

1-1 By: Staples S.B. No. 1836  
1-2 (In the Senate - Filed March 14, 2003; March 24, 2003, read  
1-3 first time and referred to Committee on State Affairs;  
1-4 April 30, 2003, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 5, Nays 0; April 30, 2003,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1836 By: Staples

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

1-10 relating to eligibility of nonborder areas for certain state  
1-11 assistance.

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

1-13 SECTION 1. Subsection (i), Section 15.407, Water Code, is  
1-14 amended to read as follows:

1-15 (i) If, after submission of an application under this  
1-16 section, a county fails to meet [~~has an increase in average per~~  
1-17 ~~capita income or a decrease in unemployment rate average so that the~~  
1-18 ~~county no longer meets~~] the definition of an affected county in  
1-19 Section 16.341, the political subdivision that submits the  
1-20 application continues to be eligible for the funds under this  
1-21 section, and the board shall process the application for facility  
1-22 engineering and, if the application is approved, shall provide  
1-23 funds for the facility engineering plan to the political  
1-24 subdivision.

1-25 SECTION 2. Subdivision (1), Section 16.341, Water Code, is  
1-26 amended to read as follows:

1-27 (1) "Affected county" means a county that:

1-28 (A) [~~that~~] has a per capita income that averaged  
1-29 25 percent below the state average for the most recent three  
1-30 consecutive years for which statistics are available and an  
1-31 unemployment rate that averaged 25 percent above the state average  
1-32 for the most recent three consecutive years for which statistics  
1-33 are available; [~~or~~]

1-34 (B) [~~that~~] is adjacent to an international  
1-35 border; or

1-36 (C) is otherwise eligible for financial  
1-37 assistance under Subchapter K, Chapter 17.

1-38 SECTION 3. Section 17.923, Water Code, is amended to read as  
1-39 follows:

1-40 Sec. 17.923. COUNTY ELIGIBILITY FOR FINANCIAL ASSISTANCE.

1-41 (a) To be eligible for financial assistance under this subchapter,  
1-42 a county:

1-43 (1) must have a per capita income that averaged 25  
1-44 percent below the state average for the most recent three  
1-45 consecutive years for which statistics are available and an  
1-46 unemployment rate that averaged 25 percent above the state average  
1-47 for the most recent three consecutive years for which statistics  
1-48 are available; or

1-49 (2) must be located adjacent to an international  
1-50 border.

1-51 (b) Notwithstanding Subsection (a), if the board adopts a  
1-52 resolution stating that the proceeds of the bonds authorized by  
1-53 Section 49-d-7(b), Article III, Texas Constitution, have been fully  
1-54 committed, any county with an economically distressed area is  
1-55 eligible for financial assistance under this subchapter beginning  
1-56 on the date the resolution is adopted.

1-57 SECTION 4. This Act takes effect immediately if it receives  
1-58 a vote of two-thirds of all the members elected to each house, as  
1-59 provided by Section 39, Article III, Texas Constitution. If this  
1-60 Act does not receive the vote necessary for immediate effect, this  
1-61 Act takes effect September 1, 2003.

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