

By: Flores

H.B. No. 2728

Substitute the following for H.B. No. 2728:

By: Howard

C.S.H.B. No. 2728

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of certain development corporations to
3 undertake projects for sewage or solid waste facilities, recycling
4 facilities, or air or water pollution control facilities.

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

6 SECTION 1. Section 2, Development Corporation Act of 1979
7 (Article 5190.6, Vernon's Texas Civil Statutes), is amended by
8 amending Subdivision (11)(A) and by adding Subdivision (19) to read
9 as follows:

10 (11)(A) "Project" shall mean the land, buildings,
11 equipment, facilities, expenditures, targeted infrastructure, and
12 improvements (one or more) that are for the creation or retention of
13 primary jobs and that are found by the board of directors to be
14 required or suitable for the development, retention, or expansion
15 of manufacturing and industrial facilities, research and
16 development facilities, transportation facilities (including but
17 not limited to airports, ports, mass commuting facilities, and
18 parking facilities), sewage or solid waste disposal facilities,
19 recycling facilities, air or water pollution control facilities,
20 facilities for the furnishing of water to the general public,
21 distribution centers, small warehouse facilities capable of
22 serving as decentralized storage and distribution centers, primary
23 job training facilities for use by institutions of higher
24 education, and regional or national corporate headquarters

1 facilities. The term [~~"Project" also~~] includes:

2 (i) job training required or suitable for
3 the promotion of development and expansion of business enterprises
4 and other enterprises described by this Act, as provided by Section
5 38 of this Act;

6 (ii) [~~."Project" also includes~~]
7 expenditures found by the board of directors to be required or
8 suitable for infrastructure necessary to promote or develop new or
9 expanded business enterprises limited to streets and roads, rail
10 spurs, water and electric utilities, gas utilities, drainage and
11 related improvements, and telecommunications and Internet
12 improvements; and

13 (iii) for a qualifying corporation,
14 expenditures found by the board of directors to be required or
15 suitable for infrastructure necessary to promote or develop new or
16 expanded business enterprises including airports, ports, mass
17 commuting facilities, parking facilities, and other transportation
18 facilities, sewer or solid waste disposal facilities, recycling
19 facilities, air or water pollution control facilities, and
20 facilities located in this state or in the coastal waters of this
21 state for furnishing water to the general public.

22 (19) "Qualifying corporation" shall mean a
23 corporation created by a unit located in a county that:

24 (A) is bordered by the Rio Grande;

25 (B) has a population of at least 500,000; and

26 (C) has at least four cities that each have a
27 population of at least 25,000.

1 SECTION 2. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2005.