

BILL ANALYSIS

Senate Research Center
86R25735 SMT-F

H.B. 4730
By: Moody (Rodríguez)
Intergovernmental Relations
5/18/2019
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 4730 creates the City of El Paso Municipal Management District No. 1 (district). The district will encompass approximately 3,643.3423 acres of land located within El Paso County, Texas. The district is located within the corporate limits of the City of El Paso, Texas.

The bill follows the template, except as follows: 1. Provides that any agreement between the district and the city related to the city consent is valid and enforceable and the district has waived sovereign immunity for purposes of city enforcement; 2. Provides that the district may not conduct its bond election until the owners of a majority of the land in the district have entered into a development agreement with the city; 3. Provides that the district may be included in a TIRZ zone, tax abatement zone, enterprise zone, and industrial district; 4. The district has subdivision powers and may subdivide land annexed into the district; 5. The district may not issue bonds secured by assessment until (i) the issuance of such bonds have been approved by the Texas Commission on Environmental Quality, (ii) the infrastructure being funded has been completed, and (iii) at least 75 percent of the projected improvements that are liable for the assessments have been completed.

H.B. 4730 amends current law relating to the creation of the City of El Paso Municipal Management District No. 1, provides authority to issue bonds, and provides authority to impose assessments, fees, or taxes.

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 3972 as follows:

CHAPTER 3972. CITY OF EL PASO MUNICIPAL MANAGEMENT DISTRICT NO. 1

Sets forth standard language for the creation of the City of El Paso Municipal Management District No. 1 (district). Sets forth standards, procedures, requirement, and criteria for:

Creation and approval of district (Sections 3972.0101–3972.0109);

Size, composition, appointment procedure, and terms of the board of directors of the district (Sections 3972.0201–3972.0209);

Powers and duties of the district (Sections 3972.0301–3972.0307);

Division of district into multiple districts (Sections 3972.0401–3972.0404);

General financial provisions; assessments (Sections 3972.0501–3972.0502); and

Authority to impose tax and to issue bonds and obligations for the district

(Sections 3972.0601–3972.0706).

Prohibits the district from exercising the power of eminent domain.

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

SECTION 3. Provides that the 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: January 1, 2020.