

By: Rodriguez

H.B. No. 3983

A BILL TO BE ENTITLED

AN ACT

relating to certain homestead preservation reinvestment zones.

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

SECTION 1. Section 373A.155(b), Local Government Code, is amended to read as follows:

(b) The county shall pay into the tax increment fund for the zone the same percentage of the tax increment produced by the county that ~~[an amount equal to the tax increment paid by]~~ the municipality pays into the fund ~~[as specified in the order adopted under Section 373A.1522]~~.

SECTION 2. Section 373A.1522, Local Government Code, is amended to read as follows:

Sec. 373A.1522. EFFECTIVE DATE OF ZONE. The zone designated by the ordinance adopted under Section 373A.1521 takes effect on the date on which the county adopts a final order~~+~~

~~[(1)]~~ agreeing to the creation of the zone, the zone boundaries, and the zone termination date specified by the municipality under Section 373A.1521(1) ~~[, and~~

~~[(2) specifying an amount of tax increment to be deposited by the county into the tax increment fund that is equal to the amount of the tax increment specified by the municipality under Section 373A.1521(3)]~~.

SECTION 3. Subchapter D, Chapter 373A, Local Government Code, is amended by adding Section 373A.159 to read as follows:

1 Sec. 373A.159. COMPOSITION OF BOARD OF DIRECTORS OF
2 HOMESTEAD PRESERVATION REINVESTMENT ZONES. (a) Notwithstanding
3 Chapter 311, Tax Code, the board of directors of a homestead
4 preservation reinvestment zone consists of at least 6 and not more
5 than 16 members, unless more than 16 members are required to satisfy
6 the requirements of this section.

7 (b) The municipality and county approving the payment of all
8 or part of the tax increment into the tax increment fund each may
9 appoint an equal number of members to the board.

10 (c) Members of the board are appointed for terms of two
11 years unless longer terms are provided under Section 11, Article
12 XI, Texas Constitution. Terms of members may be staggered.

13 (d) A vacancy on the board is filled for the unexpired term
14 by appointment of the governing body of the taxing unit that
15 appointed the director who served in the vacant position.

16 (e) To be eligible for appointment to the board, an
17 individual must:

18 (1) be a qualified voter of the county; or

19 (2) be at least 18 years of age and own real property
20 in the reinvestment zone or be an employee or agent of a person that
21 owns real property in the zone.

22 (f) Each year the board of directors of a reinvestment zone
23 shall elect one of its members to serve as presiding officer for a
24 term of one year. The board of directors may elect an assistant
25 presiding officer to preside in the absence of the presiding
26 officer or when there is a vacancy in the office of presiding
27 officer. The board may elect other officers as it considers

1 appropriate.

2 (g) A member of the board of directors of a homestead
3 preservation reinvestment zone:

4 (1) is not a public official by virtue of that
5 position; and

6 (2) unless otherwise ineligible, may be appointed to
7 serve concurrently on the board of directors of a local government
8 corporation created under Subchapter D, Chapter 431,
9 Transportation Code.

10 SECTION 4. This Act takes effect September 1, 2009.