

By: Frost

H.B. No. 3802

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to certain powers of the Red River Redevelopment  
3 Authority.

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

5 SECTION 1. Section 3503.005, Special District Local Laws  
6 Code, is amended to read as follows:

7 Sec. 3503.005. EXPANSION OF TERRITORY. The authority's  
8 territory may be expanded as additional:

9 (1) real property is conveyed or leased to the  
10 authority by the United States; or

11 (2) counties or municipalities approve annexations.

12 SECTION 2. Section 3503.101(b), Special District Local Laws  
13 Code, is amended to read as follows:

14 (b) The authority may exercise any power or duty necessary  
15 or appropriate to carry out a project described by Section  
16 3503.003(a)(3) and the purposes of this chapter, including the  
17 power to:

18 (1) sue and be sued, and plead and be impleaded, in its  
19 own name;

20 (2) adopt an official seal;

21 (3) adopt, enforce, and amend rules for the conduct of  
22 its affairs;

23 (4) acquire, hold, own, pledge, and dispose of its  
24 revenue, income, receipts, and money from any source;

- 1           (5) select its depository;
- 2           (6) acquire, own, rent, lease, accept, hold, or  
3 dispose of any property, or any interest in property, including  
4 rights or easements, in performing its duties and exercising its  
5 powers under this chapter, by purchase, exchange, gift, assignment,  
6 sale, lease, or other method;
- 7           (7) hold, manage, operate, or improve the property;
- 8           (8) sell, assign, lease, encumber, mortgage, or  
9 otherwise dispose of property, or any interest in property, and  
10 relinquish a property right, title, claim, lien, interest,  
11 easement, or demand, however acquired;
- 12           (9) perform an activity authorized by Subdivision (8)  
13 by public or private sale, with or without public bidding,  
14 notwithstanding any other law;
- 15           (10) lease or rent any land and building, structure,  
16 or facility from or to any person to carry out a chapter purpose;
- 17           (11) request and accept an appropriation, grant,  
18 allocation, subsidy, guarantee, aid, service, labor, material, or  
19 gift, from the federal government, the state, a public agency or  
20 political subdivision, or any other source;
- 21           (12) operate and maintain an office and appoint and  
22 determine the duties, tenure, qualifications, and compensation of  
23 officers, employees, agents, professional advisors and counselors,  
24 including financial consultants, accountants, attorneys,  
25 architects, engineers, appraisers, and financing experts, as  
26 considered necessary or advisable by the board;
- 27           (13) borrow money and issue bonds, payable solely from

1 all or a portion of any authority revenue, by resolution or order of  
2 the board and without the necessity of an election;

3 (14) set and collect rents, rates, fees, and charges  
4 regarding the property and any services provided by the authority;

5 (15) exercise the powers Chapters 373 and 380, Local  
6 Government Code, grant to a municipality for the development of  
7 housing and expansion of economic development and commercial  
8 activity;

9 (16) exercise the powers Chapter 49, Water Code,  
10 grants to a general-law district;

11 (17) exercise the powers Chapter 54, Water Code,  
12 grants to a municipal utility district;

13 (18) exercise the powers Chapter 441, Transportation  
14 Code, grants to a road utility district;

15 (19) exercise the powers Subchapter C, Chapter 271,  
16 Local Government Code, grants to a municipality or county;

17 (20) exercise the powers Chapter 402, Local Government  
18 Code, grants to a municipality for the provision of municipal  
19 utilities;

20 (21) contract and be contracted with, in the  
21 authority's own name, another person in the performance of the  
22 authority's powers or duties to carry out a project described by  
23 Section 3503.003(a)(3), or to accomplish the purposes of this  
24 chapter for a period of years, on the terms, and by competitive  
25 bidding or by negotiated contract, all as the board considers  
26 appropriate, desirable, and in the best interests of the authority  
27 and the accomplishment of chapter purposes; ~~and~~

1           (22) acquire, hold, own, sell, assign, lease,  
2 encumber, mortgage, or otherwise dispose of any real, personal, or  
3 mixed property located outside the perimeter of the property  
4 described by Section 3503.004 if the other property enhances or  
5 facilitates the development, redevelopment, maintenance, or  
6 expansion of new and existing businesses, industry, or commercial  
7 activity on the property;

8           (23) exercise the powers Chapter 22, Transportation  
9 Code, grants to a municipality or county; and

10           (24) exercise the powers Chapter 379B, Local  
11 Government Code, grants to a defense base development authority.

12           SECTION 3. Subchapter C, Chapter 3503, Special District  
13 Local Laws Code, is amended by adding Section 3503.109 to read as  
14 follows:

15           Sec. 3503.109. INDEMNITY. The authority may indemnify an  
16 authority employee or board member or former authority employee or  
17 board member for necessary expenses and costs, including attorney's  
18 fees, incurred by that person in connection with a claim asserted  
19 against that person if:

20           (1) the claim relates to an act or omission of the  
21 person when acting in the scope of the person's board membership or  
22 authority employment; and

23           (2) the person has not been found liable or guilty on  
24 the claim.

25           SECTION 4. This Act takes effect immediately if it receives  
26 a vote of two-thirds of all the members elected to each house, as  
27 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2009.

