

By: Goldman

H.B. No. 5418

A BILL TO BE ENTITLED

AN ACT

relating to the powers, duties, operation, administration, and board of directors of the Karis Municipal Management District of Tarrant County; providing authority to impose assessments.

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

SECTION 1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 8026A to read as follows:

CHAPTER 8026A. KARIS MUNICIPAL MANAGEMENT DISTRICT OF
TARRANT COUNTY

Sec. 8026A.0101. DEFINITIONS. In this chapter:

(1) "Board" means the district's board of directors.

(2) "Commission" means the Texas Commission on Environmental Quality.

(3) "Director" means a board member.

(4) "District" means the Karis Municipal Management District of Tarrant County.

Sec. 8026A.0102. NATURE OF DISTRICT. The district is a municipal management district created by order of the commission under Section 59, Article XVI, Texas Constitution and operating under Chapter 375, Local Government Code.

Sec. 8026A.0103. GOVERNING BODY; TERMS. (a) The district is governed by a board of five directors.

(b) Except as provided by Section 8026A.0104, directors serve staggered four-year terms.

1 (c) The initial directors were appointed with terms by the
2 commission to serve until their successors are elected or have been
3 appointed in accordance with applicable law.

4 (d) Subsequent directors shall be elected in the manner
5 provided by Subchapter D, Chapter 49, Water Code.

6 (e) Section 375.064, Local Government Code, does not apply
7 to the district.

8 Sec. 8026A.0104. DIRECTORS. (a) The current terms of
9 directors initially appointed by the commission to serve two-year
10 terms shall expire on the date of the general May election in 2024,
11 and the current terms of directors initially appointed by the
12 commission to serve four-year terms shall expire on the date of the
13 general May election in 2026.

14 (b) If successor directors have not been elected and the
15 terms of the initial directors have expired, successor directors
16 shall be appointed or reappointed as provided by Subsection (c) to
17 serve terms that expire on the earlier of:

18 (1) the date successor directors are elected; or

19 (2) the fourth anniversary of the date of the
20 appointment or reappointment.

21 (c) If Subsection (b) applies, the owner or owners of a
22 majority of the assessed value of the real property in the district
23 may submit a petition to the commission requesting that the
24 commission appoint as successor directors the five persons named in
25 the petition. The commission shall appoint as successor directors
26 the five persons named in the petition.

27 Sec. 8026A.0105. COMPENSATION. A director is entitled to

1 receive fees of office and reimbursement for actual expenses as
2 provided by Section 49.060, Water Code. Sections 375.069 and
3 375.070, Local Government Code, do not apply to the board.

4 Sec. 8026A.0106. ASSESSMENT. The board by resolution may
5 impose and collect an assessment for any purpose authorized by law
6 in all or any part of the district. Section 375.161, Local
7 Government Code, does not apply to an assessment imposed by the
8 district.

9 SECTION 2. The Karis Municipal Management District of
10 Tarrant County retains all the rights, powers, privileges,
11 authority, duties, and functions that it had before the effective
12 date of this Act.

13 SECTION 3. (a) The legislature validates and confirms the
14 creation of the Karis Municipal Management District of Tarrant
15 County and all governmental acts and proceedings that were taken by
16 the district before the effective date of this Act.

17 (b) This section does not apply to any matter that on the
18 effective date of this Act:

19 (1) is involved in litigation if the litigation
20 ultimately results in the matter being held invalid by a final court
21 judgment; or

22 (2) has been held invalid by a final court judgment.

23 SECTION 4. (a) The legal notice of the intention to
24 introduce this Act, setting forth the general substance of this
25 Act, has been published as provided by law, and the notice and a
26 copy of this Act have been furnished to all persons, agencies,
27 officials, or entities to which they are required to be furnished

1 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2 Government Code.

3 (b) The governor, one of the required recipients, has
4 submitted the notice and Act to the Texas Commission on
5 Environmental Quality.

6 (c) The Texas Commission on Environmental Quality has filed
7 its recommendations relating to this Act with the governor, the
8 lieutenant governor, and the speaker of the house of
9 representatives within the required time.

10 (d) All requirements of the constitution and laws of this
11 state and the rules and procedures of the legislature with respect
12 to the notice, introduction, and passage of this Act are fulfilled
13 and accomplished.

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