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| BILL ANALYSIS |

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| C.S.H.B. 4082 |
| By: Goldman |
| Pensions, Investments & Financial Services |
| Committee Report (Substituted) |

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| **BACKGROUND AND PURPOSE** A constituent raised concerns regarding the purposes for which certificates of obligation or anticipation notes may be authorized by a county or municipality. Current law authorizes the issuance of certificates of obligation and anticipation notes for a public work; however, that term is not defined in statute. C.S.H.B. 4082 addresses this issue by defining what does and does not constitute a public work for purposes of a local government's authority to issue a certificate of obligation or anticipation note.  |
| **CRIMINAL JUSTICE IMPACT**It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision. |
| **RULEMAKING AUTHORITY** It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution. |
| **ANALYSIS** C.S.H.B. 4082 amends the Local Government Code and the Government Code to categorize any of the following public improvements as authorized by law for an issuer that is a municipality or county as a public work for purposes of both the Certificate of Obligation Act of 1971 and statutory provisions relating to anticipation notes used to pay for certain obligations:* a street, road, highway, bridge, sidewalk, or parking structure;
* a landfill;
* an airport;
* a utility system, water supply project, water treatment plant, wastewater treatment plant, or water or wastewater conveyance facility;
* a wharf or dock;
* a flood control and drainage project;
* a public safety facility, including a police station, fire station, emergency shelter, jail, or juvenile detention facility;
* a judicial facility;
* an administrative office building housing the governmental functions of the municipality or county;
* an animal shelter;
* a library; or
* a park or recreation facility that is generally accessible to the public and is dedicated as part of the municipal or county park system.

The following are expressly not considered a public work for those purposes:* a facility for professional or semi-professional sports;
* a stadium, arena, civic center, convention center, or coliseum; or
* a hotel.

C.S.H.B. 4082 applies only to a certificate of obligation or an anticipation note issued on or after the bill's effective date. |
| **EFFECTIVE DATE** September 1, 2023. |
| **COMPARISON OF INTRODUCED AND SUBSTITUTE**C.S.H.B. 4082 differs from the introduced in minor or nonsubstantive ways by conforming to certain bill drafting conventions. |
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