

By: Thompson of Brazoria

H.B. No. 4614

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of the Brazoria Drainage District Number  
3 Four to impose a maintenance tax and the validation of certain acts  
4 of the Brazoria Drainage District Number Four.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 19, Chapter 991, Acts of the 74th  
7 Legislature, Regular Session, 1995, is amended by adding Subsection  
8 (e) to read as follows:

9 (e) This section applies only to a maintenance tax levied  
10 and collected under the powers conferred by Section 59, Article  
11 XVI, Texas Constitution.

12 SECTION 2. Chapter 991, Acts of the 74th Legislature,  
13 Regular Session, 1995, is amended by adding Section 19A to read as  
14 follows:

15 Sec. 19A. MAINTENANCE TAX: SECTION 52, ARTICLE III. (a) The  
16 district may impose a maintenance tax under the powers conferred by  
17 Section 52, Article III, Texas Constitution, as authorized by  
18 Chapter 7, Acts of the 41st Legislature, 1st Called Session, 1929.

19 (b) Section 56.242(a), Water Code, does not apply to a  
20 maintenance tax imposed under this section.

21 SECTION 3. The legislature validates and confirms all  
22 governmental acts and proceedings of Brazoria Drainage District  
23 Number Four before the effective date of this Act in imposing a  
24 maintenance tax.

1           SECTION 4. (a) The legal notice of the intention to  
2 introduce this Act, setting forth the general substance of this  
3 Act, has been published as provided by law, and the notice and a  
4 copy of this Act have been furnished to all persons, agencies,  
5 officials, or entities to which they are required to be furnished  
6 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
7 Government Code.

8           (b) The governor, one of the required recipients, has  
9 submitted the notice and Act to the Texas Commission on  
10 Environmental Quality.

11           (c) The Texas Commission on Environmental Quality has filed  
12 its recommendations relating to this Act with the governor, the  
13 lieutenant governor, and the speaker of the house of  
14 representatives within the required time.

15           (d) All requirements of the constitution and laws of this  
16 state and the rules and procedures of the legislature with respect  
17 to the notice, introduction, and passage of this Act are fulfilled  
18 and accomplished.

19           SECTION 5. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2021.