

By: Lucio

S.B. No. 1752

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of certain municipalities to use short  
3 term rental tax and hotel occupancy tax for certain venue projects.

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

5 SECTION 1. Section 334.1015, Local Government Code is  
6 amended to read as follows:

7 Section 334.1015 Application. This Subchapter does not  
8 apply, except as provided by Section 334.1136, to the financing of a  
9 venue project that is an arena or facility, that is part of a  
10 municipal parks and recreation system.

11 SECTION 2. Subchapter E, Chapter 334, Local Government Code  
12 is amended by adding Section 334.1136 to read as follows:

13 Section 334.1136. USE FOR REVENUES BY CERTAIN  
14 MUNICIPALITIES FOR CERTAIN PURPOSES. A Municipality that is in a  
15 County located on the Rio Grande River with a population less than  
16 400,000 may use Short Term Motor Vehicle Rental Tax under this  
17 Chapter to acquire, construct, improve an equip a venue project  
18 that is in a part of a municipal parks and recreation system as a  
19 multipurpose spectator arena/coliseum, if so approved by the  
20 governing body of the municipality. In addition, the municipality  
21 may pledge these revenues, together with other revenues, to the  
22 payment of bonds or other obligations the municipalities issues to  
23 finance the spectator arena/coliseum.

24 SECTION 3. Subchapter H, Chapter 334 Local Government Code

1 is amended by adding paragraph "C" to Section 334.2516 to read as  
2 follows:

3 Section 334.2516. USE OF REVENUES BY CERTAIN MUNICIPALITIES  
4 FOR CERTAIN PURPOSES (a) This section applies only to a  
5 municipality that:

- 6 (1) is located in three counties;
- 7 (2) has a population of less than 120,000; and
- 8 (3) acquires by purchase or lease with a term of not  
9 less than 20 years an interest in real property that by the terms of  
10 the acquisition is required to be maintained as park property.

11 (b) A municipality may use revenue under this subchapter to  
12 acquire, construct, improve, and equip a venue project that is a  
13 convention center facility or related infrastructure to be  
14 constructed on real property described by Subsection (a)(3). In  
15 addition, the municipality may pledge the revenue to the payment of  
16 bonds or other obligations the municipality issues to finance the  
17 convention center facility infrastructure.

18 (c) This Section also applies to a municipality that is in a  
19 County located on the Rio Grande River with a population less than  
20 400,000 which may use Hotel Occupancy Tax under this Chapter, to  
21 acquire, construct, improve and equip a venue project that is part  
22 of a municipal parks and recreation system as a multipurpose  
23 spectator arena/coliseum as so approved by the governing body of  
24 the municipality. In addition the municipality may pledge these  
25 revenues, together with other revenues, to the payment of bonds and  
26 other obligations the municipality issues to finance the spectator  
27 arena/coliseum.

1           SECTION 4. 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.