

## **BILL ANALYSIS**

Senate Research Center  
78R4802 ATP-D

S.B. 1221  
By: Hinojosa  
Intergovernmental Relations  
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As Filed

### **DIGEST AND PURPOSE**

The federal government has directed cities to improve disabled access through the enactment of the Americans with Disabilities Act (ADA). As proposed, S.B. 1221 authorizes the governing body of a municipality to add up to a \$1 fee per month to each bill from a municipally owned utility system which may only be used by the municipality for construction and maintenance of street and sidewalk accessibility improvements and accessible municipal park maintenance and construction to achieve ADA compliance.

### **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 402.001, Local Government Code, by adding Subsections (e) and (f), as follows:

(e) Authorizes a municipality each year by ordinance to add a fee, covering a period not to exceed one year, to the utility bill issued by a municipally owned utility system containing one or more utilities. Requires the fee to meet certain criteria.

(f) Requires the municipality to deposit in a special account the fees collected under Subsection (e). Authorizes funds in the account to be used only by the municipality to comply with the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.), as amended, in providing certain construction and maintenance.

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