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By:  Schwertner S.B. No. 1783

A BILL TO BE ENTITLED

AN ACT

relating to airports.

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

SECTION 1.  Section 23.96(d), Tax Code, is amended to read as follows:

(d)  The sanctions provided by Subsection (a) of this section do not apply if the change of use occurs as a result of:

(1)  a sale for right-of-way;

(2)  [~~or~~] a condemnation; or

(3)  a transfer of the property to this state or a political subdivision of this state, including to an institution of higher education as defined by Section 61.003, Education Code, to be used for a public purpose.

SECTION 2.  Subchapter C, Chapter 21, Transportation Code, is amended by adding Section 21.1045 to read as follows:

Sec. 21.1045.  AIRPORT MAINTENANCE BACKLOG FUND. (a) In this section, "fund" means the airport maintenance backlog fund.

(b)  The airport maintenance backlog fund is established to provide financial assistance for airport maintenance at general aviation airports located in counties with a population of less than 500,000.

(c)  The fund is a dedicated fund in the state treasury outside the general revenue fund. The fund consists of:

(1)  any federal funds received by the state deposited to the credit of the fund;

(2)  matching state funds in an amount required by federal law;

(3)  funds appropriated by the legislature to the credit of the fund;

(4)  a gift or grant;

(5)  any fees paid into the fund; and

(6)  investment earnings on the money on deposit in the fund.

(d)  Financial assistance provided from the fund may not be conditioned on a requirement that a local entity contribute more than 10 percent of the total project cost of the project for which financial assistance is provided.

(e)  A receipt of financial assistance from the fund does not preclude an airport from receiving additional financial assistance under this chapter.

(f)  Sections 403.095 and 404.071, Government Code, do not apply to the fund.

SECTION 3.  The change in law made by this Act to Section 23.96, Tax Code, applies only to a change of use of property appraised under Subchapter G, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 4.  This Act takes effect September 1, 2023.