

By: Duncan

S.B. No. 1651

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the use of development corporations to improve local
3 telecommunications infrastructure.

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

5 SECTION 1. Paragraph (A), Subdivision (11), Section 2,
6 Development Corporation Act of 1979 (Article 5190.6, Vernon's Texas
7 Civil Statutes), is amended to read as follows:

8 (A) "Project" shall mean the land, buildings,
9 equipment, facilities, targeted infrastructure, and improvements
10 (one or more) to promote new and expanded business development or
11 found by the board of directors to be required or suitable for the
12 promotion of development and expansion of manufacturing and
13 industrial facilities, job creation and retention, job training,
14 educational facilities, research and development facilities,
15 telecommunications infrastructure, transportation facilities
16 (including but not limited to airports, ports, mass commuting
17 facilities, and parking facilities), sewage or solid waste disposal
18 facilities, recycling facilities, air or water pollution control
19 facilities, facilities for the furnishing of water to the general
20 public, distribution centers, small warehouse facilities capable
21 of serving as decentralized storage and distribution centers, and
22 facilities for use by institutions of higher education, and for the
23 promotion of development or redevelopment and expansion, including
24 costs of administration and operation, of a military base closed or

1 realigned pursuant to recommendation of the Defense Closure and
2 Realignment Commission pursuant to the Defense Base Closure and
3 Realignment Act of 1990 (10 U.S.C. Section 2687 note) as amended,
4 and of facilities which are related to any of the foregoing, and in
5 furtherance of the public purposes of this Act, all as defined in
6 the rules of the department, irrespective of whether in existence
7 or required to be identified, acquired, or constructed thereafter.

8 "Project" also includes job training required or suitable for
9 the promotion of development and expansion of business enterprises
10 and other enterprises described by this Act, as provided by Section
11 38 of this Act.

12 SECTION 2. Section 23, Development Corporation Act of 1979
13 (Article 5190.6, Vernon's Texas Civil Statutes), is amended by
14 adding Subsections (f) and (g) to read as follows:

15 (f) A corporation may expend funds for the development of
16 telecommunications infrastructure under this Act only by
17 contracting with private entities.

18 (g) Subchapter E, Chapter 54, Utilities Code, applies to a
19 corporation created by a unit under this Act.

20 SECTION 3. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2003.