

BILL ANALYSIS

Senate Research Center
77R8221 ATP-D

H.B. 3172
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Intergovernmental Relations
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Engrossed

DIGEST AND PURPOSE

Currently, municipalities have the statutory authority to create public improvement districts that make assessments for roads, drainage, and improvements. Many counties are experiencing high growth in unincorporated areas where residents could benefit from public improvement districts. H.B. 3172 gives counties the authority to create public improvement districts in the same manner as municipalities.

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 the heading to Chapter 372, Local Government Code, to read as follows:

CHAPTER 372. IMPROVEMENT DISTRICTS IN MUNICIPALITIES AND COUNTIES

SECTION 2. Amends Section 372.002, Local Government Code, as follows:

Sec. 372.002. Authorizes powers granted under this subchapter to be exercised by a municipality or county in which the governing body of the municipality or county initiates or receives a petition requesting the establishment of a public improvement district.

SECTION 3. Amends Section 372.003(a), Local Government Code, to make conforming changes.

SECTION 4. Amends Section 372.005(a), Local Government Code, to make conforming changes.

SECTION 5. Amends Section 372.006, Local Government Code, to make conforming changes.

SECTION 6. Amends Section 372.007(a), Local Government Code, to authorize, before holding the hearing required by Section 372.009, the governing body of the municipality to use the services of municipal employees, the governing body of the county to use the services of county employees, or the governing body of the municipality or county to employ consultants to prepare a report to determine whether an improvement should be made as proposed by petition or otherwise or whether the improvement should be made in combination with other improvements authorized under this subchapter.

SECTION 7. Amends Section 372.008(a), Local Government Code, to make a conforming change.

SECTION 8. Amends Sections 372.009(a)-(c), Local Government Code, to make conforming changes.

SECTION 9. Amends Section 372.010, Local Government Code, to make conforming changes.

SECTION 10. Amends Section 372.012, Local Government Code, to make a conforming change.

SECTION 11. Amends Section 372.013(a), Local Government Code, to make a conforming change.

SECTION 12. Amends Section 372.014(b), Local Government Code, to make conforming changes.

SECTION 13. Amends Sections 372.015(a) and (c), Local Government Code, to make conforming changes.

SECTION 14. Amends Sections 372.016(a) and (b), Local Government Code, as follows:

(a) Makes conforming changes.

(b) Requires the governing body to file the proposed assessment roll with the municipal secretary or other officer performing the functions of the municipal secretary or in a district formed by a county, the county tax assessor-collector. Makes conforming changes.

SECTION 15. Amends Section 372.017, Local Government Code, to make conforming changes. Requires the governing body, after all objections have been heard and the governing body has passed on the objections, by ordinance or order to levy the assessment as a special assessment on the property.

SECTION 16. Amends Section 372.018, Local Government Code, to make conforming changes.

SECTION 17. Amends Section 372.019, Local Government Code, to make a conforming change.

SECTION 18. Amends Section 372.020, Local Government Code, to make a conforming change.

SECTION 19. Amends Section 372.021, Local Government Code, to make conforming changes.

SECTION 20. Amends Section 372.022, Local Government Code, to make conforming changes.

SECTION 21. Amends Sections 372.023(b), (d), and (e), Local Government Code, to make conforming changes.

SECTION 22. Amends Section 372.025, Local Government Code, to make a conforming change.

SECTION 23. Amends Sections 372.026(a), (b), and (c), Local Government Code, to make conforming changes.

SECTION 24. Amends Sections 372.027(a) and (b), Local Government Code, to make conforming changes.

SECTION 25. Effective date: upon passage or September 1, 2001.