

AN ACT

relating to the authority of certain municipalities to use tax revenue for certain venue projects.

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

SECTION 1. Subchapter A, Chapter 334, Local Government Code, is amended by adding Section 334.0082 to read as follows:

Sec. 334.0082. VENUE PROJECTS IN CERTAIN MUNICIPALITIES.

(a) This section applies only to a municipality that:

(1) has a population of at least 176,000 that borders the Rio Grande, and that approved a sports and community venue project before January 1, 2009; or

(2) is located in a county adjacent to the Texas-Mexico border if:

(A) the county has a population of at least 500,000;

(B) the county does not have a city located within it that has a population of at least 500,000; and

(C) the municipality is the largest municipality in the county described by this subdivision.

(b) Notwithstanding any other law, including Section 334.089, after complying with Section 334.022, a municipality to which this section applies may hold an election under Section 334.024 on the question of approving and implementing a resolution to:

1           (1) authorize the municipality to plan, acquire,  
2 establish, develop, construct, or renovate a convention center and  
3 related infrastructure in the city limits of the municipality as  
4 part of an existing or previously approved sports and community  
5 venue project, regardless of whether the convention center is  
6 located on the premises of the existing or previously approved  
7 venue project;

8           (2) impose a tax under Subchapter H at a rate not to  
9 exceed two percent of the cost of a room; and

10           (3) authorize the municipality to finance, operate,  
11 and maintain the venue project described by Subdivision (1),  
12 including the convention center, using the revenue from any taxes  
13 imposed by the municipality under this chapter, including taxes  
14 previously approved in relation to the existing or previously  
15 approved venue project.

16           (c) If the resolution is approved by a majority of the votes  
17 cast in the election, the municipality may implement the  
18 resolution.

19           SECTION 2. Section 334.2516(a), Local Government Code, is  
20 amended to read as follows:

21           (a) This section applies only to a municipality that:

22                   (1) is located in three counties;

23                   (2) has a population of less than 130,000 as shown by  
24 the 2000 federal decennial census [~~120,000~~]; and

25                   (3) acquires by purchase or lease with a term of not  
26 less than 20 years an interest in real property that by the terms of  
27 the acquisition is required to be maintained as park property.

1 SECTION 3. Section 351.001(7), Tax Code, is amended to read  
2 as follows:

3 (7) "Eligible central municipality" means a  
4 municipality with a population of more than 140,000 [~~440,000~~] but  
5 less than 1.5 million that is located in a county with a population  
6 of one million or more and that has adopted a capital improvement  
7 plan for the expansion of an existing convention center facility.

8 SECTION 4. Section 1504.003(a), Government Code, is amended  
9 to read as follows:

10 (a) Bonds issued under this subchapter must be secured by a  
11 pledge of and be payable from all or a designated part of the  
12 revenue from the facility for which the bonds are issued or from  
13 additional sources made available by the municipality for that  
14 purpose, as provided in the ordinance authorizing or approving the  
15 issuance of the bonds.

16 SECTION 5. This Act takes effect immediately if it receives  
17 a vote of two-thirds of all the members elected to each house, as  
18 provided by Section 39, Article III, Texas Constitution. If this  
19 Act does not receive the vote necessary for immediate effect, this  
20 Act takes effect September 1, 2009.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2032 was passed by the House on April 24, 2009, by the following vote: Yeas 137, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2032 on May 18, 2009, by the following vote: Yeas 141, Nays 1, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 2032 was passed by the Senate, with amendments, on May 15, 2009, by the following vote: Yeas 29, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor