

By: Parker

S.B. No. 2138

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of certain municipalities to receive
3 certain tax revenue derived from a hotel and convention center
4 project and to pledge certain tax revenue for the payment of
5 obligations related to the project.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Section 351.152, Tax Code, is amended to read as
8 follows:

9 Sec. 351.152. APPLICABILITY. This subchapter applies only
10 to:

- 11 (1) a municipality described by Section 351.001(7)(B);
- 12 (2) a municipality described by Section 351.001(7)(D);
- 13 (3) a municipality described by Section 351.001(7)(E);
- 14 (4) a municipality described by Section 351.102(e)(3);
- 15 (5) a municipality that contains more than 75 percent
16 of the population of a county with a population of 1.5 million or
17 more;
- 18 (6) a municipality with a population of 150,000 or more
19 but less than 200,000 that is partially located in at least one
20 county with a population of 125,000 or more;
- 21 (7) a municipality with a population of 150,000 or more
22 but less than one million that is located in one county with a
23 population of 2.3 million or more;
- 24 (8) a municipality with a population of 180,000 or more

1 that:

2 (A) is located in two counties, each with a
3 population of 100,000 or more; and

4 (B) contains an American Quarter Horse Hall of
5 Fame and Museum;

6 (9) a municipality with a population of 96,000 or more
7 that is located in a county that borders Lake Palestine;

8 (10) a municipality with a population of 96,000 or more
9 that is located in a county that contains the headwaters of the San
10 Gabriel River;

11 (11) a municipality with a population of 99,900 or more
12 but less than 111,000 that is located in a county with a population
13 of 135,000 or more;

14 (12) a municipality with a population of 110,000 or
15 more but less than 135,000 at least part of which is located in a
16 county with a population of less than 135,000;

17 (13) a municipality with a population of 9,000 or more
18 but less than 10,000 that is located in two counties, each of which
19 has a population of 662,000 or more and a southern border with a
20 county with a population of 2.3 million or more;

21 (14) a municipality with a population of 200,000 or
22 more but less than 300,000 that contains a component institution of
23 the Texas Tech University System;

24 (15) a municipality with a population of 95,000 or more
25 that:

26 (A) is located in more than one county; and

27 (B) borders Lake Lewisville;

1 (16) a municipality with a population of 45,000 or
2 more that:

3 (A) contains a portion of Cedar Hill State Park;

4 (B) is located in two counties, one of which has a
5 population of two million or more and one of which has a population
6 of 149,000 or more; and

7 (C) has adopted a capital improvement plan for
8 the construction or expansion of a convention center facility;

9 (17) a municipality with a population of less than
10 6,000 that:

11 (A) is almost wholly located in a county with a
12 population of 600,000 or more that is adjacent to a county with a
13 population of two million or more;

14 (B) is partially located in a county with a
15 population of 1.8 million or more that is adjacent to a county with
16 a population of two million or more;

17 (C) has a visitor center and museum located in a
18 19th-century rock building in the municipality's downtown; and

19 (D) has a waterpark open to the public;

20 (18) a municipality with a population of 56,000 or
21 more that:

22 (A) borders Lake Ray Hubbard; and

23 (B) is located in two counties, one of which has a
24 population of less than 80,000;

25 (19) a municipality with a population of 83,000 or
26 more that:

27 (A) borders Clear Lake; and

1 (B) is primarily located in a county with a
2 population of less than 300,000;

3 (20) a municipality with a population of less than
4 2,000 that:

5 (A) is located adjacent to a bay connected to the
6 Gulf of Mexico;

7 (B) is located in a county with a population of
8 290,000 or more that is adjacent to a county with a population of
9 four million or more; and

10 (C) has a boardwalk on the bay;

11 (21) a municipality with a population of 75,000 or
12 more that:

13 (A) is located wholly in one county with a
14 population of 575,000 or more that is adjacent to a county with a
15 population of four million or more; and

16 (B) has adopted a capital improvement plan for
17 the construction or expansion of a convention center facility;

18 (22) a municipality with a population of less than
19 75,000 that is located in three counties, at least one of which has
20 a population of four million or more;

21 (23) an eligible coastal municipality with a
22 population of 3,000 or more but less than 5,000;

23 (24) a municipality with a population of 90,000 or
24 more but less than 150,000 that:

25 (A) is located in three counties; and

26 (B) contains a branch campus of a component
27 institution of the University of Houston System;

1 (25) a municipality that is:

2 (A) primarily located in a county with a
3 population of four million or more; and

4 (B) connected by a bridge to a municipality
5 described by Subdivision (20);

6 (26) a municipality with a population of 20,000 or
7 more but less than 25,000 that:

8 (A) contains a portion of Mustang Bayou; and

9 (B) is wholly located in a county with a
10 population of less than 500,000;

11 (27) a municipality with a population of 70,000 or
12 more but less than 90,000 that is located in two counties, one of
13 which has a population of four million or more and the other of
14 which has a population of less than 50,000;

15 (28) a municipality with a population of 10,000 or
16 more that:

17 (A) is wholly located in a county with a
18 population of four million or more; and

19 (B) has a city hall located less than three miles
20 from a space center operated by an agency of the federal government;

21 (29) a municipality that is the county seat of a
22 county:

23 (A) through which the Pedernales River flows; and

24 (B) in which the birthplace of a president of the
25 United States is located;

26 (30) a municipality that contains a portion of U.S.
27 Highway 79 and State Highway 130;

1 (31) a municipality with a population of 48,000 or
2 more but less than 95,000 that is located in two counties, one of
3 which has a population of 900,000 or more but less than 1.7 million;

4 (32) a municipality with a population of less than
5 25,000 that contains a museum of Western American art;

6 (33) a municipality with a population of 50,000 or
7 more that is the county seat of a county that contains a portion of
8 the Sam Houston National Forest;

9 (34) a municipality with a population of less than
10 25,000 that:

11 (A) contains a cultural heritage museum; and

12 (B) is located in a county that borders the United
13 Mexican States and the Gulf of Mexico;

14 (35) a municipality that is the county seat of a county
15 that:

16 (A) has a population of 115,000 or more;

17 (B) is adjacent to a county with a population of
18 1.8 million or more; and

19 (C) hosts an annual peach festival;

20 (36) a municipality that is the county seat of a county
21 that:

22 (A) has a population of 585,000 or more; and

23 (B) is adjacent to a county with a population of
24 four million or more;

25 (37) a municipality with a population of less than
26 10,000 that:

27 (A) contains a component university of The Texas

1 A&M University System; and

2 (B) is located in a county adjacent to a county
3 that borders Oklahoma;

4 (38) a municipality with a population of less than
5 6,100 that:

6 (A) is located in two counties, each of which has a
7 population of 600,000 or more but less than two million; and

8 (B) hosts an annual Cajun Festival;

9 (39) a municipality with a population of 13,000 or
10 more that:

11 (A) is located on an international border; and

12 (B) is located in a county:

13 (i) with a population of less than 400,000;
14 and

15 (ii) in which at least one World Birding
16 Center site is located;

17 (40) a municipality with a population of 4,000 or more
18 that:

19 (A) is located on an international border; and

20 (B) is located not more than five miles from a
21 state historic site that serves as a visitor center for a state park
22 that contains 300,000 or more acres of land;

23 (41) a municipality with a population of 36,000 or
24 more that is adjacent to at least two municipalities described by
25 Subdivision (15);

26 (42) a municipality with a population of 28,000 or
27 more that is located in a county with a population of 240,000 or

1 more in which is located a portion of the Balcones River and a
2 historic railroad depot and heritage center;

3 (43) a municipality located in a county that has a
4 population of not more than 300,000 and in which a component
5 university of the University of Houston System is located;

6 (44) a municipality with a population of less than
7 500,000 that is:

8 (A) located in two counties; and

9 (B) adjacent to a municipality described by
10 Subdivision (31); ~~and~~

11 (45) a municipality that:

12 (A) has a population of more than 67,000; and

13 (B) is located in two counties with 90 percent of
14 the municipality's territory located in a county with a population
15 of at least 580,000, and the remaining territory located in a county
16 with a population of at least four million; and

17 (46) a municipality that:

18 (A) has a historical commercial district
19 designated on the National Register of Historic Places and hosts an
20 annual Grapefest event;

21 (B) has a population of 50,000 or more; and

22 (B) is partially located in three counties all of
23 which have a population of 900,000 or more.

24 SECTION 2. This Act takes effect September 1, 2023.