

By: Bohac

H.B. No. 2772

A BILL TO BE ENTITLED

AN ACT

relating to the Spring Branch Area Community Improvement District.

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

SECTION 1. The heading to Chapter 3830, Special District Local Laws Code, is amended to read as follows:

CHAPTER 3830. SPRING BRANCH MANAGEMENT [~~AREA COMMUNITY IMPROVEMENT~~] DISTRICT

SECTION 2. Section 3830.001(2), Special District Local Laws Code, is amended to read as follows:

(2) "District" means the Spring Branch Management [~~Area Community Improvement~~] District.

SECTION 3. Section 3830.002, Special District Local Laws Code, is amended to read as follows:

Sec. 3830.002. SPRING BRANCH MANAGEMENT [~~AREA COMMUNITY IMPROVEMENT~~] DISTRICT. The Spring Branch Management [~~Area Community Improvement~~] District is a special district created under Section 59, Article XVI, Texas Constitution.

SECTION 4. Subchapter C, Chapter 3830, Special District Local Laws Code, is amended by adding Section 3830.107 to read as follows:

Sec. 3830.107. TAX INCREMENT REINVESTMENT ZONES. (a) The district may create tax increment reinvestment zones as provided by Chapter 311, Tax Code, in the same manner as a municipality.

(b) All or any part of the district may be included in a tax

1 increment reinvestment zone, regardless of the percentage of total
2 value the land represents to the district as a whole or whether the
3 land is used for residential purposes.

4 (c) Section 311.006, Tax Code, does not apply to a
5 reinvestment zone that contains land in the district. The total
6 appraised value of taxable real property in a reinvestment zone
7 that contains land in the district may not be considered under
8 Section 311.006, Tax Code, in determining whether the municipality
9 may create a reinvestment zone that does not include land in the
10 district.

11 SECTION 5. (a) The legislature validates and confirms all
12 governmental acts and proceedings of the Spring Branch Area
13 Community Improvement District, now known as the Spring Branch
14 Management District, that were taken before the effective date of
15 this Act. An act or proceeding may not be held invalid because the
16 act or proceeding was not in accordance with Chapter 3830, Special
17 District Local Laws Code, or other law.

18 (b) This section does not apply to any matter that on the
19 effective date of this Act:

20 (1) is involved in litigation if the litigation
21 ultimately results in the matter being held invalid by a final court
22 judgment; or

23 (2) has been held invalid by a final court judgment.

24 SECTION 6. A reference in law to the Spring Branch Area
25 Community Improvement District means the Spring Branch Management
26 District.

27 SECTION 7. (a) The legal notice of the intention to

1 introduce this Act, setting forth the general substance of this
2 Act, has been published as provided by law, and the notice and a
3 copy of this Act have been furnished to all persons, agencies,
4 officials, or entities to which they are required to be furnished
5 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
6 Government Code.

7 (b) The governor, one of the required recipients, has
8 submitted the notice and Act to the Texas Commission on
9 Environmental Quality.

10 (c) The Texas Commission on Environmental Quality has filed
11 its recommendations relating to this Act with the governor,
12 lieutenant governor, and speaker of the house of representatives
13 within the required time.

14 (d) The general law relating to consent by political
15 subdivisions to the creation of districts with conservation,
16 reclamation, and road powers and the inclusion of land in those
17 districts has been complied with.

18 (e) All requirements of the constitution and laws of this
19 state and the rules and procedures of the legislature with respect
20 to the notice, introduction, and passage of this Act have been
21 fulfilled and accomplished.

22 SECTION 8. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this
25 Act does not receive the vote necessary for immediate effect, this
26 Act takes effect September 1, 2011.