

SENATE AMENDMENTS

2nd Printing

By: Raymond

H.B. No. 139

A BILL TO BE ENTITLED

AN ACT

relating to the exercise of urban renewal powers by certain counties.

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

SECTION 1. Section 374.902(b), Local Government Code, is amended to read as follows:

(b) A county with a population of more than 250,000 and located along an international border or a county with a population of more than 1.3 million may exercise the powers provided for municipalities under this chapter with respect to areas of the county that are not within the corporate boundaries of a municipality or areas of the county located within the corporate boundaries of a municipality, if the municipality approves the county's participation in an urban renewal project through an interlocal agreement under Chapter 791, Government Code. The county may not exercise those powers until the commissioners court of the county adopts a resolution in the manner provided by Section 374.011 for adoption of a resolution by a municipality. The resolution must be approved at an election held in the county in the manner provided for a municipal election under Section 374.011. The adoption of the resolution is not approved unless a majority of the voters who vote on the question in the entire county as well as in each municipality in the county approve the adoption of the resolution. In a municipality that is only partially located in the

1 affected county, only voters who reside in the county may vote.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2013.

ADOPTED

MAY 17 2013

Atty. Gen.
Secretary of the Senate

By: *Zuffenini*

____.B. No. _____

Substitute the following for ____B. No. _____:

By: *Robert Lee Nichols*

C.S. H.B. No. 139

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the exercise of urban renewal powers by certain
3 counties.

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

5 SECTION 1. Section 374.902(b), Local Government Code, is
6 amended to read as follows:

7 (b) A county with a population of more than 250,000 and
8 located along an international border or a county with a population
9 of more than 1.3 million may exercise the powers provided for
10 municipalities under this chapter with respect to areas of the
11 county that are not within the corporate boundaries of a
12 municipality. A county with a population of more than 250,000 and
13 located along an international border may exercise the powers
14 provided for municipalities under this chapter with respect to
15 areas of the county located within the corporate boundaries of a
16 municipality, if the municipality approves the county's
17 participation in an urban renewal project through an interlocal
18 agreement under Chapter 791, Government Code. The county may not
19 exercise those powers until the commissioners court of the county
20 adopts a resolution in the manner provided by Section 374.011 for
21 adoption of a resolution by a municipality. The resolution must be
22 approved at an election held in the county in the manner provided
23 for a municipal election under Section 374.011. The adoption of the
24 resolution is not approved unless a majority of the voters who vote

1 on the question in the entire county as well as in each municipality
2 in the county approve the adoption of the resolution. In a
3 municipality that is only partially located in the affected county,
4 only voters who reside in the county may vote.

5 SECTION 2. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2013.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 17, 2013

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (Relating to the exercise of urban renewal powers by certain counties.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to authorize a county with a population of more than 250,000 and located along an international border to exercise urban renewal powers in areas of the county that are not within the corporate boundaries of a municipality. A county with a population of more than 250,000 and located along an international border may exercise urban renewal powers in areas of the county within the corporate boundaries of a municipality if the municipality approves the county's participation in a project through an interlocal agreement under Chapter 791 of the Government Code. Under current statute, the powers apply to a county with a population of more than 1.3 million.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, KKR, TP, SD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 10, 2013

TO: Honorable Juan Hinojosa, Chair, Senate Committee on Intergovernmental Relations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (relating to the exercise of urban renewal powers by certain counties.), **Committee Report 2nd House, Substituted**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to authorize a county with a population of more than 250,000 and located along an international border to exercise urban renewal powers in areas of the county that are not within the corporate boundaries of a municipality. A county with a population of more than 250,000 and located along an international border may exercise urban renewal powers in areas of the county within the corporate boundaries of a municipality if the municipality approves the county's participation in a project through an interlocal agreement under Chapter 791 of the Government Code. Under current statute, the powers apply to a county with a population of more than 1.3 million.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, KKR, TP, SD

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 6, 2013

TO: Honorable Juan Hinojosa, Chair, Senate Committee on Intergovernmental Relations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (Relating to the exercise of urban renewal powers by certain counties.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to change the applicability of which counties may exercise urban renewal powers in areas of the county that are not within the corporate boundaries of a municipality, unless the municipality approves the county's participation in a project through an interlocal agreement under Chapter 791 of the Government Code. Under current statute, the powers apply to a county with a population of more than 1.3 million. Under the provisions of the bill, those powers would apply to a county with a population of more than 250,000 and located along an international border or county with a population of more than 1.3 million.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP, SD

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 5, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (relating to the exercise of urban renewal powers by certain counties.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to change the applicability of which counties may exercise urban renewal powers in areas of the county that are not within the corporate boundaries of a municipality, unless the municipality approves the county's participation in a project through an interlocal agreement under Chapter 791 of the Government Code. Under current statute, the powers apply to a county with a population of more than 1.3 million. Under the provisions of the bill, those powers would apply to a county with a population of more than 250,000 and located along an international border or county with a population of more than 1.3 million.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP, SD

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 5, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee On Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (Relating to the exercise of urban renewal powers by certain counties.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to change the applicability of which counties may exercise urban renewal powers in areas of the county that are not within the corporate boundaries of a municipality, unless the municipality approves the county's participation in a project through an interlocal agreement under Chapter 791 of the Government Code. Under current statute, the powers apply to a county with a population of more than 1.3 million. Under the provisions of the bill, those powers would apply to a county with a population of more than 60,000 and less than 300,000 and located along an international border or county with a population of more than 1.3 million

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: UP, KKR, TP, SD

LEGISLATIVE BUDGET BOARD
Austin, Texas

TAX/FEE EQUITY NOTE

83RD LEGISLATIVE REGULAR SESSION

April 5, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee on Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (relating to the exercise of urban renewal powers by certain counties.), **Committee Report 1st House, Substituted**

Because the bill would not create or impact a state tax or fee, no comment from this office is required by the rules of the House as to the general effects of the proposal on the distribution of tax and fee burdens among individuals and businesses.

Source Agencies:

LBB Staff: UP, KK

LEGISLATIVE BUDGET BOARD
Austin, Texas

TAX/FEE EQUITY NOTE

83RD LEGISLATIVE REGULAR SESSION

March 5, 2013

TO: Honorable Harold V. Dutton, Jr., Chair, House Committee On Urban Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB139 by Raymond (Relating to the exercise of urban renewal powers by certain counties.), **As Introduced**

Because the bill would not create or impact a state tax or fee, no comment from this office is required by the rules of the House as to the general effects of the proposal on the distribution of tax and fee burdens among individuals and businesses.

Source Agencies:

LBB Staff: UP, KK