

AN ACT

relating to the financing of certain local water, conservation, and open-space projects in accordance with the law governing sports and community venue projects.

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

SECTION 1. Section 334.001(4), Local Government Code, is amended to read as follows:

(4) "Venue" means:

(A) an arena, coliseum, stadium, or other type of area or facility:

(i) that is used or is planned for use for one or more professional or amateur sports events, community events, or other sports events, including rodeos, livestock shows, agricultural expositions, promotional events, and other civic or charitable events; and

(ii) for which a fee for admission to the events is charged or is planned to be charged;

(B) a convention center facility or related improvement such as a convention center, civic center, civic center building, civic center hotel, auditorium, theater, opera house, music hall, exhibition hall, rehearsal hall, park, zoological park, museum, aquarium, or plaza located in the vicinity of a convention center or facility owned by a municipality or a county;

(C) a tourist development area along an inland

1 waterway;

2 (D) a municipal parks and recreation system, or  
3 improvements or additions to a parks and recreation system, or an  
4 area or facility that is part of a municipal parks and recreation  
5 system; ~~and~~

6 (E) a project authorized by Section 4A or 4B,  
7 Development Corporation Act of 1979 (Article 5190.6, Vernon's Texas  
8 Civil Statutes), as that Act existed on September 1, 1997; and

9 (F) a watershed protection and preservation  
10 project; a recharge, recharge area, or recharge feature protection  
11 project; a conservation easement; or an open-space preservation  
12 program intended to protect water.

13 SECTION 2. Section 334.041(f), Local Government Code, is  
14 amended to read as follows:

15 (f) A municipality or county may not use revenue derived  
16 from ad valorem taxes to construct, operate, maintain, or renovate  
17 a venue that is part of an approved venue project. This provision  
18 does not apply to a venue authorized under Section 334.001(4)(D) or  
19 (F).

20 SECTION 3. Subchapter A, Chapter 334, Local Government  
21 Code, is amended by adding Section 334.007 to read as follows:

22 Sec. 334.007. RESTRICTION ON USE OF WATER OBTAINED AS  
23 RESULT OF ACQUISITION OF PROPERTY. Water obtained as a result of an  
24 acquisition of property for a project described by Section  
25 334.001(4)(F) may be used only for the maintenance of that  
26 property.

27 SECTION 4. Section 334.081, Local Government Code, is

1 amended by adding Subsection (d) to read as follows:

2 (d) Subsection (c)(1) does not apply to a venue project for  
3 a venue described by Section 334.001(4)(F).

4 SECTION 5. Subchapter H, Chapter 334, Local Government  
5 Code, is amended by adding Section 334.2517 to read as follows:

6 Sec. 334.2517. USE OF REVENUE FOR CERTAIN PURPOSES. This  
7 subchapter does not apply to the financing of a venue project  
8 described by Section 334.001(4)(F).

9 SECTION 6. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2003.

H.B. No. 1150

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President of the Senate

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Speaker of the House

I certify that H.B. No. 1150 was passed by the House on March 28, 2003, by the following vote: Yeas 146, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1150 on May 19, 2003, by the following vote: Yeas 140, Nays 0, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 1150 was passed by the Senate, with amendments, on May 13, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor