

1-1 By: McReynolds, Cook of Navarro H.B. No. 2755  
1-2 (Senate Sponsor - Duncan)  
1-3 (In the Senate - Received from the House May 10, 2005;  
1-4 May 12, 2005, read first time and referred to Subcommittee on  
1-5 Emerging Technologies and Economic Development; May 19, 2005,  
1-6 reported favorably to Committee on Business and Commerce;  
1-7 May 21, 2005, reported favorably from Committee on Business and  
1-8 Commerce by the following vote: Yeas 6, Nays 0; May 21, 2005, sent  
1-9 to printer.)

1-10 A BILL TO BE ENTITLED  
1-11 AN ACT

1-12 relating to the authority of certain development corporations to  
1-13 undertake projects for the development, retention, or expansion of  
1-14 business enterprises.

1-15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-16 SECTION 1. Section 4B(a)(2), Development Corporation Act of  
1-17 1979 (Article 5190.6, Vernon's Texas Civil Statutes), is amended to  
1-18 read as follows:

1-19 (2) "Project" means land, buildings, equipment,  
1-20 facilities, expenditures, and improvements included in the  
1-21 definition of that term under Section 2 of this Act, and includes  
1-22 job training as provided by Section 38 of this Act. For purposes of  
1-23 this section, the term includes recycling facilities, and land,  
1-24 buildings, equipment, facilities, and improvements found by the  
1-25 board of directors to:

1-26 (A) be required or suitable for use for  
1-27 professional and amateur (including children's) sports, athletic,  
1-28 entertainment, tourist, convention, and public park purposes and  
1-29 events, including stadiums, ball parks, auditoriums,  
1-30 amphitheaters, concert halls, parks and park facilities, open space  
1-31 improvements, museums, exhibition facilities, and related store,  
1-32 restaurant, concession, and automobile parking facilities, related  
1-33 area transportation facilities, and related roads, streets, and  
1-34 water and sewer facilities, and other related improvements that  
1-35 enhance any of those items;

1-36 (B) promote or develop new or expanded business  
1-37 enterprises that create or retain primary jobs, including a project  
1-38 to provide public safety facilities, streets and roads, drainage  
1-39 and related improvements, demolition of existing structures,  
1-40 general municipally owned improvements, as well as any improvements  
1-41 or facilities that are related to any of those projects and any  
1-42 other project that the board in its discretion determines promotes  
1-43 or develops new or expanded business enterprises that create or  
1-44 retain primary jobs;

1-45 (C) be required or suitable for the promotion of  
1-46 development and expansion of affordable housing, as defined by 42  
1-47 U.S.C. Section 12745;

1-48 (D) be required or suitable for the development  
1-49 or improvement of water supply facilities, including dams,  
1-50 transmission lines, well field developments, and other water supply  
1-51 alternatives; ~~or~~

1-52 (E) be required or suitable for the development  
1-53 and institution of water conservation programs, including  
1-54 incentives to install water-saving plumbing fixtures, educational  
1-55 programs, brush control programs, and programs to replace  
1-56 malfunctioning or leaking water lines and other water facilities;  
1-57 or

1-58 (F) be required or suitable for the development,  
1-59 retention, or expansion of business enterprises if the project is  
1-60 undertaken by a corporation created by an eligible city:

1-61 (i) that has not for each of the preceding  
1-62 two fiscal years received more than \$50,000 in revenues from sales  
1-63 and use taxes imposed under this section; and

1-64 (ii) the governing body of which has

2-1 authorized the project by adopting a resolution only after giving  
2-2 the resolution at least two separate readings conducted at least  
2-3 one week apart.

2-4 SECTION 2. This Act takes effect immediately if it receives  
2-5 a vote of two-thirds of all the members elected to each house, as  
2-6 provided by Section 39, Article III, Texas Constitution. If this  
2-7 Act does not receive the vote necessary for immediate effect, this  
2-8 Act takes effect September 1, 2005.

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