

SENATE AMENDMENTS

2nd Printing

By: Raymond, Guillen, Flynn, Shelton,
Martinez

H.B. No. 2275

A BILL TO BE ENTITLED

1 AN ACT
2 relating to creating a task force to develop uniform standards for
3 subdivisions in the unincorporated areas of counties near the
4 international border and in economically distressed counties.

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

6 SECTION 1. The legislature finds that the current law
7 regarding the regulation of subdivisions in the unincorporated
8 areas of counties contains numerous conflicts and is unnecessarily
9 complex, particularly regarding the regulation of development in
10 counties near the international border and in economically
11 distressed counties, and that uniform subdivision standards in
12 those counties serve an important purpose in promoting a high
13 standard of living for the citizens of Texas.

14 SECTION 2. (a) The Task Force on Uniform County
15 Subdivision Regulation is composed of 15 members appointed as
16 follows:

17 (1) six members who are county officials or employees
18 responsible for regulating subdivisions under Subchapter B,
19 Chapter 232, Local Government Code, appointed by the executive
20 administrator of the Texas Water Development Board from each of the
21 following counties:

22 (A) El Paso;

23 (B) Webb;

24 (C) Starr;

- 1 (D) Hidalgo;
- 2 (E) Cameron; and
- 3 (F) Nueces;

4 (2) three members who are county officials or
5 employees responsible for regulating subdivisions under Subchapter
6 C, Chapter 232, Local Government Code, appointed by the executive
7 administrator of the Texas Water Development Board;

8 (3) three members appointed by the governor to
9 represent private interests in land development;

10 (4) one member of the Texas Water Development Board
11 appointed by the governor or a person designated by that member;

12 (5) one member who has legal expertise in subdivision
13 regulation appointed by the attorney general to represent the
14 interests of the state; and

15 (6) one member who has legal expertise in matters
16 affecting land development appointed by the secretary of state to
17 represent the interests of the state.

18 (b) The members of the Task Force on Uniform County
19 Subdivision Regulation appointed under Subsection (a) of this
20 section shall elect a presiding officer, a secretary, and any other
21 officers the board considers necessary.

22 (c) Appointments to the Task Force on Uniform County
23 Subdivision Regulation shall be made without regard to race, color,
24 disability, sex, religion, age, or national origin of the
25 appointees.

26 (d) A member of the task force who is a state or county
27 employee is not entitled to additional compensation for serving on

1 the task force, but is entitled to reimbursement for the member's
2 actual and necessary expenses in attending meetings of the task
3 force and performing other official duties authorized by the
4 presiding officer if the reimbursement is otherwise available to
5 the member as a state or county employee.

6 (e) The secretary of state shall provide administrative
7 support to the task force, including necessary staff and meeting
8 facilities.

9 (f) The task force, through the secretary of state, may
10 accept gifts and grants from individuals, private or public
11 organizations, or federal or local funds to support the task force.

12 (g) Chapter 2110, Government Code, does not apply to the
13 task force.

14 SECTION 3. The Task Force on Uniform County Subdivision
15 Regulation shall:

16 (1) research and identify the conflicts and
17 deficiencies in current law regarding the regulation of the
18 development of subdivisions in the unincorporated areas of counties
19 near the international border and in economically distressed
20 counties; and

21 (2) develop recommendations and draft a proposal for
22 legislation to create uniform standards for the regulation of the
23 development of subdivisions in the unincorporated areas of counties
24 near the international border and in economically distressed
25 counties.

26 SECTION 4. Not later than December 1, 2010, the Task Force
27 on Uniform County Subdivision Regulation shall submit its findings,

1 recommendations, and proposal for legislation to the standing
2 committees of the senate and house of representatives having
3 primary jurisdiction over border regions or county affairs.

4 SECTION 5. The Task Force on Uniform County Subdivision
5 Regulation is abolished and this Act expires on September 2, 2011.

6 SECTION 6. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2009.

ADOPTED

MAY 20 2009

Atty. Gen.
Secretary of the Senate

By: Zaffini

H.B. No. 2275

Substitute the following for H.B. No. 2275.

By: Wendy R. Davis

C.S. H.B. No. 2275

A BILL TO BE ENTITLED

AN ACT

1
2 relating to creating a task force to develop uniform standards
3 for subdivisions in the unincorporated areas of counties near
4 the international border and in economically distressed
5 counties.

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

7 SECTION 1. The legislature finds that the current law
8 regarding the regulation of subdivisions in the unincorporated
9 areas of counties near the international border and in
10 economically distressed counties should be reviewed to ensure
11 that statutory provisions are consistent and clearly achieve the
12 goals of promoting uniform subdivision standards in those
13 counties and enhancing the quality of living for the residents
14 of those subdivisions.

15 SECTION 2. (a) The Task Force on Uniform County
16 Subdivision Regulation is composed of 23 members appointed as
17 follows:

18 (1) six members who are county officials or employees
19 responsible for regulating subdivisions under Subchapter B,

1 Chapter 232, Local Government Code, appointed by the executive
2 administrator of the Texas Water Development Board from each of
3 the following counties:

- 4 (A) El Paso;
- 5 (B) Webb;
- 6 (C) Starr;
- 7 (D) Hidalgo;
- 8 (E) Cameron; and
- 9 (F) Nueces;

10 (2) six members who are members of organizations that
11 represent the interests of colonia residents, appointed by the
12 executive director of the Texas Department of Housing and
13 Community Affairs;

14 (3) three members who are county officials or
15 employees responsible for regulating subdivisions under
16 Subchapter C, Chapter 232, Local Government Code, appointed by
17 the executive administrator of the Texas Water Development
18 Board;

19 (4) one member who is a representative of the Texas
20 Water Development Board and is appointed by the executive
21 administrator of the board;

22 (5) one member who has legal expertise in subdivision
23 regulation appointed by the attorney general to represent the
24 interests of the state;

1 (6) one member who has expertise in matters affecting
2 colonias appointed by the secretary of state to represent the
3 interests of the state;

4 (7) three members who are appointed by the president
5 of the Texas Association of Builders to represent the interests
6 of builders and land developers;

7 (8) one member who is a representative of the Texas
8 Conference of Urban Counties appointed by the executive director
9 of that organization; and

10 (9) one member who is a representative of the County
11 Judges and Commissioners Association of Texas appointed by the
12 president of that association.

13 (b) The members of the Task Force on Uniform County
14 Subdivision Regulation appointed under Subsection (a) of this
15 section shall elect a presiding officer, a secretary, and any
16 other officers the board considers necessary.

17 (c) Appointments to the Task Force on Uniform County
18 Subdivision Regulation shall be made without regard to race,
19 color, disability, sex, religion, age, or national origin of the
20 appointees.

21 (d) A member of the task force who is a state or county
22 employee is not entitled to additional compensation for serving
23 on the task force, but is entitled to reimbursement for the
24 member's actual and necessary expenses in attending meetings of

1 the task force and performing other official duties authorized
2 by the presiding officer if the reimbursement is otherwise
3 available to the member as a state or county employee.

4 (e) The attorney general shall provide administrative
5 support to the task force, including necessary staff and meeting
6 facilities.

7 (f) The task force, through the attorney general, may
8 accept gifts and grants from individuals, private or public
9 organizations, or federal or local funds to support the task
10 force.

11 (g) Chapter 2110, Government Code, does not apply to the
12 task force.

13 SECTION 3. The Task Force on Uniform County Subdivision
14 Regulation shall:

15 (1) research and identify the conflicts and
16 deficiencies in current law regarding the regulation of the
17 development of subdivisions in the unincorporated areas of
18 counties near the international border and in economically
19 distressed counties; and

20 (2) develop recommendations and draft a proposal for
21 legislation to create uniform standards for the regulation of
22 the development of subdivisions in the unincorporated areas of
23 counties near the international border and in economically
24 distressed counties.

1 SECTION 4. Not later than December 1, 2010, the Task Force
2 on Uniform County Subdivision Regulation shall submit its
3 findings, recommendations, and proposal for legislation to the
4 standing committees of the senate and house of representatives
5 having primary jurisdiction over border regions or county
6 affairs.

7 SECTION 5. The Task Force on Uniform County Subdivision
8 Regulation is abolished and this Act expires on September 2,
9 2011.

10 SECTION 6. This Act takes effect immediately if it receives a
11 vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If
13 this Act does not receive the vote necessary for immediate
14 effect, this Act takes effect September 1, 2009.

ADOPTED

FLOOR AMENDMENT NO. 1

BY:

MAY 29 2009

Atty. Gen. Dew
Secretary of the Senate

1 Amend C.S.H.B. No. 2275 (senate committee printing) as
2 follows:

3 (1) In SECTION 2 of the bill, in proposed Subsection (d),
4 after the period (page 2, line 12), insert the following:

5 A member of the task force may not be paid compensation or
6 reimbursement for travel or other expenses from state funds
7 unless the legislature makes a specific appropriation for that
8 purpose.

9 (2) In SECTION 2 of the bill, in proposed Subsection (e)
10 (page 2, line 13), strike "attorney general" and substitute
11 "Texas Water Development Board".

12 (3) In SECTION 2 of the bill, in proposed Subsection (e),
13 after the period (page 2, line 15), insert the following:

14 The Texas Water Development Board may require the task force to
15 conduct meetings at a location that is geographically convenient
16 to a majority of the members of the task force or in various
17 geographic regions of the state.

18 (4) In SECTION 2 of the bill, in proposed Subsection (f)
19 (page 2, line 16), strike "attorney general" and substitute
20 "Texas Water Development Board".

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 20, 2009

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2275 by Raymond (Relating to creating a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend statute and create a task force to research and identify the conflicts and deficiencies in current law regarding the regulation of subdivision development in the unincorporated areas of counties near the international border and in economically distressed counties. This task force must develop recommendations and draft a proposal for legislation to create uniform standards for subdivision regulation in these areas. The Texas Water Development Board would provide administrative support to the task force, including necessary staff and meeting facilities.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 302 Office of the Attorney General

LBB Staff: JOB, SD, CL, JM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 7, 2009

TO: Honorable Eddie Lucio, Jr., Chair, Senate Committee on International Relations & Trade

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2275 by Raymond (Relating to creating a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend statute and create a task force to research and identify the conflicts and deficiencies in current law regarding the regulation of subdivision development in the unincorporated areas of counties near the international border and in economically distressed counties. This task force must develop recommendations and draft a proposal for legislation to create uniform standards for subdivision regulation in these areas. The Office of the Attorney General (OAG) would provide administrative support to the task force, including necessary staff and meeting facilities. The OAG indicates that any additional work or costs associated with implementing the bill could be absorbed with current resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 302 Office of the Attorney General

LBB Staff: JOB, CL, JM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 1, 2009

TO: Honorable Eddie Lucio, Jr., Chair, Senate Committee on International Relations & Trade

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2275 by Raymond (Relating to creating a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend statute and create a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties. It is assumed that any costs associated with implementation of the provisions of the bill could be absorbed within existing state resources. This bill would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 301 Office of the Governor, 302 Office of the Attorney General, 307 Secretary of State, 580 Water Development Board

LBB Staff: JOB, CL, MS, BTA, JM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 26, 2009

TO: Honorable Veronica Gonzales, Chair, House Committee on Border & Intergovernmental Affairs

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2275 by Raymond (Relating to creating a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend statute and create a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties. It is assumed that any costs associated with implementation of the provisions of the bill could be absorbed within existing state resources. This bill would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 301 Office of the Governor, 302 Office of the Attorney General, 307 Secretary of State, 580 Water Development Board

LBB Staff: JOB, CL, MS, BTA, JM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 21, 2009

TO: Honorable Veronica Gonzales, Chair, House Committee on Border & Intergovernmental Affairs

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB2275 by Raymond (Relating to creating a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend statute and create a task force to develop uniform standards for subdivisions in the unincorporated areas of counties near the international border and in economically distressed counties. It is assumed that any costs associated with implementation of the provisions of the bill could be absorbed within existing state resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 301 Office of the Governor, 302 Office of the Attorney General, 307 Secretary of State, 580 Water Development Board

LBB Staff: JOB, CL, BTA, JM