

1-1 By: Cook of Colorado (Senate Sponsor - Armbrister) H.B. No. 1014
1-2 (In the Senate - Received from the House March 31, 2003;
1-3 April 3, 2003, read first time and referred to Committee on Natural
1-4 Resources; May 7, 2003, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 7, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the purposes for which a special utility district may be
1-9 created.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 65.012, Water Code, is amended to read as
1-12 follows:

1-13 Sec. 65.012. PURPOSES OF DISTRICT. A district may be
1-14 created [~~for the following purposes~~]:

1-15 (1) to purchase, own, hold, lease, and otherwise
1-16 acquire sources of water supply; to build, operate, and maintain
1-17 facilities for the transportation of water; and to sell water to
1-18 towns, cities, and other political subdivisions of this state, to
1-19 private business entities, and to individuals;

1-20 (2) for the establishment, operation, and maintenance
1-21 of fire-fighting facilities to perform all fire-fighting
1-22 activities within the district; ~~or~~ [~~and~~]

1-23 (3) for the protection, preservation, and restoration
1-24 of the purity and sanitary condition of water within the district.

1-25 SECTION 2. Section 65.015, Water Code, is amended to read as
1-26 follows:

1-27 Sec. 65.015. CONTENTS OF RESOLUTION. In addition to the
1-28 requirements stated in Section 65.014, the resolution shall:

1-29 (1) describe the boundaries of the proposed district
1-30 by metes and bounds or by lot and block number, if there is a
1-31 recorded map or plat and survey of the area, or by any other
1-32 commonly recognized means in a certificate attached to the
1-33 resolution executed by a registered professional engineer;

1-34 (2) state the general nature of the services presently
1-35 performed by the water supply or sewer service corporation, the
1-36 general nature of the services proposed to be provided by the
1-37 district, and the necessity for the services provided by the
1-38 district;

1-39 (3) include a name of the district that is generally
1-40 descriptive of the location of the district followed by the words
1-41 special utility district, but may not be the same name as any other
1-42 district in the same county; [~~and~~]

1-43 (4) include the names of not less than five and not
1-44 more than 11 qualified persons to serve as the initial board of
1-45 directors of the district; and

1-46 (5) specify each purpose for which the district is
1-47 being established.

1-48 SECTION 3. (a) This Act takes effect immediately if it
1-49 receives a vote of two-thirds of all the members elected to each
1-50 house, as provided by Section 39, Article III, Texas Constitution.
1-51 If this Act does not receive the vote necessary for immediate
1-52 effect, this Act takes effect September 1, 2003.

1-53 (b) The change in law made by this Act to Section 65.015,
1-54 Water Code, applies to a certified resolution filed on or after
1-55 September 1, 2001.

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