

## **BILL ANALYSIS**

Senate Research Center  
78R4387 MXM-D

H.B. 2295  
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Intergovernmental Relations  
5/5/2003  
Engrossed

### **DIGEST AND PURPOSE**

Chapter 212 of the Local Government Code is entitled *Municipal Regulation of Subdivisions and Property Development*. It contains the fundamental statutes regarding the approval of subdivision plats, developer participation contracts, moratoriums, and other miscellaneous provisions. Under current law, cities with a population of 5,000 or more may contract with developers for public improvements (excluding buildings) without a need to comply with bidding procedures. Participation by the city in these contracts is prohibited from exceeding 30 percent of the total price. The developer is responsible for construction. H.B. 2295 increases the permissible level of municipal participation in a contract for public improvements to 70 percent.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 212.072(b), Local Government Code, to increase the permissible level of municipal participation in contracts with developers for public improvements from 30 percent to 70 percent.

SECTION 2. Effective date: upon passage or September 1, 2003.