

By: Ortiz, Jr.

H.B. No. 1258

A BILL TO BE ENTITLED

AN ACT

relating to the cities or counties that may create a cultural education facilities finance corporation.

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

SECTION 1. Section 4(d), Cultural Education Facilities Finance Corporation Act (Article 1528m, Vernon's Texas Civil Statutes), is amended to read as follows:

(d) Regardless of any provision in Chapter 221, Health and Safety Code, or Chapter 53, Education Code, the authority of the corporation may be exercised inside or outside the limits of the city that created the corporation if the city is located in a county with a population of more than 300,000 [~~400,000~~] or inside or outside the limits of the county that created the corporation if the county has a population of more than 300,000 [~~400,000~~]. The authority may be exercised without the consent or other action of any person that would otherwise be required under Chapter 221, Health and Safety Code, or Chapter 53, Education Code, unless the articles of incorporation or bylaws of the corporation provide differently. The authority of a corporation under this section shall not preempt the police powers of any sponsoring entity or any other laws regulating or empowering sponsoring entities to regulate the activities of the corporation.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as

H.B. No. 1258

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.