

By: Creighton, Hagenbuch

S.B. No. 1745

A BILL TO BE ENTITLED

AN ACT

relating to the name, rights, powers, and privileges of the Cedar Port Navigation and Improvement District.

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

SECTION 1. The heading to Chapter 3854, Special District Local Laws Code, is amended to read as follows:

CHAPTER 3854. CEDAR PORT NAVIGATION AND IMPROVEMENT DISTRICT

~~[CHAMBERS COUNTY IMPROVEMENT DISTRICT NO. 1]~~

SECTION 2. Section 3854.001(3), Special District Local Laws Code, is amended to read as follows:

(3) "District" means the Cedar Port Navigation and Improvement District ~~[Chambers County Improvement District No. 1]~~.

SECTION 3. Section 3854.002, Special District Local Laws Code, is amended to read as follows:

Sec. 3854.002. NATURE OF DISTRICT. A special district known as the "Cedar Port Navigation and Improvement District" ~~["Chambers County Improvement District No. 1"]~~ is a political subdivision of this state.

SECTION 4. Section 3854.151, Special District Local Laws Code, is amended to read as follows:

Sec. 3854.151. GENERAL POWERS. The district has:

(1) all the rights, powers, and privileges conferred by the general law of this state applicable to districts created under:

(A) Chapter 375, Local Government Code;

(B) Chapter 172, Transportation Code, or Chapter 623, Acts of the 67th Legislature, Regular Session, 1981 (former Article 6550c, Vernon's Texas Civil Statutes);

(C) Chapter 441, Transportation Code; and

(D) Chapters 49 and [Chapter] 54, Water Code;

(2) the rights, powers, and privileges granted to districts by:

(A) [Subchapters E and M], Chapter 60, Water Code; and

(B) Sections [Section] 61.116 and 62.118, Water Code; and

(3) all the powers granted to municipal management districts under Sections 375.092 and 375.111, Local Government Code, to provide any services or for any project the district is authorized to acquire, construct, or improve under this chapter.

SECTION 5. Subchapter D, Chapter 3854, Special District Local Laws Code, is amended by adding Section 3854.1515 to read as follows:

Sec. 3854.1515. ACTING AS NONFEDERAL SPONSOR. If authorized by the United States, notwithstanding Section 60.033, Water Code, or any other state law, the district may exercise all rights, powers, and privileges necessary to allow the district to act as a nonfederal sponsor under a federal project partnership agreement, including by operating barges, engaging in dredging, and engaging in related maritime operations on water that is not in the territory of the district.

1 SECTION 6. Section 3854.153, Special District Local Laws
2 Code, is amended to read as follows:

3 Sec. 3854.153. AUTHORITY TO ACQUIRE INTEREST IN LAND. The
4 district may acquire any interest in land in accordance with
5 Chapter 49, [Chapter] 54, or 60, Water Code.

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

13 (b) The governor, one of the required recipients, has
14 submitted the notice and Act to the Texas Commission on
15 Environmental Quality.

16 (c) The Texas Commission on Environmental Quality has filed
17 its recommendations relating to this Act with the governor, the
18 lieutenant governor, and the speaker of the house of
19 representatives within the required time.

20 (d) All requirements of the constitution and laws of this
21 state and the rules and procedures of the legislature with respect
22 to the notice, introduction, and passage of this Act are fulfilled
23 and accomplished.

24 SECTION 8. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2025.