

By: Buckingham

S.B. No. 1405

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of certain municipalities to pledge
3 certain tax revenue for the payment of obligations related to hotel
4 projects.

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

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

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

11 (1) a municipality with a population of at least
12 110,000 but not more than 135,000 at least part of which is located
13 in a county with a population of not more than 135,000;

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

18 (3) a municipality with a population of at least
19 200,000 but not more than 300,000 that contains a component
20 institution of the Texas Tech University System;

21 (4) a municipality with a population of at least
22 95,000 that borders Lake Lewisville;

23 (5) a municipality that:

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

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

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

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

7 (6) a municipality with a population of less than
8 6,000 that:

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

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

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

16 (7) a municipality with a population of at least
17 56,000 that:

18 (A) borders Lake Ray Hubbard; and

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

21 (8) a municipality with a population of more than
22 83,000, that borders Clear Lake, and that is primarily located in a
23 county with a population of less than 300,000;

24 (9) a municipality with a population of less than
25 2,000 that:

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

1 (B) is located in a county with a population of
2 290,000 or more that is adjacent to a county with a population of
3 four million or more; and

4 (C) has a boardwalk on the bay;

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

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

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

12 (11) a municipality with a population of less than
13 75,000 that is located in three counties, at least one of which has
14 a population of at least four million; ~~and~~

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

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

19 (A) through which the Pedernales River flows; and

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

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

26 (1) owned by the municipality; or

27 (2) located on land owned by the municipality.

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