



CITY OF CORPUS CHRISTI

2013 STATE LEGISLATIVE PRIORITIES

<i>PRIORITY</i>	<i>STATUS (as of 4/29/13)</i>
<p>✓ Windstorm Insurance reform to include de-populating the windstorm insurance pool; spreading the risk to a larger pool of insured; repealing Class 2 and 3 post-event bonds; allowing single adjuster for TWIA loss claims; limiting frivolous lawsuits; creating incentives for insurance companies to write policies in the voluntary market, and setting reasonable premiums for policyholders.</p>	<p><i>On-going negotiations</i></p> <p><i>HB 2350, HB 2351, HB 2352 by Hunter, et al</i> <i>SB 1089 by Hinojosa</i></p>
<p>✓ Expand authority of Joint Airport Zoning Board in Chapter 241, Local Government Code, to prevent and mitigate electromagnetic and radar interference.</p>	<p><i>HB 605 by Lozano</i> <i>Public hearing in House County Affairs 4/18/13</i> <i>CSHB 605 limited only to Kleberg/Kingsville</i> <i>CSHB 1832 by Miller</i> <i>3/21/13 Pending in Defense and Veterans' Affairs</i></p> <p><i>H.B. 2695 by Y. Davis</i> <i>Not heard in House Urban Affairs 4/17/13</i></p>
<p>✓ Seek funding to protect Texas military installations from future budget cuts or BRAC-like actions by improving operational efficiency, enhancing the strategic military mission, or eliminating potential incompatible land uses near Texas military bases.</p>	<p><i>SB 1200 by Van De Putte</i> <i>4/25/13 Passed in Senate.</i></p> <p><i>SB 1 by Williams (General Appropriations Act)</i> <i>In conference committee</i> <i>Article XI rider for \$20 million</i></p>
<p>✓ Give local governments access to a variety of financing tools, and remove any restrictions that limit flexibility to use economic incentives to address community-specific transportation infrastructure needs through all project phases.</p>	<p><i>SB 1 by Williams (General Appropriations Act)</i> <i>In conference committee</i></p> <p><i>Transportation funding = \$17.3 billion in all funds for transportation planning and design, right-of-way acquisition, construction, and maintenance and preservation.</i></p> <p><i>A number of bills have been filed attempting to allocate funding from the Rainy Day Fund to TxDOT for highway projects.</i> <i>SJR 1 by Williams</i> <i>Constitutional amendment transferring \$2.5B from Rainy Day Fund for water projects and \$3.5B for transportation to pay off bonds – no funding for additional highway capacity.</i> <i>4/24/13 Passed in Senate</i></p> <p><i>A number of bills deal with the allocation of Fund 6 and other taxes, such as the vehicle sales tax, or</i></p>

	<p><i>mileage use tax.</i> <i>H.B. 3664 by Darby – 4/25/13 In Calendars.</i> <i>HB 3665 by Darby – 4/18/13 Pending in committee</i></p> <p><i>S.B. 1110 by Nichols (Transportation Reinvestment Zone) -- Authorizes creation of a TRZ for the Harbor Bridge project. Accomplishes same as HB 1290 by Phillips.</i> <i>4/25/13 – Passed by House.</i> <i>Senate can concur in House amendments or go to conference committee.</i></p> <p><i>S.B. 1730 by Nichols</i> <i>Authorizes the Harbor Bridge project to utilize a comprehensive development agreement.</i> <i>4/29/13 – Passed by House.</i> <i>Senate can concur in House amendments or go to conference committee.</i></p>
<p>✓ Strongly protect and proactively oppose any effort to take away the City’s existing water rights.</p>	<p><i>No legislation needed.</i></p>
<p>✓ Exempt the Corpus Christi Aquifer Storage and Recovery District from the requirement of developing a “desired future condition” of the aquifer in Chapter 36, Water Code.</p>	<p><i>HB 2764 by Hunter</i> <i>4/16/13 Pending in House Natural Resources</i> <i>SB 1429 by Hinojosa</i> <i>4/24/13 Referred to House Natural Resources</i></p>
<p>✓ Validate actions of the Lower Nueces Water Supply District to protect City’s real property interests near Lake Corpus Christi.</p>	<p><i>SB 1423 by Hinojosa</i> <i>4/11/13 Passed by Senate. 4/15/13 Referred to House Natural Resources.</i> <i>HB 1361 by Hunter</i> <i>4/15/13 Approved by House Natural Resources Committee for Local and Consent Calendar.</i></p>
<p>✓ Create a dedicated funding source to implement long-term water management strategies in the 2012 State Water Plan.</p>	<p><i>HB 4 by Ritter</i> <i>Passed by House. 4/29/13 Passed in Senate.</i> <i>House can concur in Senate amendments or go to conference committee.</i></p> <p><i>SB 4 by Fraser</i> <i>4/29/13 Passed in Senate.</i></p> <p><i>HB 11 by Ritter</i> <i>4/29/13 Died on point of order</i></p> <p><i>SB 1 by Williams (General Appropriations Act)</i> <i>In conference committee</i></p> <p><i>SJR 1 by Williams</i> <i>Constitutional amendment transferring \$2.5B from Rainy Day Fund for water projects and \$3.5B for transportation projects.</i></p>

<p>✓ Allow a County to use its Texas Enterprise Zone designations for a company that is in the extraterritorial jurisdiction of a City that is not in that County.</p>	<p><i>CSHB 1982 by Murphy</i> <i>5/2/13 On House Local & Consent Calendar</i> <i>CSSB 1084 by Hinojosa</i> <i>4/24/13 Passed Senate. Referred to House Economic Development Committee</i></p>
<p>✓ Allows Texas Enterprise Zone designations to be broken down into halves or quarters.</p>	<p><i>HB 1984 by Murphy</i> <i>Incorporated into CSHB 1982 & CSSB 1084 (see above)</i></p>
<p>✓ Constitutional amendment authorizing gaming at destination locations in Texas.</p>	<p><i>HJR 47 by Alvarado</i> <i>2/11/13 Referred to State Affairs</i> <i>HJR 121 by Raymond</i> <i>3/18/13 Referred to Licensing and Administrative Procedures</i> <i>SJR 36 by Hinojosa</i> <i>3/18/13 Referred to Finance Subcommittee</i> <i>HJR 131 by Menendez</i> <i>3/19/13 Referred to Licensing and Administrative Procedures</i> <i>SJR 64 by Carona</i> <i>4/10/13 Pending in Senate Business and Commerce</i></p>
<p>✓ Eliminate or reduce the population threshold in the Local Government Code and Government Code to allow smaller municipalities flexibility in contracting available to larger municipalities.</p>	<p><i>HB 3830 by Herrero</i> <i>4/8/13 Pending in Government Efficiency and Reform</i> <i>SB 1430 by Hinojosa</i> <i>4/15/13 Referred to House Government Efficiency and Reform</i></p>
<p>✓ Amend Chapter 451, Transportation Code, to change city appointment to rapid transportation authority board representing transportation disadvantaged individuals.</p>	<p><i>No legislation filed.</i> <i>Looking for vehicle germane for an amendment.</i></p>
<p>✓ Stop non-transportation-related diversions from Fund 6 (State Gasoline Tax).</p>	<p><i>S.B. 1 by Williams</i> <i>In conference committee</i> <i>H.B. 3666 by Darby – establishes a \$15 vehicle inspection fee dedicated to the Texas Department of Public Safety.</i> <i>4/25/13 Approved by Appropriations Committee.</i></p> <p><i>H.B. 479 by Harper-Brown –</i> <i>4/23/13 Pending in House Appropriations.</i> <i>H.B. 106 by Larson – in committee</i> <i>H.B. 2278 by Phillips – Pending in committee 4/10/13</i> <i>S.B. 309 by Paxton – Pending in committee 4/2/13</i></p>
ACTIVELY SUPPORT	STATUS (as of 4/29/13)
<p>✓ Limitation on boating sales tax to create incentive for large boats to be registered in Texas.</p>	<p><i>SB 862 by Taylor</i> <i>4/10/13 Pending in Finance Subcommittee</i> <i>HB 3272 by J. Davis</i> <i>3/19/13 Referred to Ways and Means</i></p>
<p>✓ Pass a constitutional amendment (authorize referendum) to protect local governments from unfunded mandates.</p>	<p><i>No legislation filed on subject</i></p>
<p>✓ Oppose further cuts in Mental Health and</p>	<p><i>SB 1 by Williams</i></p>

Mental Retardation (MHMR) funding.	<i>In conference committee Expands mental health and substance abuse services by \$239 million</i>
✓ Fair and equitable school finance system that strives for excellence, maximizes local control and encourages students to achieve academic success and prepares them for career opportunities in the future.	<i>H.B. 264 by Aycock H.B. 265 by Aycock S.B. 1686 by Duncan H.B. 2756 by Branch H.B. 3653 by Branch No action likely until Supreme Court rules.</i>
✓ Texas should enhance existing formula funding to increase efficiency and encourage graduates from Texas Universities and community colleges to support the critical role of providing a skilled workforce for the Texas Economy.	<i>SB 1 by Williams In conference committee Additional details to follow.</i>
✓ Reinstate the dispersal of Law Enforcement Officers Standards and Education (LEOSE) funds to law enforcement entities across the state to defer the cost of the required continuing education of Texas peace officers.	<i>SB 1 by Williams In conference committee No additional funding.</i>
✓ Authorize sobriety checkpoints and other driving while intoxicated (DWI) prevention and enforcement tools without limitation to population, including the use of ignition interlocks on those convicted of a DWI offense.	<i>S.B. 1418 by Davis 3/18/13 Referred to Criminal Justice Needs amendment to drop municipal population bracket from 350,000 to 300,000. H.B. 260 by Callegari (ignition interlock) 4/16/13 Approved by Criminal Jurisprudence Committee H.B. 3521 by Carter (ignition interlock) 3/20/13 Referred to Criminal Jurisprudence</i>
✓ Amend Section 28.08 the Texas Penal Code, to enhance prosecution of graffiti cases in which the offender continues repeating the offense. If it is shown on the trial of the offense that the defendant has been previously convicted of two or more offenses under this section, then the current offense is enhanced to the next highest degree (except for a felony of the first degree offense).	<i>H.B. 2849 by White 4/29/13 Approved as substituted in House Criminal Jurisprudence H.B. 36 by Menendez 4/26/13 Approved as substituted in House Criminal Jurisprudence H.B. 3494 by Moody (oppose) 4/25/13 Approved as substituted in House Criminal Jurisprudence</i>
✓ Return back into the Texas Transportation Code the penalty of a \$200 fine for driving a vehicle without a license plate.	<i>H.B. 625 by Harper-Brown 4/24/13 Referred to Senate Transportation</i>
✓ Amend Section 38.04, Texas Penal Code, to increase the penalty for those suspects who flee from law enforcement on foot and while doing so, enter into a building or habitation without consent of the owner. Establish the penalty of a State Jail Felony when the components of the offense include the act of a suspect fleeing into	<i>No legislation filed on this subject.</i>

<p>a building and establish a Third Degree Felony when a suspect flees into a residence, both without effective consent of the owner.</p>	
<p>✓ TCAP - The Regular Session of the 83rd Texas Legislature be encouraged to preserve the traditional role of cities in the regulatory process, including original jurisdiction and reimbursement of reasonable rate case expenses.</p>	<p><i>H.B. 1148 by Harless (oppose) 3/6/13 Pending in House State Affairs</i></p>
<p>✓ TCAP - The Legislature make no statutory changes that would lead to a reduction in revenues paid by public utilities as franchise fees for rental of public rights-of-way.</p>	<p><i>No legislation filed on this subject.</i></p>
<p>✓ TCAP - The Legislature facilitate and encourage public/private partnerships between cities and electric generation developers in creating small-scale (not to exceed 50 MW) power plants capable of rapidly meeting peak power needs.</p>	<p><i>H.B. 3701 by Lucio, III 3/21/13 Referred to State Affairs S.B. 1239 by Rodriguez 4/16/13 Pending in Senate Business and Commerce</i></p> <p><i>H.B. 2692 by Crownover (municipal incentives) 3/19/13 Referred to House State Affairs</i></p>
<p>✓ TCAP - The Legislature recognize that “smart meters” are under-utilized with regard to encouraging and incentivizing reductions in energy consumption during peak periods and that the regulated transmission and distribution utilities which own the “smart meters” be allowed to re-enter the retail electric market to the extent they offer regulated rate plans designed to incent reductions in peak energy consumption.</p>	<p><i>H.B. 3590 by Bonnen (oppose) 3/20/13 Referred to State Affairs S.B. 241 by Carona (oppose) 4/9/13 Pending in Senate Business and Commerce</i></p>
<p>✓ TCAP - The Legislature preclude foreign ownership of electric distribution assets and make it clear that, notwithstanding any other provision in law, home rule cities, individually or collectively, shall be permitted to own and operate electric distribution assets so long as said cities are not involved in retail sales of electricity.</p>	<p><i>No legislation filed on this subject.</i></p>
<p>✓ TCAP - The Legislature resist any efforts to transform the energy-only ERCOT market into a capacity market which would increase the price of electricity by artificially inflating generator profits.</p>	<p><i>H.B. 1600 by Cook (PUC Sunset) 4/25/13 In conference Committee S.B. 206 by Nichols 2/25/13 Referred to Senate Business and Commerce</i></p>
<p>✓ TCAP - The Legislature enhance protections against anti-competitive activities in the wholesale market and require the Public Utility Commission to reform its rules related to Voluntary Mitigation Plans and allow cities and other interested parties to participate in</p>	<p><i>More information to follow</i></p>

review of such plans.	
✓ TCAP - The Legislature mandate that the PUC and market participants provide consumer education regarding the relationship between time of use, cost of energy production and transmission, and the price paid by consumers.	<i>No legislation filed on this subject.</i>
✓ TCAP - The Legislature require the PUC to establish certain uniform products that must be offered by all retail electric providers (“REPs”) and to establish new rules governing the powertochoose.org and powertosavetexas.org websites that will better inform retail customers of complaints against REPs and better educate customers regarding the economic and market benefits of reducing demand during peak periods.	<i>S.B. 602 by Davis (powertochoose) 3/26/13 Pending in committee H.B. 1962 by Sy. Turner (uniform products) 3/5/13 Referred to State Affairs S.B. 599 by Davis (uniform products) 2/25/13 Referred to Business and Commerce</i>
ACTIVELY OPPOSE	STATUS (as of 4/29/13)
✓ Changes to the Public Education and Government one percent franchise fee for state cable franchises.	<i>No legislation filed on this subject H.B. 1133 by Otto (oppose) Sales and use tax exemption for tangible personal property used to provide cable television service, Internet access service, or telecommunications services. 4/29/13 Approved as substituted in House Ways and Means S.B. 1330 by Estes 4/15/13 Pending in Senate Finance Subcommittee H.B. 1900 by Eiland (oppose) Exempting certain amounts charged for certain cable television services from the sales and use tax 4/1/13 Pending in House Ways and Means S.B. 1465 by Estes 3/18/13 Referred to Senate Finance</i>
✓ Flow control restrictions in solid waste management.	<i>No legislation filed on this subject.</i>
✓ Changes in funding or structure that might weaken the long-term viability and actuarial soundness of the Texas Municipal Retirement System (TMRS) and limit or restrict a municipality’s benefit flexibility.	<i>H.B. 626 by Harper-Brown 4/29/13 In House Calendars Committee H.B. 651 by Capriglione 3/11/13 Not heard in House Pensions Committee H.B. 718 by Smithee 3/18/13 Pending in House Pensions Committee</i>
✓ Changes to the school start date	<i>H.B. 669 by Ratliff 2/14/13 Referred to Public Education</i>
✓ Limitations on local control and restrictions on city’s extra-territorial jurisdiction.	<i>H.B. 3552 by Oliveira 4/29/13 Approved in House International Trade</i>

	<p><i>Committee for local and consent calendar. Rep. Oliveira will accepted amendment exempting Coastal Bend from HB 3552. S.B. 1695 by Lucio 3/25/13 Referred to Senate Intergovernmental Relations</i></p> <p><i>H.B. 1477 by Callegari (oppose) 4/17/13 Approved by House Land and Resource Management as substituted</i></p>
<p>✓ Revenue Caps or erosion of local control over budgeting process.</p>	<p><i>SB 155, SB 154, SJR 14, SJR 15 by Patrick HJR 58 by Creighton HJR 84 by Bell HJR 102 by Bohac SJR 9 by Nichols SB 144 by Williams All bills still in committee or subcommittee</i></p>
<p>✓ Limits on land use regulatory authority.</p>	<p><i>H.B. 325 by Dutton/HJR 54 (Open Beaches Act) 3/25/13 Pending in House Land and Resource Management</i></p> <p><i>H.B. 3513 by Guillen 4/8/13 Pending in Land and Resource Management S.B. 1569 by Hinojosa 4/17/13 Pending in Senate Intergovernmental Relations</i></p> <p><i>H.B. 2244 by Harper-Brown (oppose) 4/25/13 In House Calendars Committee S.B. 1383 by Hancock (oppose) 4/29/13 Approved as substituted in Senate Intergovernmental Relations Committee</i></p>
<p>✓ Limits on building and construction permit fees.</p>	<p><i>H.B. 3360 by Dutton 4/17/13 Pending in House Urban Affairs Committee</i></p>
<p>✓ Reduction in revenue collected for right of way rental (i.e. Franchise fees).</p>	<p><i>No legislation filed on this subject</i></p> <p><i>H.B. 1133 by Otto (oppose) Sales and use tax exemption for tangible personal property used to provide cable television service, Internet access service, or telecommunications services. 4/9/13 Pending in House Ways and Means Committee S.B. 1330 by Estes 4/15/13 Pending in Senate Finance Subcommittee</i></p> <p><i>H.B. 1900 by Eiland (oppose) Exempting certain amounts charged for certain cable television services from the sales and use tax 4/1/13 Pending in Ways and Means S.B. 1465 by Estes</i></p>

	<i>3/18/13 Referred to Finance</i>
✓ Elimination or limits on the use of economic development tools	<i>No legislation filed on this subject.</i>
ENDORSE	STATUS (as of 4/29/13)
✓ City employee benefits plan flexibility.	<i>No legislation filed on this subject.</i>
✓ Continuation of economic development incentives and funding, including tourism funding through the Governor's Office.	<i>SB 1 by Williams In conference committee Several bills deal with the Texas Economic Development Act, but all are beneficial.</i>
✓ Continuation of funding for State agencies that provide critical services in the Coastal Bend, including Texas Parks and Wildlife Department, Texas Commission on the Arts, Texas Historical Commission, Texas Health and Human Services agencies, Texas Department of Transportation, Texas General Land Office, Texas Commission on Environmental Quality, Texas Department of Public Safety, and others.	<i>SB 1 by Williams In conference committee</i>
✓ Amend Section 551.002(c), Local Government Code, to remove the restriction on when a home rule municipality can protect streams, watersheds, and aquifers in the city's extraterritorial jurisdiction.	<i>No legislation filed on this subject.</i>