86R5367 SRA-F

By:  Buckingham S.B. No. 1405

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain municipalities to pledge certain tax revenue for the payment of obligations related to hotel projects.

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

SECTION 1.  Section 351.102, Tax Code, is amended by amending Subsection (e) and adding Subsection (f-1) to read as follows:

(e)  In addition to the municipalities described by Subsection (b), that subsection also applies to:

(1)  a municipality with a population of at least 110,000 but not more than 135,000 at least part of which is located in a county with a population of not more than 135,000;

(2)  a municipality with a population of at least 9,000 but not more than 10,000 that is located in two counties, each of which has a population of at least 662,000 and a southern border with a county with a population of 2.3 million or more;

(3)  a municipality with a population of at least 200,000 but not more than 300,000 that contains a component institution of the Texas Tech University System;

(4)  a municipality with a population of at least 95,000 that borders Lake Lewisville;

(5)  a municipality that:

(A)  contains a portion of Cedar Hill State Park;

(B)  has a population of more than 45,000;

(C)  is located in two counties, one of which has a population of more than two million and one of which has a population of more than 149,000; and

(D)  has adopted a capital improvement plan for the construction or expansion of a convention center facility;

(6)  a municipality with a population of less than 6,000 that:

(A)  is located in two counties each with a population of 600,000 or more that are both adjacent to a county with a population of two million or more;

(B)  has full-time police and fire departments; and

(C)  has adopted a capital improvement plan for the construction or expansion of a convention center facility;

(7)  a municipality with a population of at least 56,000 that:

(A)  borders Lake Ray Hubbard; and

(B)  is located in two counties, one of which has a population of less than 80,000;

(8)  a municipality with a population of more than 83,000, that borders Clear Lake, and that is primarily located in a county with a population of less than 300,000;

(9)  a municipality with a population of less than 2,000 that:

(A)  is located adjacent to a bay connected to the Gulf of Mexico;

(B)  is located in a county with a population of 290,000 or more that is adjacent to a county with a population of four million or more; and

(C)  has a boardwalk on the bay;

(10)  a municipality with a population of 75,000 or more that:

(A)  is located wholly in one county with a population of 575,000 or more that is adjacent to a county with a population of four million or more; and

(B)  has adopted a capital improvement plan for the construction or expansion of a convention center facility;

(11)  a municipality with a population of less than 75,000 that is located in three counties, at least one of which has a population of at least four million; [~~and~~]

(12)  an eligible coastal municipality with a population of more than 3,000 but less than 5,000; and

(13)  a municipality that is the county seat of a county:

(A)  through which the Pedernales River flows; and

(B)  in which the birthplace of a president of the United States is located.

(f-1)  Notwithstanding Subsection (b), a municipality described by Subsection (e)(13) may also pledge revenue derived from the tax imposed under this chapter from a hotel project that is not:

(1)  owned by the municipality; or

(2)  located on land owned by the municipality.

SECTION 2.  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.