1-6   A BILL TO BE ENTITLED
1-7   AN ACT

1-8 relating to the cities or counties that may create a cultural
1-9 education facilities finance corporation.
1-10   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-11   SECTION 1. Subsection (d), Section 4, Cultural Education
1-12 Facilities Finance Corporation Act (Article 1528m, Vernon's Texas
1-13 Civil Statutes), is amended to read as follows:
1-14   (d) Regardless of any provision in Chapter 221, Health and
1-15 Safety Code, or Chapter 53, Education Code, the authority of the
1-16 corporation may be exercised inside or outside the limits of the
1-17 city that created the corporation if the city is located in a county
1-18 with a population of more than 300,000 [400,000] or inside or
1-19 outside the limits of the county that created the corporation if the
1-20 county has a population of more than 300,000 [400,000]. The
1-21 authority may be exercised without the consent or other action of
1-22 any person that would otherwise be required under Chapter 221,
1-23 Health and Safety Code, or Chapter 53, Education Code, unless the
1-24 articles of incorporation or bylaws of the corporation provide
1-25 differently. The authority of a corporation under this section
1-26 shall not preempt the police powers of any sponsoring entity or any
1-27 other laws regulating or empowering sponsoring entities to regulate
1-28 the activities of the corporation.
1-29   SECTION 2. This Act takes effect immediately if it receives
1-30 a vote of two-thirds of all the members elected to each house, as
1-31 provided by Section 39, Article III, Texas Constitution. If this
1-32 Act does not receive the vote necessary for immediate effect, this
1-33 Act takes effect September 1, 2009.

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