

1-1 By: Zaffirini S.B. No. 1340
 1-2 (In the Senate - Filed March 1, 2023; March 16, 2023, read
 1-3 first time and referred to Committee on Natural Resources &
 1-4 Economic Development; April 17, 2023, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 8,
 1-6 Nays 0; April 17, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1340 By: Zaffirini

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the local development agreement database maintained by
 1-22 the comptroller of public accounts.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Sections 403.0246(a)(2) and (3), Government
 1-25 Code, are amended to read as follows:

1-26 (2) "Local development agreement" means:

1-27 (A) an agreement entered into by a municipality
 1-28 under Section 380.001 or 380.002, Local Government Code;

1-29 (B) an agreement entered into by a county under
 1-30 Section 381.004, Local Government Code; ~~or~~

1-31 (C) an agreement entered into by a local
 1-32 government under Chapter 312, Tax Code; or

1-33 (D) any other agreement to grant or otherwise
 1-34 commit public money or other resources for economic development
 1-35 purposes by a local government under Chapter 380 or 381, Local
 1-36 Government Code.

1-37 (3) "Local government" includes:

1-38 (A) a municipality;

1-39 (B) a county;

1-40 (C) a school district;

1-41 (D) a county industrial commission under Section
 1-42 381.001, Local Government Code; or

1-43 (E) ~~(D)~~ a board of development under Section
 1-44 381.002, Local Government Code.

1-45 SECTION 2. Section 403.0246, Government Code, is amended by
 1-46 amending Subsections (b) and (c) and adding Subsection (h) to read
 1-47 as follows:

1-48 (b) The comptroller shall create and make accessible on the
 1-49 Internet a database, to be known as the Local Development [~~Chapter~~
 1-50 ~~380 and 381~~] Agreement Database, that contains information
 1-51 regarding all local development agreements in this state.

1-52 (c) For each local development agreement described by
 1-53 Subsection (b), the database must include:

1-54 (1) the name of the local government that entered into
 1-55 the agreement;

1-56 (2) a numerical code assigned to the local government
 1-57 by the comptroller;

1-58 (3) the address of the local government's
 1-59 administrative offices and public contact information;

1-60 (4) the name of the appropriate officer or other

2-1 person representing the local government and that person's contact
2-2 information;

2-3 (5) the name and contact information of any entity or
2-4 the entity's agent that entered into the agreement with the local
2-5 government, including the business address and any assumed names of
2-6 the entity;

2-7 (6) the date on which the agreement went into effect
2-8 and the date and terms on which the agreement expires;

2-9 (7) the focus or scope of the agreement;

2-10 (8) an electronic copy of the agreement; [~~and~~]

2-11 (9) the name and contact information of the individual
2-12 reporting the information to the comptroller;

2-13 (10) the total monetary value of the agreement; and

2-14 (11) the source of the money used or type of tax
2-15 implicated by the agreement, including a sales and use tax, ad
2-16 valorem tax, or hotel occupancy tax.

2-17 (h) The comptroller may prescribe the form and manner in
2-18 which a local government must submit information under Subsection
2-19 (c).

2-20 SECTION 3. Section 312.005(a), Tax Code, is amended to read
2-21 as follows:

2-22 (a) The comptroller shall maintain a central registry of
2-23 reinvestment zones designated under this chapter and of ad valorem
2-24 tax abatement agreements executed under this chapter. The chief
2-25 appraiser of each appraisal district that appraises property for a
2-26 taxing unit that has designated a reinvestment zone or executed a
2-27 tax abatement agreement under this chapter shall deliver to the
2-28 comptroller before July 1 of the year following the year in which
2-29 the zone is designated or the agreement is executed a report
2-30 providing the following information:

2-31 (1) for a reinvestment zone, a general description of
2-32 the zone, including its size, the types of property located in it,
2-33 its duration, and the guidelines and criteria established for the
2-34 reinvestment zone under Section 312.002, including subsequent
2-35 amendments and modifications of the guidelines or criteria;

2-36 (2) a copy of each tax abatement agreement to which a
2-37 taxing unit that participates in the appraisal district is a party;

2-38 (3) the information described by Section
2-39 312.205(a)(1) of this code and Section 403.0246(c), Government
2-40 Code, in connection with each tax abatement agreement described by
2-41 Subdivision (2) of this subsection; and

2-42 (4) any other information required by the comptroller
2-43 to administer this section.

2-44 SECTION 4. Subchapter A, Chapter 312, Tax Code, is amended
2-45 by adding Section 312.008 to read as follows:

2-46 Sec. 312.008. INTERNET LINK TO AGREEMENT. A taxing unit
2-47 that maintains an Internet website and that executes a tax
2-48 abatement agreement under this chapter shall provide on the website
2-49 a direct link to the location of the agreement information
2-50 published on the comptroller's Internet website under Section
2-51 403.0246, Government Code.

2-52 SECTION 5. The changes in law made by this Act apply only to
2-53 an agreement entered into on or after the effective date of this
2-54 Act. An agreement entered into before the effective date of this
2-55 Act is governed by the law in effect on the date the agreement is
2-56 entered into, and the former law is continued in effect for that
2-57 purpose.

2-58 SECTION 6. This Act takes effect September 1, 2023.

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