

BILL ANALYSIS

Senate Research Center

H.B. 4755
By: Kuempel (Wentworth)
Intergovernmental Relations
5/20/2009
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 4755 creates the Guadalupe County Development and Management District; providing authority to impose an assessment, impose a tax, and issue bonds; granting a limited power of eminent domain.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subtitle C, Title 4, Special District Local Laws Code, by adding Chapter 3887, as follows:

CHAPTER 3887. GUADALUPE COUNTY DEVELOPMENT AND MANAGEMENT DISTRICT

Sets forth standard language for the creation of the Guadalupe County Development and Management District (district) in Guadalupe County. Sets forth standards, procedures, requirements, and criteria for:

Creation, purpose, and approval of the district (Sections 3887.001-3887.050);

Size, composition, eligibility, compensation, and terms of the board of directors of the district (board), including the naming of the initial directors (Sections 3887.051-3887.100);

Powers and duties of the district (Sections 3887.101-3887.150);

General financial provisions and authority to impose a tax and to issue bonds and obligations for the district (Sections 3887.151-3887.200);

Division of the district into multiple districts (Sections 3887.201-3887.250); and

Dissolution of the district by the board (Sections 3887.251).

Authorizes the district to exercise the power of eminent domain inside district boundaries for any public purpose. Requires the district's power of eminent domain to be exercised in the manner provided by Chapter 21 (Eminent Domain), Property Code.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. Provides that all requirements of the constitution and the laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date: upon passage or September 1, 2009.