

By: Gallego

H.B. No. 3397

Substitute the following for H.B. No. 3397:

By: Allen of Dallas

C.S.H.B. No. 3397

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of certain political subdivisions to  
3 develop a parks and recreation system under the law governing  
4 sports and community venue projects.

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

6 SECTION 1. Subchapter A, Chapter 334, Local Government  
7 Code, is amended by adding Section 334.008 to read as follows:

8 Sec. 334.008. PARKS AND RECREATION SYSTEM AS VENUE PROJECT:  
9 CERTAIN COUNTIES. (a) A county that has a population of less than  
10 2,000 and that contains no incorporated territory of a municipality  
11 may provide for the planning, acquisition, establishment,  
12 development, construction, or renovation of a county parks and  
13 recreation system as a venue project under this chapter.

14 (b) The venue project authorized by Subsection (a)  
15 includes:

16 (1) improvements or additions to the county parks and  
17 recreation system; and

18 (2) an area or facility that is part of the county  
19 parks and recreation system.

20 (c) To the extent that a provision of this chapter,  
21 including Sections 334.024(f), 334.1015, and 334.2515, applies to a  
22 venue project that is a municipal parks and recreation system or  
23 facility, those provisions apply to a venue project authorized by  
24 this section, and references to a municipality are considered

1 references to a county.

2 (d) A county that authorizes a venue project described by  
3 this section maintains the authority granted under this section  
4 even if at a later time a part of the county becomes incorporated in  
5 a municipality.

6 SECTION 2. Subchapter C, Chapter 334, Local Government  
7 Code, is amended by adding Section 334.045 to read as follows:

8 Sec. 334.045. SALE OR LEASE OF PUBLIC SQUARE OR MUNICIPAL  
9 PARK. Section 253.001(b) does not apply to the sale or lease of a  
10 public square or municipal park for the acquisition, establishment,  
11 development, construction, or renovation of an approved venue  
12 project.

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