 (C) does not include:

1-59 (i) a facility for which more than 50  
 1-60 percent of the average annual usage is or is intended to be for  
 1-61 professional or semi-professional sports;

2-1 (ii) a new stadium, arena, civic center,  
2-2 convention center, or coliseum that is or is intended to be leased  
2-3 by a single for-profit tenant for more than 180 days in a single  
2-4 calendar year; or

2-5 (iii) a hotel.

2-6 SECTION 3. The changes in law made by this Act apply only to  
2-7 an anticipation note or certificate of obligation issued on or  
2-8 after the effective date of this Act.

2-9 SECTION 4. This Act takes effect September 1, 2023.

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