

1-1 By: Sherman, Sr., Bell of Kaufman H.B. No. 3469
 1-2 (Senate Sponsor - West)
 1-3 (In the Senate - Received from the House May 3, 2023;
 1-4 May 5, 2023, read first time and referred to Committee on Local
 1-5 Government; May 19, 2023, reported favorably by the following
 1-6 vote: Yeas 9, Nays 0; May 19, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 A BILL TO BE ENTITLED
 1-19 AN ACT

1-20 relating to the disposition of certain property by the former Bois
 1-21 D'Arc Island Levee Improvement District of Dallas and Kaufman
 1-22 Counties and the record of dissolution of that district.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. (a) In this section:

1-25 (1) "After-discovered property" means property or
 1-26 assets of the district that were not sold, transferred, or disposed
 1-27 of under Section 7801.003, Special District Local Laws Code, or
 1-28 were assigned to the district after the dissolution of the district
 1-29 under that section.

1-30 (2) "District" means the former Bois D'Arc Island
 1-31 Levee Improvement District of Dallas and Kaufman Counties.

1-32 (b) The commissioners courts of Dallas County and Kaufman
 1-33 County shall issue a joint order appointing a trustee or receiver to
 1-34 dispose of after-discovered property. The commissioners courts may
 1-35 appoint the trustee or receiver with or without a bond or payment.

1-36 (c) The trustee or receiver appointed under Subsection (b)
 1-37 of this section must:

1-38 (1) dispose of any after-discovered property in
 1-39 accordance with state law that provides for the disposition or
 1-40 disposal of property by a county; and

1-41 (2) receive approval from the commissioners courts of
 1-42 Dallas County and Kaufman County before disposing of any property.

1-43 (d) Money made from the sale or disposition of
 1-44 after-discovered property under this section must be used to pay
 1-45 any liability, debt, contract, or other obligation of the district,
 1-46 including any liability, debt, contract, or other obligation
 1-47 incurred in the appointment of the trustee or receiver or the
 1-48 execution of the duties of the trustee or receiver. Any remaining
 1-49 money must be distributed equally between Dallas County and Kaufman
 1-50 County.

1-51 (e) The assets of Dallas County and Kaufman County,
 1-52 including tax revenue funds:

1-53 (1) may not be used by the district to pay any
 1-54 liability, debt, contract, or other obligation of the district; and

1-55 (2) are not subject to any liability, debt, contract,
 1-56 or other obligation of the district.

1-57 (f) Nothing in this section may be construed to constitute a
 1-58 waiver of the immunity or defenses of Dallas County, Kaufman
 1-59 County, or the officials, officers, employees, and agents of the
 1-60 counties regarding a suit or liability concerning the
 1-61 after-discovered property.

2-1 SECTION 2. The Texas Commission on Environmental Quality
2-2 shall note in its records that the district has been dissolved.

2-3 SECTION 3. Effective January 1, 2026, Chapter 7801, Special
2-4 District Local Laws Code, is repealed.

2-5 SECTION 4. This Act takes effect September 1, 2023.

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