

AN ACT

relating to the financing, construction, operation of, and records regarding venue projects in certain counties.

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

SECTION 1. Section 334.103, Local Government Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (c), the ~~[The]~~ tax authorized by this subchapter is imposed at a rate in increments of one-eighth of one percent, not to exceed five percent, on the gross rental receipts from the rental in the municipality or county of a motor vehicle.

(c) A county with a population of more than two million that is adjacent to a county with a population of more than one million may impose the tax authorized by this subchapter at a rate not to exceed six percent on the gross rental receipts from the rental in the county of a motor vehicle.

SECTION 2. Subsection (a), Section 334.104, Local Government Code, is amended to read as follows:

(a) Except as provided by Section 334.1041, a ~~[A]~~ municipality or county that has adopted a tax under this subchapter at a rate of less than five percent may by ordinance or order increase the rate of the tax to a maximum of five percent if the increase is approved by a majority of the registered voters of that

1 municipality or county voting at an election called and held for
2 that purpose.

3 SECTION 3. Subchapter E, Chapter 334, Local Government
4 Code, is amended by adding Section 334.1041 to read as follows:

5 Sec. 334.1041. RATE INCREASE IN CERTAIN POPULOUS COUNTIES.

6 (a) This section applies only to a county with a population of more
7 than two million that is adjacent to a county with a population of
8 more than one million.

9 (b) A county that has adopted a tax under this subchapter at
10 a rate of less than six percent may by order increase the rate of the
11 tax to a maximum of six percent if the increase is approved by a
12 majority of the registered voters of the county voting at an
13 election called and held for that purpose.

14 (c) The ballot for the election to increase the rate of the
15 tax shall be printed to permit voting for or against the
16 proposition: "The increase of the motor vehicle rental tax for the
17 purpose of financing _____ (insert description of
18 venue project) to a maximum rate of _____ percent (insert new
19 maximum rate not to exceed six percent)."

20 SECTION 4. Section 334.254, Local Government Code, is
21 amended to read as follows:

22 Sec. 334.254. TAX RATE. (a) Except as provided by
23 Subsection (c), the [The] tax authorized by this subchapter may be
24 imposed by a municipality or county at any rate not to exceed two
25 percent of the price paid for a room in a hotel.

26 (b) The ballot proposition at the election held to adopt the
27 tax must specify the maximum rate of the tax to be adopted.

1 (c) A county with a population of more than two million that
2 is adjacent to a county with a population of more than one million
3 may impose the tax authorized by this subchapter at any rate not to
4 exceed three percent of the price paid for a room in a hotel.

5 SECTION 5. The heading to Section 335.023, Local Government
6 Code, is amended to read as follows:

7 Sec. 335.023. POLITICAL SUBDIVISION; RECORDS AND OPEN
8 MEETINGS.

9 SECTION 6. Section 335.023, Local Government Code, is
10 amended by adding Subsection (c) to read as follows:

11 (c) A district's books, records, and papers relating to an
12 approved venue project and the revenue used to finance the project
13 are public information and subject to disclosure under Chapter 552,
14 Government Code.

15 SECTION 7. Subchapter E, Chapter 335, Local Government
16 Code, is amended by adding Section 335.076 to read as follows:

17 Sec. 335.076. CONTRACTS WITH HISTORICALLY UNDERUTILIZED
18 BUSINESSES. (a) This section applies only in relation to an
19 approved venue project constructed and operated under the authority
20 of a district in a county with a population of more than two million
21 that is adjacent to a county with a population of more than one
22 million.

23 (b) In this section, "historically underutilized business"
24 has the meaning assigned by Section 2161.001, Government Code.

25 (c) A district shall make a good faith effort to increase
26 the contracts the district awards to historically underutilized
27 businesses for the construction of a venue project. The district

1 shall make the good faith effort in the same manner, based on the
2 same rules, and under the same conditions as a state agency under
3 Section 2161.182, Government Code.

4 (d) A district shall make a good faith effort to increase
5 the contracts the district awards to historically underutilized
6 businesses for the purchase of goods and services relating to the
7 construction or operation of a venue project. The district shall
8 make the good faith effort in the same manner, based on the same
9 rules, and under the same conditions as a state agency under Section
10 2161.181, Government Code.

11 SECTION 8. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2003.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1111 passed the Senate on April 3, 2003, by the following vote: Yeas 25, Nays 3; and that the Senate concurred in House amendments on May 8, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1111 passed the House, with amendments, on May 1, 2003, by the following vote: Yeas 122, Nays 18, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor