

1 AN ACT

2 relating to the powers and duties of the Hidalgo County Drainage
3 District No. 1.

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

5 SECTION 1. Subtitle A, Title 6, Special District Local Laws
6 Code, is amended by adding Chapter 6609 to read as follows:

7 CHAPTER 6609. HIDALGO COUNTY DRAINAGE DISTRICT NO. 1

8 SUBCHAPTER A. GENERAL PROVISIONS

9 Sec. 6609.0101. DEFINITION. In this chapter, "district"
10 means the Hidalgo County Drainage District No. 1.

11 Sec. 6609.0102. NATURE OF DISTRICT. The district is a
12 conservation and reclamation district in Hidalgo County operating
13 under Section 59, Article XVI, Texas Constitution, as a drainage
14 district and a water improvement district.

15 Sec. 6609.0103. FINDINGS OF BENEFIT AND PURPOSE. (a) The
16 district is created to serve a public use and benefit.

17 (b) All land and other property included in the district
18 will benefit from the works and projects that are to be accomplished
19 by the district under powers conferred by Section 59, Article XVI,
20 Texas Constitution.

21 (c) The district is essential to accomplish the purposes of
22 Section 59, Article XVI, Texas Constitution.

23 SUBCHAPTER B. POWERS AND DUTIES

24 Sec. 6609.0201. GENERAL POWERS AND DUTIES. (a) The

1 district has all rights, powers, privileges, functions, and duties
2 provided by the general law of this state applicable to a drainage
3 district and a water improvement district created under Section 59,
4 Article XVI, Texas Constitution, including Chapters 49, 55, and 56,
5 Water Code.

6 (b) To the extent of a conflict between this chapter and
7 Chapter 49, 55, or 56, Water Code, this chapter prevails. To the
8 extent of a conflict between Chapters 55 and 56, Water Code, Chapter
9 55 prevails.

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

17 (b) The governor, one of the required recipients, has
18 submitted the notice and Act to the Texas Commission on
19 Environmental Quality.

20 (c) The Texas Commission on Environmental Quality has filed
21 its recommendations relating to this Act with the governor, the
22 lieutenant governor, and the speaker of the house of
23 representatives within the required time.

24 (d) All requirements of the constitution and laws of this
25 state and the rules and procedures of the legislature with respect
26 to the notice, introduction, and passage of this Act are fulfilled
27 and accomplished.

1 SECTION 3. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I certify that H.B. No. 5373 was passed by the House on May 9, 2023, by the following vote: Yeas 120, Nays 22, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 5373 on May 25, 2023, by the following vote: Yeas 114, Nays 25, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 5373 was passed by the Senate, with amendments, on May 23, 2023, by the following vote: Yeas 29, Nays 2.

Secretary of the Senate

APPROVED: _____

Date

Governor