

BILL ANALYSIS

H.B. 39
By: Smith, Wayne
Urban Affairs
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Before the 77th Texas Legislative Session, a municipality was authorized to hold an election to create a municipal development district to provide for development projects in the district if it had a population of less than 10,000 and was located in more than two counties, one of which borders the Gulf of Mexico. With passage of SB 417 during the 77th Legislature, the authorization was expanded to any municipality in more than one county.

In a November 3, 2003, letter written by Senator Mike Jackson and addressed to the city manager of Baytown a draft error was pointed out. The letter states: "It was only through inadvertence that Section 377.072 (c) (1) was not also amended at the time of the passage of SB417."

HB 39 would correct the drafting error.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

HB 39 would amend Section 377.072 (c) (1) Local Government Code to bring it into compliance with the intent of SB 417 of the 77th Texas Legislative Regular Session.

EFFECTIVE DATE

This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect of the 91st day after the last day of the legislative session.