

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 499

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Richard M. Romero

AN ACT

RELATING TO METROPOLITAN REDEVELOPMENT; AMENDING SECTIONS OF
THE NMSA 1978 TO ALLOW MUNICIPALITIES TO DISPOSE OF REAL PROPERTY
THAT IS PART OF A METROPOLITAN REDEVELOPMENT PROJECT AS
PERMITTED BY THE CONSTITUTION OF NEW MEXICO AND THE LOCAL
ECONOMIC DEVELOPMENT ACT; ALLOWING FOR TAX INCREMENT FINANCING
FOR A PERIOD OF TWENTY YEARS; DECLARING AN EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 3-60A-10 NMSA 1978 (being Laws 1979, Chapter 391, Section
10) is amended to read:

"3-60A-10. POWERS OF MUNICIPALITY.--Every municipality shall have all the
powers necessary or convenient to carry out and effectuate the purposes and provisions of the
Metropolitan Redevelopment Code, including but not necessarily limited to the following
powers:

A. to undertake and carry out metropolitan redevelopment projects within its
area of operation, including clearance and redevelopment, rehabilitation, conservation and

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 development activities and programs; to make, enter into and execute contracts and other
2 agreements and instruments necessary or convenient to the exercise of its powers under the
3 Redevelopment Law; and to disseminate information regarding slum clearance, prevention of
4 blight and the metropolitan redevelopment projects and areas;

5 B. to provide, arrange or contract for the furnishing or repair by any public or
6 private person or agency for services, privileges, works, streets, roads, public utilities, public
7 buildings or other facilities for or in connection with a metropolitan redevelopment project; to,
8 within its area of operation, install, acquire, construct, reconstruct, remodel, rehabilitate,
9 maintain and operate streets, utilities, parks, buildings, playgrounds and public buildings,
10 including but not limited to parking facilities, transportation centers, public safety buildings and
11 other public improvements or facilities or improvements for public purposes, as may be required
12 by the municipality, the state or a political subdivision of the state; to agree to any conditions
13 that it may deem reasonable and appropriate which are attached to federal financial assistance
14 and imposed pursuant to federal law, including conditions relating to the determination of
15 prevailing salaries or wages or compliance with federal and state labor standards, compliance
16 with federal property acquisition policy and the provision of relocation assistance in accordance
17 with federal law in the undertaking or carrying out of a metropolitan redevelopment project; and
18 to include in any contract let in connection with the project provisions to fulfill any of these
19 conditions as it may deem reasonable and appropriate. Provided, however, that all purchases of
20 personal property shall be in accordance with the [~~Public Purchases Act~~] Procurement Code;

21 C. within its area of operation, to inspect any building or property in any
22 metropolitan redevelopment area in order to make surveys, appraisals, soundings or test borings
23 and to obtain an order for this purpose from a court of competent jurisdiction in the event
24 inspection is denied by the property owner or occupant to acquire, by purchase, lease, option,
25 gift, grant, bequest, devise, eminent domain or otherwise, any real property or personal property
for its administrative or project purposes, together with any improvements thereon; to hold,

underscored material = new
[bracketed material] = delete

1 improve, clear or prepare for redevelopment any such property; to mortgage, pledge,
2 hypothecate or otherwise encumber or dispose of any real property; to insure or provide for the
3 insurance of any real or personal property or operations of the municipality against any risks or
4 hazards, including the power to pay premiums on any such insurance; and to enter into any
5 contracts necessary to effectuate the purposes of the Metropolitan Redevelopment Code;

6 D. to invest any metropolitan redevelopment project funds held in reserve,
7 sinking funds or other project funds which are not required for immediate disbursement in
8 property or securities in which municipalities may legally invest funds subject to their control;
9 to redeem bonds as have been issued pursuant to the Metropolitan Redevelopment Code at the
10 redemption price established [~~therein~~] in the bonds or to purchase the bonds at less than
11 redemption price. All bonds so redeemed or purchased shall be canceled;

12 E. to borrow or lend money subject to those procedures and limitations as may
13 be provided in the constitution of New Mexico or the Municipal Code and to apply for and
14 accept advances, loans, grants, contributions and any other form of financial assistance from the
15 federal government, the state, the county or other public body or from any sources, public or
16 private, for the purposes of the Metropolitan Redevelopment Code; and to give security as may
17 be required and subject to the provisions and limitations of general law except as may otherwise
18 be provided by the Redevelopment Law and to enter into and carry out contracts in connection
19 therewith. A municipality may include in any contract for financial assistance with the federal
20 government for a metropolitan redevelopment project conditions imposed pursuant to federal
21 law which the municipality may deem reasonable or appropriate and which are not inconsistent
22 with the purposes of the Metropolitan Redevelopment Code;

23 F. within its area of operation, to make all plans necessary for the carrying out
24 of the purposes of the Metropolitan Redevelopment Code and to contract with any person,
25 public or private, in making and carrying out such plans and to adopt or approve, modify and
amend the plans. The plans may include without limitation:

- 1 (1) a general plan for redevelopment of the metropolitan area as a
2 whole;
- 3 (2) redevelopment plans for specific areas;
- 4 (3) plans for programs of voluntary or assisted repair and
5 rehabilitation of buildings and improvements;
- 6 (4) plans for the enforcement of state and local laws, codes and
7 regulations relating to the use of land and the use and occupancy of buildings and improvements
8 and to the compulsory repair, rehabilitation, demolition or removal of buildings and
9 improvements; and
- 10 (5) appraisals, title searches, surveys, studies and other preliminary
11 plans and work necessary to prepare for the undertaking of metropolitan redevelopment
12 projects.

13 The municipality is authorized to develop, test and report methods and techniques and
14 carry out demonstrations and other activities for the prevention and elimination of slums and
15 urban blight and to pay for, accept and utilize grants of funds from the federal government for
16 such purposes;

17 G. to prepare plans for the relocation of families displaced from a metropolitan
18 redevelopment area to the extent essential for acquiring possession of and clearing the area or its
19 parts or permit the carrying out of the metropolitan redevelopment project;

20 H. to appropriate under existing authority the funds and make expenditures
21 necessary to carry out the purposes of the Metropolitan Redevelopment Code and under existing
22 authority to levy taxes and assessments for such purposes; to close, vacate, plan or replan
23 streets, roads, sidewalks, ways or other places; in accordance with applicable law or ordinances,
24 to plan or replan, zone or rezone any part of the municipality or make exceptions from building
25 regulations; and to enter into agreements with a metropolitan redevelopment agency vested with
metropolitan redevelopment project powers, which agreements may extend over any period,

underscored material = new
[bracketed material] = delete

1 notwithstanding any provision or rule of law to the contrary, respecting action to be taken by
2 such municipality pursuant to any of the powers granted by the Redevelopment Law;

3 I. within its area of operation, to organize, coordinate and direct the
4 administration of the provisions of the Redevelopment Law as they apply to the municipality in
5 order that the objective of remedying slum areas and blighted areas and preventing the causes of
6 [~~same~~] those areas within the municipality may be most effectively promoted and achieved and
7 to establish any new office [~~or offices~~] of the municipality or to reorganize existing offices as
8 necessary;

9 J. to acquire real property, in addition to power elsewhere conferred herein,
10 which is appropriate for the preservation or restoration of historic sites; the beautification of
11 urban land; the conservation of open spaces, natural resources and scenic areas; the provision of
12 recreational opportunities; or is to be used for public purposes;

13 K. to engage in any or all of the following activities as part of a metropolitan
14 redevelopment project:

15 (1) acquisition, construction, reconstruction or installation of public
16 works, facilities and site or other improvements, including but not limited to neighborhood
17 facilities, senior citizen centers, historic properties, utilities, streets, street lights, water and
18 sewer facilities, including connections for residential users, foundations and platforms for air-
19 rights sites, pedestrian malls and walkways, parks, playgrounds and other recreation facilities,
20 flood and drainage facilities, parking facilities, solid waste disposal facilities and fire protection
21 or health facilities which serve designated areas;

22 (2) special projects directed to the removal of materials and architectural
23 barriers which restrict the mobility and accessibility of elderly and handicapped persons;

24 (3) provision of public services in the metropolitan redevelopment area
25 which are not otherwise available in the area, including but not limited to the provisions of
public services directed to the employment, economic development, crime prevention, child care,

underscored material = new
[bracketed material] = delete

1 health, drug abuse, welfare or recreation needs of the people who reside in the metropolitan
2 redevelopment area;

3 (4) payment of the nonfederal share of any federal grant-in-aid program to
4 the municipality which will be a part of a metropolitan redevelopment project;

5 (5) if federal funds are used in the project, to provide for payment of
6 relocation costs and assistance to individuals, families, businesses, organizations and farm
7 operations displaced as a direct result of a metropolitan redevelopment project in accordance
8 with applicable law governing such payment;

9 (6) payment of reasonable administrative costs and carrying charges
10 related to the planning and execution of plans and projects;

11 (7) economic and marketing studies to determine the economic condition of
12 an area and to determine the viability of certain economic ventures proposed for the
13 metropolitan redevelopment area;

14 (8) issuance of bonds, grants or loans as authorized by the Metropolitan
15 Redevelopment Code in accordance with the requirements of that code; and

16 (9) grants to nonprofit corporations, local development corporations or
17 entities organized under Section 301(d) of the Small Business Investment Act of 1958 for the
18 purposes of carrying out the provisions of the Metropolitan Redevelopment Code;

19 L. provided that all payments made by the municipality or metropolitan
20 redevelopment agency under the terms of a contract for reconstruction or rehabilitation of
21 private property shall be made from a special fund created for that purpose and shall not be paid
22 directly to ~~such~~ the property owner but shall instead be paid to the contractor by the
23 municipality or agency from such fund upon proper authorization of the property owner and
24 notification that the terms of the contract have been fulfilled. However, all such rehabilitation
25 contracts shall be between the property owner and the contractor after a sealed bidding
procedure and award of contract approved by the municipality has taken place;

underscored material = new
[bracketed material] = delete

1 M. the municipality is empowered in a metropolitan redevelopment project,
2 rehabilitation or conservation undertaking or activity to exercise the following powers in one or
3 more metropolitan redevelopment areas to include the elimination and prevention of the
4 development or spread of slums or blight and may involve slum clearance and redevelopment in
5 any such area or rehabilitation or conservation in any such area or any combination or part
6 thereof in accordance with a metropolitan redevelopment area plan and for undertakings or
7 activities of a municipality in any metropolitan redevelopment area to eliminate the conditions
8 which caused an area to be designated such an area and may include any or all of the following:

9 (1) acquisition of real property within the metropolitan redevelopment area
10 pursuant to any powers and for purposes enumerated in the Metropolitan Redevelopment Code;

11 (2) clearing the land, grading the land and replatting the land in accordance
12 with the metropolitan redevelopment plan; installation, construction or reconstruction of roads,
13 streets, gutters, sidewalks, storm drainage facilities, water lines or water supply installations,
14 sewer lines and sewage disposal installations, steam, gas and electric lines and installations,
15 airport facilities and construction of any other needed public facilities or buildings whether on or
16 off the site if deemed necessary by the local governing body to prepare the land in the
17 metropolitan redevelopment area for residential, commercial, industrial and public use in
18 accordance with the metropolitan redevelopment plan; and

19 (3) making the land available for development by private enterprise or
20 public agencies, including sale, initial leasing, leasing or retention by the municipality itself, at
21 its fair market value for uses in accordance with the metropolitan redevelopment plan for the
22 area;

23 N. the municipality is empowered in a metropolitan redevelopment area to
24 undertake slum clearance and redevelopment which includes:

25 (1) acquisition of a slum area or a blighted area or portion thereof;
(2) demolition and removal of buildings and improvements;

underscored material = new
[bracketed material] = delete

1 (3) installation, construction, reconstruction, maintenance and operation of
2 streets, utilities, storm drainage facilities, curbs and gutters, parks, playgrounds, single- or
3 multi-family dwelling units, buildings, public buildings, including but not limited to parking
4 facilities, transportation centers, safety buildings and other improvements, necessary for
5 carrying out in the area the provisions of an approved plan for the area; and

6 (4) making the real property available for development or redevelopment
7 by private enterprise or public agencies, including sale, leasing or retention by the municipality
8 itself, ~~[as]~~ at its fair value or as otherwise permitted by the constitution of New Mexico and law
9 for uses in accordance with the metropolitan redevelopment area plan; and

10 O. the municipality is empowered to engage in rehabilitation or conservation
11 which includes the restoration and renewal of a slum or blighted area or portion thereof in
12 accordance with any approved plan, by:

13 (1) carrying out plans for a program of voluntary or compulsory repair
14 and rehabilitation of buildings or other improvements;

15 (2) acquisition of real property and demolition or removal of buildings and
16 improvements thereon where necessary to eliminate unhealthful, ~~[unsanitary]~~ insanitary or
17 unsafe conditions, lessen or increase density, eliminate obsolete or other uses detrimental to the
18 public welfare or to otherwise remove or prevent the spread of blight or deterioration or to
19 provide land for needed public facilities;

20 (3) installation, construction or reconstruction of streets, utilities, parks,
21 playgrounds and other improvements necessary for carrying out in the area the provisions of the
22 Metropolitan Redevelopment Code;

23 (4) the disposition of any property acquired in such an area, including sale,
24 leasing or retention by the municipality itself, for uses in accordance with such an approved
25 plan;

(5) acquisition of real property in the area which, under a metropolitan

underscored material = new
[bracketed material] = delete

- 1 redevelopment plan, is to be repaired or rehabilitated;
- 2 (6) repair or rehabilitation of structures within the area;
- 3 (7) power to resell repaired or rehabilitated property;
- 4 (8) acquisition, without regard to any requirement that the area be a slum
- 5 or blighted area, of air-rights in an area consisting principally of land on which is located a
- 6 highway, railway, bridge or subway tracks or tunnel entrance or other similar facilities which
- 7 have a blighting influence on the surrounding area and over which air-rights sites are to be
- 8 developed for the elimination of such blighting influences; and
- 9 (9) making loans or grants or authorizing the use of the proceeds of bonds
- 10 issued pursuant to the Metropolitan Redevelopment Code for the purpose of repairing,
- 11 remodeling, modifying or otherwise reconstructing a building [~~or buildings~~] located in the
- 12 metropolitan redevelopment area. Such rehabilitation or conservation with use of funds
- 13 expended by authority of the Metropolitan Redevelopment Code or by metropolitan revenue
- 14 bonds authorized by that code shall be authorized only after approval by the local governing
- 15 body and after it has been determined that such expenditure is in accordance with the
- 16 metropolitan redevelopment plan for that area."

17 Section 2. Section 3-60A-12 NMSA 1978 (being Laws 1979, Chapter 391, Section 12)

18 is amended to read:

19 "3-60A-12. DISPOSAL OF PROPERTY.--

20 A. A municipality may sell, lease or otherwise transfer real property or any

21 interest [~~therein~~] in real property acquired by it in a metropolitan redevelopment area and may

22 enter into contracts with respect [~~thereto~~] to the real property for residential, commercial,

23 industrial or other uses or for public use or may retain such property or interest for public use in

24 accordance with the metropolitan redevelopment plan, subject to any covenants, conditions and

25 restrictions, including covenants running with the land and including the incorporation by

reference [~~therein~~] in the covenants of the provisions of a metropolitan redevelopment plan or

underscored material = new
[bracketed material] = delete

1 any part thereof, as it may deem to be in the public interest or necessary to carry out the
2 purposes of the metropolitan redevelopment plan. The purchasers or lessees and their
3 successors and assigns shall be obligated to devote the real property only to the uses specified in
4 the metropolitan redevelopment plan for a period of years as set out in the sale or lease
5 agreement and may be obligated to comply with other requirements which the municipality may
6 determine to be in the public interest, including the obligation to begin within a reasonable time
7 any improvements on real property required by the metropolitan redevelopment plan. The real
8 property or interest shall be sold, leased, otherwise transferred or retained at not less than its
9 fair value or as otherwise permitted by the constitution of New Mexico and law for uses in
10 accordance with the Redevelopment Law as determined by the governing body of the
11 municipality or by the metropolitan redevelopment agency, if so authorized. In determining the
12 fair value of real property for uses in accordance with the metropolitan redevelopment plan, a
13 municipality shall take into account and give consideration to the uses provided in the plan, the
14 restrictions upon and the covenants, conditions and obligations assumed by the purchaser or
15 lessee or by the municipality retaining the property and the objectives of the plan for the
16 prevention of and recurrence of slum or blighted areas. The municipality in any instrument of
17 conveyance to a private purchaser or lessee may provide that the purchaser or lessee shall be
18 without power to sell, lease or otherwise transfer the real property without the prior written
19 consent of the municipality until he has completed the construction of any and all improvements
20 which he has obligated himself to construct ~~[thereon]~~ on the real property. Real property
21 acquired by a municipality which, in accordance with the provisions of the metropolitan
22 redevelopment plan, is to be transferred shall be transferred consistent with the carrying out of
23 the provisions of the plan. The inclusion in any contract or conveyance to a purchaser or lessee
24 of covenants, restrictions or conditions, including the incorporation by reference ~~[therein]~~ in the
25 covenants of the provisions of a metropolitan redevelopment plan or any part thereof, shall not
prevent the filing of the contract or conveyance in the land records of the county in a manner as

underscored material = new
[bracketed material] = delete

1 to afford actual or constructive notice thereof.

2 B. A municipality may dispose of real property in a metropolitan redevelopment
3 area to private persons only in accordance with the procedures set out in this subsection. The
4 municipality shall, prior to entering into any agreement to convey title or an interest in real
5 property, publish a public notice once each week for at least two consecutive weeks of the date,
6 time and place it will receive proposals for the purchase, lease or rental, for development or
7 redevelopment purposes, of the real property or interest [~~therein~~] in the real property it intends
8 to dispose of. The public notice shall contain sufficient information to describe the location of
9 the real property, the type of development sought or land use requirement and the selection
10 criteria the municipality will follow during review of proposals and shall state that details may
11 be obtained at the office designated in the notice. The municipality shall consider all proposals
12 submitted in accordance with the public notice and shall only accept proposals it deems in the
13 public interest and meeting the objectives of the metropolitan redevelopment plan after
14 considering the type of development, redevelopment or use proposed and the financial ability of
15 the persons making [~~such~~] the proposals to carry them out.

16 C. If after following the procedures set out in Subsection B of this section a
17 municipality receives no proposals or determines the ones received are not in accordance with
18 the call for proposals or do not meet the objectives of the Metropolitan Redevelopment Code,
19 the municipality may reject any proposals received and then dispose of [~~such~~] the real property
20 through reasonable negotiating procedures; provided, however, that negotiated sales, leases or
21 transfers must be reported to the local governing body and approved by that body before [~~such~~]
22 the sale, lease or transfer may take effect.

23 D. A municipality may operate and maintain real property acquired in a
24 metropolitan redevelopment area pending the disposition of the property for development or
25 redevelopment without regard to the provisions of Subsection A of this section for any uses and
purposes deemed desirable even though not in conformity with the Redevelopment Law."

underscored material = new
[bracketed material] = delete

1 Section 3. Section 3-60A-21 NMSA 1978 (being Laws 1979, Chapter 391, Section 21,
2 as amended) is amended to read:

3 "3-60A-21. TAX INCREMENT PROCEDURES.--The procedures to be used in the tax
4 increment method are:

5 A. the local governing body of the municipality shall, at the time after approval of
6 a metropolitan redevelopment project, notify the county assessor and the taxation and revenue
7 department of the taxable parcels of property within the project;

8 B. upon receipt of notification pursuant to Subsection A of this section, the
9 county assessor and the taxation and revenue department shall identify the parcels of property
10 within the metropolitan redevelopment project within their respective jurisdictions and certify to
11 the county treasurer the net taxable value of the property at the time of notification as the base
12 value for the distribution of property tax revenues authorized by the Property Tax Code. If
13 because of acquisition by the municipality the property becomes tax exempt, the county
14 assessor and the taxation and revenue department shall note that fact on their respective records
15 and so notify the county treasurer, but the county assessor, the taxation and revenue department
16 and the county treasurer shall preserve a record of the net taxable value at the time of inclusion
17 of the property within the metropolitan redevelopment project as the base value for the purpose
18 of distribution of property tax revenues when the parcel again becomes taxable. The county
19 assessor is not required by this section to preserve the new taxable value at the time of inclusion
20 of the property within the metropolitan redevelopment project as the base value for the purposes
21 of valuation of the property;

22 C. if because of acquisition by the municipality the property becomes tax exempt,
23 when the parcel again becomes taxable, the local governing body of the municipality shall notify
24 the county assessor and the taxation and revenue department of the parcels of property which
25 because of their rehabilitation or other improvement are to be revalued for property tax
purposes. A new taxable value of this property shall then be determined by the county assessor

underscored material = new
[bracketed material] = delete

1 or by the taxation and revenue department if the property is within the valuation jurisdiction of
2 that department. If no acquisition by the municipality occurs, improvement or rehabilitation of
3 property subject to valuation by the assessor shall be reported to the assessor as required by the
4 Property Tax Code, and the new taxable value shall be determined as of January 1 of the tax
5 year following the year in which the improvement or rehabilitation is completed;

6 D. current tax rates shall then be applied to the new taxable value. The amount
7 by which the revenue received exceeds that which would have been received by application of
8 the same rates to the base value before inclusion in the metropolitan redevelopment project shall
9 be credited to the municipality and deposited in the metropolitan redevelopment fund. This
10 transfer shall take place only after the county treasurer has been notified to apply the tax
11 increment method to a specific property included in a metropolitan redevelopment area. Unless
12 the entire metropolitan redevelopment area is specifically included by the municipality for
13 purposes of tax increment financing, the payment by the county treasurer to the municipality
14 shall be limited to those properties specifically included. The remaining revenue shall be
15 distributed to participating units of government as authorized by the Property Tax Code; and

16 E. the procedures and methods specified in this section shall be followed annually
17 for a maximum period of [~~ten~~] twenty years following the date of notification of inclusion of
18 property as coming under the transfer provisions of this section."

19 Section 4. Section 5-10-3 NMSA 1978 (being Laws 1993, Chapter 297, Section 3, as
20 amended) is amended to read:

21 "5-10-3. DEFINITIONS.--As used in the Local Economic Development Act:

22 A. "department" means the economic development department;

23 B. "economic development project" or "project" means the provision of direct or
24 indirect assistance to a qualifying business by a local or regional government and includes the
25 purchase, lease, grant, construction, reconstruction, improvement or other acquisition or
conveyance of land, buildings or other infrastructure; public works improvements essential to

1 the location or expansion of a qualifying business; payments for professional services contracts
2 necessary for local or regional governments to implement a plan or project; the provision of
3 direct loans or grants for land, buildings or infrastructure; loan guarantees securing the cost of
4 land, buildings or infrastructure in an amount not to exceed the revenue that may be derived
5 from the municipal infrastructure gross receipts tax or the county infrastructure gross receipts
6 tax; grants for public works infrastructure improvements essential to the location or expansion
7 of a qualifying business; purchase of land for a publicly held industrial park; and the
8 construction of a building for use by a qualifying business;

9 C. "governing body" means the city council or city commission of a city, the
10 board of trustees of a town or village or the board of county commissioners of a county;

11 D. "local government" means a municipality or county;

12 E. "municipality" means any incorporated city, town or village;

13 F. "person" means an individual, corporation, association, partnership or other
14 legal entity;

15 G. "qualifying entity" means a corporation, limited liability company,
16 partnership, joint venture, syndicate, association or other person that is one or a combination of
17 two or more of the following:

18 (1) an industry for the manufacturing, processing or assembling of
19 agricultural or manufactured products;

20 (2) a commercial enterprise for storing, warehousing, distributing or
21 selling products of agriculture, mining or industry, but, other than as provided in Paragraph (5)
22 of this subsection, not including any enterprise for sale of goods or commodities at retail or for
23 distribution to the public of electricity, gas, water or telephone or other services commonly
24 classified as public utilities;

25 (3) a business in which all or part of the activities of the business involves
the supplying of services to the general public or to governmental agencies or to a specific

1 industry or customer, but, other than as provided in Paragraph (5) of this subsection, not
2 including businesses primarily engaged in the sale of goods or commodities at retail;

3 (4) an Indian nation, tribe or pueblo or a federally chartered tribal
4 corporation; [~~or~~]

5 (5) a telecommunications sales enterprise that makes the majority of its
6 sales to persons outside New Mexico; [~~and~~] or

7 (6) a business that is the developer of a metropolitan redevelopment
8 project located in an area with an historic overlay zoning designation in the downtown area of a
9 municipality that has a population of more than two hundred thousand according to the most
10 recent federal decennial census and that is located in a class A county; and

11 H. "regional government" means any combination of municipalities and counties
12 that enter into a joint powers agreement to provide for economic development projects pursuant
13 to a plan adopted by all parties to the joint powers agreement."

14 Section 5. EMERGENCY.--It is necessary for the public peace, health and safety that
15 this act take effect immediately.

1 **FORTY-FOURTH LEGISLATURE**

SB 499/a

2 **FIRST SESSION, 1999**

3
4
5
6 February 24, 1999

7
8 Mr. President:

9
10 Your **WAYS & MEANS COMMITTEE**, to whom has been referred

11
12 **SENATE BILL 499**

13
14 has had it under consideration and reports same with recommendation that it **DO PASS**,

15 amended as follows:

16
17
18 1. On page 23, line 3, after the word "in" strike the remainder of the line and strike line 4 up
19 to "a".,

20
21 and thence referred to the **JUDICIARY COMMITTEE**.

22
23 Respectfully submitted,

24
25 _____

**FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

%%%

Page 17

Carlos R. Cisneros, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 4 For 1 Against

Yes: 4

No: Rawson

Excused: Carraro, Duran, Jennings, Kidd

Absent: None

S0499WM1

.126828.1ms

underscored material = new
[bracketed material] = delete