CHAPTER 189 H.B. No. 1150

1	. AN ACT
2	relating to the financing of certain local water, conservation, and
3	open-space projects in accordance with the law governing sports and
4	community venue projects.
5	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
6	SECTION 1. Section 334.001(4), Local Government Code, is
7	amended to read as follows:
8	(4) "Venue" means:
9	(A) an arena, coliseum, stadium, or other type of
10	area or facility:
11	(i) that is used or is planned for use for
12	one or more professional or amateur sports events, community
13	events, or other sports events, including rodeos, livestock shows,
14	agricultural expositions, promotional events, and other civic or
15	charitable events; and
16	(ii) for which a fee for admission to the
17	events is charged or is planned to be charged;
18	(B) a convention center facility or related
19	improvement such as a convention center, civic center, civic center
20	building, civic center hotel, auditorium, theater, opera house,
21	music hall, exhibition hall, rehearsal hall, park, zoological park,
22	museum, aquarium, or plaza located in the vicinity of a convention
23	center or facility owned by a municipality or a county;
24	(C) a tourist development area along an inland

- 1 waterway;
- 2 (D) a municipal parks and recreation system, or
- 3 improvements or additions to a parks and recreation system, or an
- 4 area or facility that is part of a municipal parks and recreation
- 5 system; [and]
- 6 (E) a project authorized by Section 4A or 4B,
- 7 Development Corporation Act of 1979 (Article 5190.6, Vernon's Texas
- 8 Civil Statutes), as that Act existed on September 1, 1997; and
- 9 <u>(F) a watershed protection and preservation</u>
- 10 project; a recharge, recharge area, or recharge feature protection
- 11 project; a conservation easement; or an open-space preservation
- 12 program intended to protect water.
- SECTION 2. Section 334.041(f), Local Government Code, is
- 14 amended to read as follows:
- 15 (f) A municipality or county may not use revenue derived
- 16 from ad valorem taxes to construct, operate, maintain, or renovate
- 17 a venue that is part of an approved venue project. This provision
- does not apply to a venue authorized under Section 334.001(4)(D) or
- 19 <u>(F).</u>
- SECTION 3. Subchapter A, Chapter 334, Local Government
- 21 Code, is amended by adding Section 334.007 to read as follows:
- Sec. 334.007. RESTRICTION ON USE OF WATER OBTAINED AS
- 23 RESULT OF ACQUISITION OF PROPERTY. Water obtained as a result of an
- 24 acquisition of property for a project described by Section
- 25 334.001(4)(F) may be used only for the maintenance of that
- 26 property.
- 27 SECTION 4. Section 334.081, Local Government Code, is

- amended by adding Subsection (d) to read as follows:
- 2 (d) Subsection (c)(1) does not apply to a venue project for
- 3 a venue described by Section 334.001(4)(F).
- 4 SECTION 5. Subchapter H, Chapter 334, Local Government
- 5 Code, is amended by adding Section 334.2517 to read as follows:
- 6 Sec. 334.2517. USE OF REVENUE FOR CERTAIN PURPOSES. This
- 5 subchapter does not apply to the financing of a venue project
- 8 described by Section 334.001(4)(F).
- 9 SECTION 6. This Act takes effect immediately if it receives
- 10 a vote of two-thirds of all the members elected to each house, as
- 11 provided by Section 39, Article III, Texas Constitution. If this
- 12 Act does not receive the vote necessary for immediate effect, this
- 13 Act takes effect September 1, 2003.

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President of the Senate

Speaker of the House

I certify that H.B. No. 1150 was passed by the House on March 28, 2003, by the following vote: Yeas 146, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1150 on May 19, 2003, by the following vote: Yeas 140, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1150 was passed by the Senate, with amendments, on May 13, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

Governor