

1-1 By: Price, et al. (Senate Sponsor - Nelson) H.B. No. 1136  
 1-2 (In the Senate - Received from the House April 11, 2019;  
 1-3 April 15, 2019, read first time and referred to Committee on  
 1-4 Intergovernmental Relations; May 13, 2019, reported favorably by  
 1-5 the following vote: Yeas 6, Nays 0; May 13, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Lucio	X			
1-8 Schwertner	X			
1-9 Alvarado	X			
1-10 Campbell			X	
1-11 Fallon	X			
1-12 Menéndez	X			
1-13 Nichols	X			

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to territory included in a common characteristic or use  
 1-18 project in a public improvement district established by a  
 1-19 municipality.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. The heading to Section 372.0035, Local  
 1-22 Government Code, is amended to read as follows:

1-23 Sec. 372.0035. COMMON CHARACTERISTIC OR USE FOR PROJECTS IN  
 1-24 ~~[CERTAIN]~~ MUNICIPALITIES.

1-25 SECTION 2. Section 372.0035, Local Government Code, is  
 1-26 amended by amending Subsection (a) and adding Subsection (e) to  
 1-27 read as follows:

1-28 (a) This section applies only to~~+~~

1-29 ~~[(1) a municipality that:~~

1-30 ~~[(A) has a population of more than 650,000 and~~  
 1-31 ~~less than two million; or~~

1-32 ~~[(B) has a population of more than 325,000 and~~  
 1-33 ~~less than 625,000; and~~

1-34 ~~[(2)] a public improvement district established by a~~  
 1-35 ~~municipality under this subchapter and solely composed of territory~~  
 1-36 ~~in which the only businesses are one or more~~+~~~~

1-37 ~~[(A)] hotels [with 100 or more rooms ordinarily~~  
 1-38 ~~used for sleeping, if the district is established by a municipality~~  
 1-39 ~~described by Subdivision (1)(A); or~~

1-40 ~~[(B)] hotels with 75 or more rooms ordinarily used~~  
 1-41 ~~for sleeping, if the district is established by a municipality~~  
 1-42 ~~described by Subdivision (1)(B)].~~

1-43 (e) A district created after September 1, 2019, may  
 1-44 undertake a project under this section only for advertising,  
 1-45 promotion, or business recruitment, as authorized by Section  
 1-46 372.003(b)(13), directly related to hotels.

1-47 SECTION 3. Section 372.005(b-1), Local Government Code, is  
 1-48 amended to read as follows:

1-49 (b-1) Notwithstanding Subsection (b), a petition for the  
 1-50 establishment of a public improvement district described by Section  
 1-51 372.0035(a) [~~372.0035(a)(2)~~] is sufficient only if signed by record  
 1-52 owners of taxable real property liable for assessment under the  
 1-53 proposal who constitute:

1-54 (1) more than 60 percent of the appraised value of  
 1-55 taxable real property liable for assessment under the proposal, as  
 1-56 determined by the current roll of the appraisal district in which  
 1-57 the property is located; and

1-58 (2) more than 60 percent of:

1-59 (A) all record owners of taxable real property  
 1-60 that are liable for assessment under the proposal; or

1-61 (B) the area of all taxable real property that is

2-1 liable for assessment under the proposal.

2-2 SECTION 4. Subchapter A, Chapter 372, Local Government  
2-3 Code, is amended by adding Section 372.0121 to read as follows:

2-4 Sec. 372.0121. INCLUSION OF AREA IN COMMON CHARACTERISTIC  
2-5 PUBLIC IMPROVEMENT DISTRICT. Notwithstanding Section 372.012 or  
2-6 any other requirement in this chapter, the governing body of a  
2-7 municipality may include property in a public improvement district  
2-8 described by Section 372.0035 if:

2-9 (1) the property is a hotel; and

2-10 (2) the property could have been included in the  
2-11 district without violating Section 372.005(b-1) when the district  
2-12 was created regardless of whether the record owners of the property  
2-13 signed the original petition.

2-14 SECTION 5. This Act takes effect immediately if it receives  
2-15 a vote of two-thirds of all the members elected to each house, as  
2-16 provided by Section 39, Article III, Texas Constitution. If this  
2-17 Act does not receive the vote necessary for immediate effect, this  
2-18 Act takes effect September 1, 2019.

2-19 \* \* \* \* \*