

By: Janek

S.B. No. 1730

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the use of ad valorem taxes by a municipality or county
3 for a sports and community venue project.

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

5 SECTION 1. Subchapter B, Chapter 334, Local Government
6 Code, is amended by adding Section 334.0241 to read as follows:

7 Sec. 334.0241. ELECTION ON USE OF AD VALOREM TAXES.

8 (a) The governing body of a municipality or county imposing a
9 hotel occupancy tax under Subchapter H may order an election on the
10 question of approving the use of revenue derived from ad valorem
11 taxes to finance a venue project.

12 (b) The ballot at the election held under this section must
13 be printed to permit voting for or against the proposition:

14 "Authorizing _____ (insert name of municipality or
15 county) to use an amount not to exceed _____ (insert
16 percentage of property tax revenue or dollar amount of revenue to be
17 used) of the revenue derived from the _____ (insert "county" or
18 "municipal") property tax, in addition to the hotel occupancy tax
19 and any other applicable taxes, for the purpose of financing the
20 _____ (describe the venue project)."

21 (c) If a majority of the votes cast at the election under
22 this section favor the use of revenue derived from ad valorem taxes
23 to finance a venue project, the municipality or county shall
24 annually deposit an amount not to exceed the authorized amount of ad

1 valorem tax revenue in the venue project fund of the municipality or
2 county and may use that amount to finance the venue project.

3 SECTION 2. Subsection (f), Section 334.041, Local
4 Government Code, is amended to read as follows:

5 (f) A municipality or county may not use revenue derived
6 from ad valorem taxes to construct, operate, maintain, or renovate
7 a venue that is part of an approved venue project. This provision
8 does not apply to:

9 (1) a venue authorized under Section 334.001(4)(D) or
10 (F); or

11 (2) a county or municipality for which the use of
12 revenue derived from ad valorem taxes to finance a venue project is
13 approved at an election held under Section 334.0241.

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