

1-1 By: Murphy (Senate Sponsor - Hinojosa) H.B. No. 1982
 1-2 (In the Senate - Received from the House May 6, 2013;
 1-3 May 7, 2013, read first time and referred to Committee on Economic
 1-4 Development; May 13, 2013, reported favorably by the following
 1-5 vote: Yeas 5, Nays 0; May 13, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Deuell	X			
1-8 Hancock	X			
1-9 Birdwell			X	
1-10 Davis	X			
1-11 Eltife	X			
1-12 Fraser	X			
1-13 Watson			X	

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the enterprise zone program.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Section 2303.004, Government Code, is amended by
 1-20 amending Subsection (b) and adding Subsection (c) to read as
 1-21 follows:

1-22 (b) Notwithstanding Subsection (a), the governing body of a
 1-23 county [~~with a population of one million or more~~] may nominate for
 1-24 designation as an enterprise project a project or activity of a
 1-25 qualified business that is located within the jurisdiction of a
 1-26 municipality located in the county. [~~For purposes of this~~
 1-27 ~~subsection, a county during any biennium may not use in any one~~
 1-28 ~~municipality more than three of the maximum number of designations~~
 1-29 ~~the county is permitted under Section 2303.406(d)(2).]~~

1-30 (c) Before a county makes a nomination under Subsection (b),
 1-31 the nominating county must enter into an interlocal agreement with
 1-32 the municipality that has jurisdiction of the territory in which
 1-33 the nominated project or activity will be located. The interlocal
 1-34 agreement must specify that either the nominating county or the
 1-35 municipality that has jurisdiction of the territory in which the
 1-36 nominated project or activity will be located is the governmental
 1-37 body having administration authority under Section 2303.201 and
 1-38 that both the nominating county and municipality approve the
 1-39 nomination. For purposes of this subsection, a county during any
 1-40 biennium may use the maximum number of designations the county is
 1-41 permitted under Section 2303.406(d) within the territory described
 1-42 by this subsection.

1-43 SECTION 2. Section 2303.201, Government Code, is amended to
 1-44 read as follows:

1-45 Sec. 2303.201. ADMINISTRATION BY GOVERNING BODY. (a) The
 1-46 governing body of an enterprise zone is the governing body of the
 1-47 municipality or county with jurisdiction over the area designated
 1-48 as an enterprise zone, except as provided by Subsection (b).

1-49 (b) The governing body with administration authority over
 1-50 an enterprise project nominated under Section 2303.004(c) is
 1-51 determined under the terms of an interlocal agreement required by
 1-52 that subsection.

1-53 SECTION 3. Section 2303.4052, Government Code, is amended
 1-54 to read as follows:

1-55 Sec. 2303.4052. REQUIRED INFORMATION FROM NOMINATING BODY.
 1-56 Before nominating the project or activity of a qualified business
 1-57 for designation as an enterprise project, the nominating body must
 1-58 submit to the bank:

1-59 (1) a certified copy of the ordinance or order, as
 1-60 appropriate, or reference to an ordinance or order as required
 1-61 by Section 2303.4051;

2-1 (2) a transcript of all public hearings conducted with
2-2 respect to local incentives available to qualified businesses
2-3 within the jurisdiction of the governmental entity nominating the
2-4 project or activity, regardless of whether those businesses are
2-5 located in an enterprise zone;

2-6 (3) the name, title, address, telephone number, and
2-7 electronic mail address of the nominating body's liaison designated
2-8 under Section 2303.204;

2-9 (4) if the business is seeking job retention benefits,
2-10 documentation showing the number of employment positions at the
2-11 qualified business site; ~~and~~

2-12 (5) any interlocal agreement required under Section
2-13 2303.004(c) that states:

2-14 (A) which governing body has the administration
2-15 authority under Section 2303.201; and

2-16 (B) that both the county in which the project or
2-17 activity is located and the municipality in whose jurisdiction the
2-18 project or activity is located approve the nomination of the
2-19 project or activity; and

2-20 (6) any additional information the bank may require.

2-21 SECTION 4. Section 2303.406, Government Code, is amended by
2-22 adding Subsection (d-1) to read as follows:

2-23 (d-1) An enterprise project designation may be split into
2-24 two half designations. A half designation uses one-half of one of
2-25 the enterprise project designations allowed to a nominating body
2-26 under Subsection (d) and to the bank under Section 2303.403.

2-27 SECTION 5. Section 2303.407, Government Code, is amended by
2-28 adding Subsection (e) to read as follows:

2-29 (e) The maximum number of jobs that the bank may allocate to
2-30 an enterprise project split into two half designations as provided
2-31 by Section 2303.406(d-1) is 250.

2-32 SECTION 6. Section 2303.4071, Government Code, is amended
2-33 by amending Subsection (a) and adding Subsection (e) to read as
2-34 follows:

2-35 (a) In this section:

2-36 (1) "Double [~~7~~,"double] jumbo enterprise project" and
2-37 "triple jumbo enterprise project" have the meanings assigned by
2-38 Section 2303.407.

2-39 (2) "Half enterprise project" means an enterprise
2-40 project split into two half designations as provided by Section
2-41 2303.406(d-1).

2-42 (e) A half enterprise project is eligible for a maximum
2-43 refund not to exceed \$125,000 in each state fiscal year and is
2-44 subject to the capital investment and job allocation requirements
2-45 under Section 2303.407(b)(1), (2), or (3).

2-46 SECTION 7. This Act takes effect immediately if it receives
2-47 a vote of two-thirds of all the members elected to each house, as
2-48 provided by Section 39, Article III, Texas Constitution. If this
2-49 Act does not receive the vote necessary for immediate effect, this
2-50 Act takes effect September 1, 2013.

2-51 * * * * *