

1-1 By: Hinojosa S.B. No. 2209
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; May 7, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
1-6 May 7, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 2209 By: Gallegos

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to applications regarding the issuance of private activity
1-11 bonds by certain governmental entities for projects with multiple
1-12 sites.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 1372.002, Government Code, is amended by
1-15 amending Subsection (a) and adding Subsection (e) to read as
1-16 follows:

1-17 (a) For purposes of this chapter, a project is:

1-18 (1) an eligible facility or facilities that are
1-19 proposed to be financed, in whole or in part, by an issue of
1-20 qualified residential rental project bonds;

1-21 (2) in connection with an issue of qualified mortgage
1-22 bonds or qualified student loan bonds, the providing of financial
1-23 assistance to qualified mortgagors or students located in all or
1-24 any part of the jurisdiction of the issuer; or

1-25 (3) an eligible facility or facilities that are [~~is~~]
1-26 proposed to be financed, in whole or in part, by an issue of bonds
1-27 other than bonds described by Subdivision (1) or (2).

1-28 (e) For purposes of Subsection (a)(3), and only for
1-29 applications for the financing of sewage facilities, solid waste
1-30 disposal facilities, and qualified hazardous waste facilities, an
1-31 application under this chapter may include multiple facilities in
1-32 multiple jurisdictions. In such an application, the number of
1-33 facilities may be reduced as needed without affecting their status
1-34 as a project for purposes of the application.

1-35 SECTION 2. Subsection (a), Section 1372.006, Government
1-36 Code, is amended to read as follows:

1-37 (a) An application for a reservation under Subchapter B or a
1-38 carryforward designation under Subchapter C must be accompanied by
1-39 a nonrefundable fee in the amount of \$500, except that:

1-40 (1) for projects that include multiple facilities
1-41 authorized under Section 1372.002(e), the application must be
1-42 accompanied by a nonrefundable fee in an amount of \$500 for each
1-43 facility included in the application for the project; and

1-44 (2) for issuers of qualified residential rental
1-45 project bonds the application must be accompanied by a
1-46 nonrefundable fee of \$5,000, of which the board shall retain \$1,000
1-47 to offset the costs of the private activity bond allocation program
1-48 and the administration of that program and of which the board shall
1-49 transfer \$4,000 through an interagency agreement to the Texas
1-50 Department of Housing and Community Affairs for use in the
1-51 affordable housing research and information program as provided by
1-52 Section 2306.259.

1-53 SECTION 3. This Act takes effect immediately if it receives
1-54 a vote of two-thirds of all the members elected to each house, as
1-55 provided by Section 39, Article III, Texas Constitution. If this
1-56 Act does not receive the vote necessary for immediate effect, this
1-57 Act takes effect September 1, 2009.

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