

Chapter 120

H.B. No. 303

1 AN ACT
2 relating to entities eligible to authorize the creation of
3 spaceport development corporations and to the powers of those
4 corporations.

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

6 SECTION 1. Section 507.003, Local Government Code, is
7 amended to read as follows:

8 Sec. 507.003. AUTHORITY TO CREATE CORPORATION BY ELIGIBLE
9 ENTITIES. The following entities are eligible to authorize the
10 creation under this subtitle of a spaceport development
11 corporation:

- 12 (1) a county; [~~or~~]
13 (2) a municipality with a population of two million or
14 more; or
15 (3) a combination of one or more municipalities and
16 one or more counties.

17 SECTION 2. Section 507.051, Local Government Code, is
18 amended by amending Subsection (b) and adding Subsection (b-1) to
19 read as follows:

20 (b) If a single county authorizes the creation of a
21 spaceport development corporation, the commissioners court of the
22 county shall appoint the directors of the corporation. If a single
23 municipality authorizes the creation of a spaceport development
24 corporation under Section 507.003(2), the governing body of the

1 municipality shall appoint the directors of the corporation.

2 **(b-1)** If more than one political subdivision authorizes the
3 creation of a spaceport development corporation, the governing
4 bodies of the political subdivisions shall appoint the directors
5 through written agreement between the governing bodies.

6 SECTION 3. Section 507.103, Local Government Code, is
7 amended by amending Subsection (a) and adding Subsection (a-1) to
8 read as follows:

9 **(a)** This section does not apply to a spaceport development
10 corporation whose authorizing entity is a single municipality with
11 a population of two million or more.

12 **(a-1)** A spaceport development corporation may exercise the
13 power of eminent domain to acquire property for a spaceport,
14 including the power to:

15 (1) acquire fee title in land condemned;

16 (2) relocate or modify a railroad, utility line,
17 pipeline, or other facility that may interfere with a spaceport; or

18 (3) impose a reasonable restriction on using the
19 surface of the property for mineral development if the corporation
20 does not own the mineral rights.

21 SECTION 4. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this
25 Act takes effect September 1, 2019.

President of the Senate

Speaker of the House

I certify that H.B. No. 303 was passed by the House on April 2, 2019, by the following vote: Yeas 146, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 303 on May 13, 2019, by the following vote: Yeas 141, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 303 was passed by the Senate, with amendments, on May 9, 2019, by the following vote: Yeas 30, Nays 1.

Secretary of the Senate

APPROVED: 5 - 23 - 2019

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
6:15 pm O'CLOCK

MAY 23 2019
Secretary of State