

BILL ANALYSIS

Senate Research Center
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S.B. 1214
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Technology & Business Growth
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As Filed

DIGEST

Currently, a public facility corporation has the power to finance or to provide for the acquisition, construction, rehabilitation, renovation, equipping, furnishing, and placement in service of public facilities and is allowed to issue bonds on behalf of its sponsor. The sponsor may be a city, county, school district, housing authority, or special district that causes a public facility corporation to be created. However, members of the boards of directors of public facility corporations lack the same legal immunities as their sponsors. S.B. 1214 would give a member of a board of directors of a public facility corporation the same immunity from liability that is granted to a member of the governing body of the corporation's sponsor.

PURPOSE

As proposed, S.B. 1214 assigns a public facilities corporation certain immunity and liability.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 4.041, Article 717s, V.T.C.S. (Public Facility Corporation Act), by adding Subsection (d), to provide that a corporation has the same immunity and may be held liable in the same manner as the corporation's sponsor. Provides that an officer, employee, or director of a corporation has the same immunity and may be held liable in the same manner as an officer, employee, or member of the governing body of the corporation's sponsor.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Emergency clause.
Effective date: upon passage.