

BILL ANALYSIS

Senate Research Center
78R5153 AKH-D

S.B. 756
By: Nelson
Infrastructure Development and Security
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DIGEST AND PURPOSE

Currently, in the event of a disaster, the DFW Airport Board is not authorized to declare a local state of emergency. As a result, access to state and federal disaster aid is accomplished only through a long and cumbersome process involving a number of individuals. As proposed, S.B. 756 authorizes certain joint airport boards to declare a state of local disaster as a prerequisite to obtaining state disaster assistance, thus streamlining access to state and federal disaster aid.

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 418.004, Government Code, by adding Subdivision (8), to define “joint board.”

SECTION 2. Amends Section 418.102 (b), Government Code, to require a municipal corporation or a joint board to request assistance from the county program, when its resources are exceeded.

SECTION 3. Amends Section 418.108, Government Code, as follows:

- (a) Provides an exception.
- (b) Prohibits a declaration of local disaster from being continued or renewed for a period of more than seven days except with the consent of the governing body of the political subdivision or the joint board as provided by Subsection (e), as applicable.
- (c) Includes the joint board’s official records in the list of places to file an order or proclamation relating to a local state of disaster.
- (d) No changes to this subsection.
- (e) Provides that the chief administrative officer of a joint board has exclusive authority to declare that a local state of disaster exists within the boundaries of an airport operated or controlled by the joint board, regardless of whether the airport is located in or outside the boundaries of a political subdivision.

SECTION 4. Effective date: September 1, 2003.