

BILL ANALYSIS

Senate Research Center
88R21998 MCF-F

H.B. 5355
By: Price (Sparks)
Local Government
5/5/2023
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The Prairie View Municipal Management District No. 1 (district) will be used to finance public improvements to serve the property within the district, including water, wastewater, drainage, roadway, irrigation, transportation, and other public improvements authorized by the legislation. The planned industrial and agricultural development within the district requires expanded wastewater facilities and irrigation facilities for users within the district or for users that petition to be added to the district with the consent of the City of Amarillo. The district will develop, construct, and operate a specialized wastewater treatment facility. The wastewater treatment plant will support the operation of Producer Owned Beef, a newly formed beef processing plant, and other users within the district.

The district does not have the authority to levy a tax, assessment, or fee on users or development outside the boundaries of the district. The district would have the authority to generate revenue for public improvements and maintenance by the levy of a tax, fee, assessment, or other revenue source on users within the district and will have the authority to issue bonds secured by these revenues upon approval by the Office of the Attorney General.

H.B. 5355 amends current law relating to the creation of the Prairie View Municipal Management District No. 1, provides authority to issue bonds, and provides authority to impose assessments, fees, and taxes.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subtitle C, Title 4, Special District Local Laws Code, by adding Chapter 3939, as follows:

CHAPTER 3939. PRAIRIE VIEW MUNICIPAL MANAGEMENT DISTRICT NO. 1

Sets forth standard language for the creation of the Prairie View Municipal Management District No. 1 (district). Sets forth standards, procedures, requirements, and criteria for:

Creation, purpose, and approval of the district (Sections 3939.0101-3939.0108);

Size, composition, appointment, compensation, and terms of the board of directors of the district, including the naming of the initial directors (Sections 3939.0201-3939.0203);

Powers and duties of the district (Sections 3939.0301-3939.0311);

General financial provisions and authority to impose a tax and issue bonds and obligations for the district (Sections 3939.0401-3939.0506); and

Dissolution of the district (Section 3939.0901).

Prohibits the district from exercising the power of eminent domain.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. Provides that all requirements of the constitution and the laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date: upon passage or September 1, 2023.