

BILL ANALYSIS

Senate Research Center
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S.B. 1493
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Veteran Affairs & Military Installations
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As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The Defense Adjustment Management Authority Act was enacted by the Texas Legislature in 2001, to counteract potential negative impacts on the economic development of areas near military defense bases closed under the Base Realignment and Closure Act of 1990 and its subsequent amendments. It allowed the governing bodies of municipalities with a population of at least 1.1 million to create by resolution or ordinance an authority in an area that has been annexed for full or limited purposes of fostering economic opportunity, job generation, and capital investment by promoting a favorable business climate, preparing the workforce for productive employment, and supporting infrastructure development in areas around defense bases that are intended to be annexed by the municipality. The authority is a specific type of municipal management district with municipal zoning and platting powers within predefined limits.

Along with residents of the district and owners of property in the district, the original Act allowed owners of stock of a corporate owner of property, owners of trusts that own property in the district or agents, employees, or tenants of any of those property owners to be appointed to the board of an authority.

As proposed, S.B. 1493 amends current law relating to the qualifications of directors of a defense base management authority.

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 Section 375.306(h), Local Government Code, to provide that Sections 375.061 (Number of Directors; Terms), 375.063 (Qualifications of Director), 375.066 (Board Vacancy), and 375.068 (Officers) and the limitations of Section 375.072(c) (relating to public entity employees service on boards) do not apply to this subchapter.

SECTION 2. Amends Section 375.307(a), Local Government Code, to require a person, except as provided by Subsection (b), to be qualified to serve as a director of an authority to reside in the authority or own property in the authority, rather than requiring that a majority of the directors of an authority meet the qualifications of Section 375.063, except as provided by Subsection (b).

SECTION 3. Makes application of this Act prospective.

SECTION 4. Effective date: upon passage or September 1, 2011.