

1-1 By: Rodriguez (Senate Sponsor - Watson) H.B. No. 3983
1-2 (In the Senate - Received from the House May 7, 2009;
1-3 May 8, 2009, read first time and referred to Committee on Economic
1-4 Development; May 21, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 May 21, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3983 By: Watson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to certain homestead preservation reinvestment zones.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 373A.155(b), Local Government Code, is
1-13 amended to read as follows:

1-14 (b) The county shall pay into the tax increment fund for the
1-15 zone the same percentage of the tax increment produced by the county
1-16 that [an amount equal to the tax increment paid by] the municipality
1-17 pays into the fund [as specified in the order adopted under Section
1-18 373A.1522].

1-19 SECTION 2. Section 373A.1522, Local Government Code, is
1-20 amended to read as follows:

1-21 Sec. 373A.1522. EFFECTIVE DATE OF ZONE. The zone
1-22 designated by the ordinance adopted under Section 373A.1521 takes
1-23 effect on the date on which the county adopts a final order[+
1-24 [-(1)] agreeing to the creation of the zone, the zone

1-25 boundaries, and the zone termination date specified by the
1-26 municipality under Section 373A.1521(1)[+, and
1-27 [-(2)] specifying an amount of tax increment to be

1-28 deposited by the county into the tax increment fund that is equal to
1-29 the amount of the tax increment specified by the municipality under
1-30 Section 373A.1521(3)].

1-31 SECTION 3. Subchapter D, Chapter 373A, Local Government
1-32 Code, is amended by adding Section 373A.159 to read as follows:

1-33 Sec. 373A.159. COMPOSITION OF BOARD OF DIRECTORS OF
1-34 HOMESTEAD PRESERVATION REINVESTMENT ZONES. (a) Notwithstanding
1-35 Chapter 311, Tax Code, the board of directors of a homestead
1-36 preservation reinvestment zone consists of at least 6 and not more
1-37 than 16 members, unless more than 16 members are required to satisfy
1-38 the requirements of this section.

1-39 (b) The municipality and county approving the payment of all
1-40 or part of the tax increment into the tax increment fund each may
1-41 appoint an equal number of members to the board.

1-42 (c) Members of the board are appointed for terms of two
1-43 years unless longer terms are provided under Section 11, Article
1-44 XI, Texas Constitution. Terms of members may be staggered.

1-45 (d) A vacancy on the board is filled for the unexpired term
1-46 by appointment of the governing body of the taxing unit that
1-47 appointed the director who served in the vacant position.

1-48 (e) To be eligible for appointment to the board, an
1-49 individual must:

1-50 (1) be a qualified voter of the county; or

1-51 (2) be at least 18 years of age and own real property
1-52 in the reinvestment zone or be an employee or agent of a person that
1-53 owns real property in the zone.

1-54 (f) Each year the board of directors of a reinvestment zone
1-55 shall elect one of its members to serve as presiding officer for a
1-56 term of one year. The board of directors may elect an assistant
1-57 presiding officer to preside in the absence of the presiding
1-58 officer or when there is a vacancy in the office of presiding
1-59 officer. The board may elect other officers as it considers
1-60 appropriate.

1-61 (g) A member of the board of directors of a homestead
1-62 preservation reinvestment zone:

1-63 (1) is not a public official by virtue of that

2-1 position; and
2-2 (2) unless otherwise ineligible, may be appointed to
2-3 serve concurrently on the board of directors of a local government
2-4 corporation created under Subchapter D, Chapter 431,
2-5 Transportation Code.

2-6 (h) The board of directors created in this section has the
2-7 powers and duties prescribed by Sections 311.010 and 311.011, Tax
2-8 Code.

2-9 SECTION 4. This Act takes effect September 1, 2009.

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