

1-1 By: Duncan S.B. No. 1651  
1-2 (In the Senate - Filed March 14, 2003; March 20, 2003, read  
1-3 first time and referred to Committee on Business and Commerce;  
1-4 May 12, 2003, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 9, Nays 0; May 12, 2003,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1651 By: Brimer

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the use of development corporations to improve local  
1-11 telecommunications infrastructure.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Paragraph (A), Subdivision (11), Section 2,  
1-14 Development Corporation Act of 1979 (Article 5190.6, Vernon's Texas  
1-15 Civil Statutes), is amended to read as follows:

1-16 (A) "Project" shall mean the land, buildings,  
1-17 equipment, facilities, targeted infrastructure, and improvements  
1-18 (one or more) to promote new and expanded business development or  
1-19 found by the board of directors to be required or suitable for the  
1-20 promotion of development and expansion of manufacturing and  
1-21 industrial facilities, job creation and retention, job training,  
1-22 educational facilities, research and development facilities,  
1-23 telecommunications infrastructure, transportation facilities  
1-24 (including but not limited to airports, ports, mass commuting  
1-25 facilities, and parking facilities), sewage or solid waste disposal  
1-26 facilities, recycling facilities, air or water pollution control  
1-27 facilities, facilities for the furnishing of water to the general  
1-28 public, distribution centers, small warehouse facilities capable  
1-29 of serving as decentralized storage and distribution centers, and  
1-30 facilities for use by institutions of higher education, and for the  
1-31 promotion of development or redevelopment and expansion, including  
1-32 costs of administration and operation, of a military base closed or  
1-33 realigned pursuant to recommendation of the Defense Closure and  
1-34 Realignment Commission pursuant to the Defense Base Closure and  
1-35 Realignment Act of 1990 (10 U.S.C. Section 2687 note) as amended,  
1-36 and of facilities which are related to any of the foregoing, and in  
1-37 furtherance of the public purposes of this Act, all as defined in  
1-38 the rules of the department, irrespective of whether in existence  
1-39 or required to be identified, acquired, or constructed thereafter.

1-40 "Project" also includes job training required or suitable for  
1-41 the promotion of development and expansion of business enterprises  
1-42 and other enterprises described by this Act, as provided by Section  
1-43 38 of this Act.

1-44 SECTION 2. Section 23, Development Corporation Act of 1979  
1-45 (Article 5190.6, Vernon's Texas Civil Statutes), is amended by  
1-46 adding Subsections (f) and (g) to read as follows:

1-47 (f) A corporation may expend funds for the development of  
1-48 telecommunications infrastructure under this Act only by  
1-49 contracting with private entities.

1-50 (g) Subchapter E, Chapter 54, Utilities Code, applies to a  
1-51 corporation created by a unit under this Act.

1-52 SECTION 3. This Act takes effect immediately if it receives  
1-53 a vote of two-thirds of all the members elected to each house, as  
1-54 provided by Section 39, Article III, Texas Constitution. If this  
1-55 Act does not receive the vote necessary for immediate effect, this  
1-56 Act takes effect September 1, 2003.

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