

1-1 By: Ritter (Senate Sponsor - Seliger) H.B. No. 1937
1-2 (In the Senate - Received from the House April 25, 2005;
1-3 April 26, 2005, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 12, 2005, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 12, 2005, sent to
1-6 printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the authority of certain counties to create county
1-10 assistance districts for certain purposes.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 387.002, Local Government Code, is
1-13 amended to read as follows:

1-14 Sec. 387.002. APPLICABILITY. This chapter applies only to
1-15 a county that has a population of less than 45,000 if:

1-16 (1) ~~and~~ any portion of the county ~~which~~ is
1-17 included in an authority governed by Chapter 451 or 452,
1-18 Transportation Code; or

1-19 (2) the county does not contain any part of a
1-20 municipality that, before the commissioners court of the county
1-21 calls an election on the question of creating a district under
1-22 Section 387.003, has:

1-23 (A) created a development corporation under
1-24 Section 4A or 4B, Development Corporation Act of 1979 (Article
1-25 5190.6, Vernon's Texas Civil Statutes); or

1-26 (B) imposed a sales and use tax that when
1-27 combined with any other sales and use tax applicable in the
1-28 municipality, exceeds two percent.

1-29 SECTION 2. Section 387.003(a), Local Government Code, is
1-30 amended to read as follows:

1-31 (a) The commissioners court of the county may call an
1-32 election on the question of creating a county assistance district
1-33 under this chapter to perform the following functions in the
1-34 district:

1-35 (1) the construction, maintenance, or improvement of
1-36 roads or highways;

1-37 (2) the provision of law enforcement and detention
1-38 services;

1-39 (3) the maintenance or improvement of libraries,
1-40 museums, parks, or other recreational facilities; ~~or~~

1-41 (4) the provision of services that benefit the public
1-42 health or welfare; or

1-43 (5) the promotion of economic development and tourism.

1-44 SECTION 3. This Act takes effect immediately if it receives
1-45 a vote of two-thirds of all the members elected to each house, as
1-46 provided by Section 39, Article III, Texas Constitution. If this
1-47 Act does not receive the vote necessary for immediate effect, this
1-48 Act takes effect September 1, 2005.

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