86R31103 BEE-D

By:  Watson S.B. No. 1270

(Collier)

Substitute the following for S.B. No. 1270:

By:  Cyrier C.S.S.B. No. 1270

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of certain events to receive funding through the Major Events Reimbursement Program.

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

SECTION 1.  Sections 5A(a)(4) and (5), Chapter 1507 (S.B. 456), Acts of the 76th Legislature, Regular Session, 1999 (Article 5190.14, Vernon's Texas Civil Statutes), are amended to read as follows:

(4)  "Event" means a Super Bowl, a National Collegiate Athletic Association Final Four tournament game, the National Basketball Association All-Star Game, the X Games, the National Hockey League All-Star Game, the Major League Baseball All-Star Game, a game of the National Collegiate Athletic Association Bowl Championship Series or its successor or a National Collegiate Athletic Association Division I Football Bowl Subdivision postseason playoff or championship game, the National Collegiate Athletic Association men's or women's lacrosse championships, a World Cup Soccer game, the World Cup soccer tournament, the Major League Soccer All-Star Game, the Major League Soccer Cup, the Professional Rodeo Cowboys Association National Finals Rodeo, an Elite Rodeo Association World Championship, the United States Open Championship, the World Games, a national collegiate championship of an amateur sport sanctioned by the national governing body of the sport that is recognized by the United States Olympic Committee, an Olympic activity, including a Junior or Senior activity, training program, or feeder program sanctioned by the United States Olympic Committee's Community Olympic Development Program, the Amateur Athletic Union Junior Olympic Games, a mixed martial arts championship, the Breeders' Cup World Championships, a Formula One automobile race, the Moto Grand Prix of the United States, the National Association for Stock Car Auto Racing (NASCAR) All-Star Race, the season-ending Championship Race for the National Association for Stock Car Auto Racing (NASCAR), the Academy of Country Music Awards, the National Cutting Horse Association Triple Crown, a world-renowned exhibition or festival chronicling the life of Nelson Mandela that is recognized by the International World Exhibition & Festival Organization, a national political convention of the Republican National Committee or the Democratic National Committee, a presidential general election debate, or the largest event held each year at a sports entertainment venue in this state with a permanent seating capacity, including grandstand and premium seating, of not less than 125,000. The term includes any activities related to or associated with an event.

(5)  "Site selection organization" means:

(A)  the National Football League, the National Collegiate Athletic Association, the National Basketball Association, ESPN or an affiliate, the National Hockey League, Major League Baseball, the Federation Internationale de Football Association (FIFA), the International World Games Association, the National Association for Stock Car Auto Racing (NASCAR), Dorna Sports, the Amateur Athletic Union, the Professional Rodeo Cowboys Association, the Elite Rodeo Association, Major League Soccer, the United States Golf Association, or the United States Olympic Committee;

(B)  the national governing body of a sport that is recognized by the United States Olympic Committee, the National Thoroughbred Racing Association, Formula One Management Limited, or the Federation Internationale de l'Automobile;

(C)  the Academy of Country Music;

(D)  the National Cutting Horse Association;

(E)  the International World Exhibition & Festival Organization;

(F) [~~(E)~~]  the Republican National Committee or the Democratic National Committee;

(G) [~~(F)~~]  the Ultimate Fighting Championship; or

(H) [~~(G)~~]  the Commission on Presidential Debates.

SECTION 2.  Section 5A, Chapter 1507 (S.B. 456), Acts of the 76th Legislature, Regular Session, 1999 (Article 5190.14, Vernon's Texas Civil Statutes), is amended by amending Subsection (a-1) and adding Subsection (a-5) to read as follows:

(a-1)  An event not listed in Subsection (a)(4) of this section is ineligible for funding under this section. A listed event may receive funding through the Major Events Reimbursement Program under this section only if:

(1)  a site selection organization selects a site located in this state for the event to be held one time or, for an event scheduled to be held each year for a period of years under an event contract, or an event support contract, one time each year for the period of years, after considering, through a highly competitive selection process, one or more sites that are not located in this state;

(2)  a site selection organization selects a site in this state as:

(A)  the sole site for the event; or

(B)  the sole site for the event in a region composed of this state and one or more adjoining states;

(3)  the event is held not more than one time in any year;

(4)  the amount of the incremental increase in tax receipts determined by the department under Subsection (b) of this section equals or exceeds $1 million, provided that for an event scheduled to be held each year for a period of years under an event contract or event support contract, the incremental increase in tax receipts shall be calculated as if the event did not occur in the prior year; and

(5)  not later than the 30th day before the first day of the event, a site selection organization or the organization hosting the event submits a plan to prevent the trafficking of persons in connection with the event to the office of the attorney general, the human trafficking prevention task force established under Section 402.035, Government Code, and the chief of the Texas Division of Emergency Management.

(a-5)  If the department determines an event is ineligible to receive funding through the Major Events Reimbursement Program due solely to a failure to timely submit a plan as required by Subsection (a-1)(5) of this section, the event may receive funding through the program if:

(1)  the plan required by that subdivision is submitted to the required entities not later than seven days before the event begins and is implemented during the event; and

(2)  all other requirements for funding under this section, including those imposed by Subsections (d-1) and (w) of this section, are satisfied not later than the 60th day after the last day of the fiscal year in which the event occurs, provided submission of the plan required by Subsection (a-1)(5) of this section was not previously required under this section for that event.

SECTION 3.  Section 5A(a-1), Chapter 1507 (S.B. 456), Acts of the 76th Legislature, Regular Session, 1999 (Article 5190.14, Vernon's Texas Civil Statutes), as amended by this Act, and Section 5A(a-5), Chapter 1507 (S.B. 456), Acts of the 76th Legislature, Regular Session, 1999 (Article 5190.14, Vernon's Texas Civil Statutes), as added by this Act, apply to an event that occurs before, on, or after the effective date of this Act.

SECTION 4.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.