

1-1 By: Rodriguez (Senate Sponsor - Watson) H.B. No. 990  
1-2 (In the Senate - Received from the House April 27, 2011;  
1-3 May 2, 2011, read first time and referred to Committee on Economic  
1-4 Development; May 13, 2011, reported favorably by the following  
1-5 vote: Yeas 6, Nays 0; May 13, 2011, sent to printer.)

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

1-8 relating to certain homestead preservation reinvestment zones.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 373A.1522, Local Government Code, is  
1-11 amended to read as follows:

1-12 Sec. 373A.1522. EFFECTIVE DATE OF ZONE. The zone  
1-13 designated by the ordinance adopted under Section 373A.1521 takes  
1-14 effect on the date on which the county adopts a final order[+  
1-15 [(-1-)] agreeing to the creation of the zone, the zone  
1-16 boundaries, and the zone termination date specified by the  
1-17 municipality under Section 373A.1521(1)[+, and  
1-18 [(-2-)] specifying an amount of tax increment to be  
1-19 deposited by the county into the tax increment fund that is equal to  
1-20 the amount of the tax increment specified by the municipality under  
1-21 Section 373A.1521(3)].

1-22 SECTION 2. Section 373A.155(b), Local Government Code, is  
1-23 amended to read as follows:

1-24 (b) The county shall pay into the tax increment fund for the  
1-25 zone the same percentage of the tax increment produced by the county  
1-26 that [an amount equal to the tax increment paid by] the municipality  
1-27 pays into the fund [as specified in the order adopted under Section  
1-28 373A.1522].

1-29 SECTION 3. Subchapter D, Chapter 373A, Local Government  
1-30 Code, is amended by adding Section 373A.159 to read as follows:

1-31 Sec. 373A.159. COMPOSITION OF BOARD OF DIRECTORS OF  
1-32 HOMESTEAD PRESERVATION REINVESTMENT ZONES. (a) Notwithstanding  
1-33 Chapter 311, Tax Code, the board of directors of a homestead  
1-34 preservation reinvestment zone consists of at least 6 and not more  
1-35 than 16 members, unless more than 16 members are required to satisfy  
1-36 the requirements of this section.

1-37 (b) The municipality and county approving the payment of all  
1-38 or part of the tax increment into the tax increment fund each may  
1-39 appoint an equal number of members to the board.

1-40 (c) Members of the board are appointed for terms of two  
1-41 years unless longer terms are provided under Section 11, Article  
1-42 XI, Texas Constitution. Terms of members may be staggered.

1-43 (d) A vacancy on the board is filled for the unexpired term  
1-44 by appointment of the governing body of the taxing unit that  
1-45 appointed the director who served in the vacant position.

1-46 (e) To be eligible for appointment to the board, an  
1-47 individual must:

1-48 (1) be a qualified voter of the county; or

1-49 (2) be at least 18 years of age and own real property  
1-50 in the reinvestment zone or be an employee or agent of a person that  
1-51 owns real property in the zone.

1-52 (f) Each year the board of directors of a reinvestment zone  
1-53 shall elect one of its members to serve as presiding officer for a  
1-54 term of one year. The board of directors may elect an assistant  
1-55 presiding officer to preside in the absence of the presiding  
1-56 officer or when there is a vacancy in the office of presiding  
1-57 officer. The board may elect other officers as it considers  
1-58 appropriate.

1-59 (g) A member of the board of directors of a homestead  
1-60 preservation reinvestment zone:

1-61 (1) is not a public official by virtue of that

1-62 position; and

1-63 (2) unless otherwise ineligible, may be appointed to

1-64 serve concurrently on the board of directors of a local government

2-1 corporation created under Subchapter D, Chapter 431,  
2-2 Transportation Code.

2-3 (h) The board of directors created in this section has the  
2-4 powers and duties prescribed by Sections 311.010 and 311.011, Tax  
2-5 Code.

2-6 SECTION 4. This Act takes effect September 1, 2011.

2-7 \* \* \* \* \*