

By: Swinford

H.B. No. 3383

A BILL TO BE ENTITLED

AN ACT

relating to agricultural development districts.

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

SECTION 1. Section 60.033, Agriculture Code, is amended by adding a new subsection (e) to read as follows:

(e) If the district contains 25 or fewer registered voters, Section 41.001(a), Election Code, does not apply to the election.

SECTION 2. Title 4, Chapter 60, Agriculture Code, is amended by adding a new section 60.631 to read as follows:

Sec. 60.631. Filing Information. (a) The district covered by the provisions of Section 60.63 shall file with the county clerk in each of the counties in which all or part of the district is located a duly affirmed and acknowledged information form that includes the information required by Subsection (b), and a complete and accurate map or plat showing the boundaries of the district.

(b) The information form filed by a district under this section shall include:

(1) the name of the district;

(2) the complete and accurate legal description of the boundaries of the district;

(3) the most recent rate of assessments in the district;

(4) the total amount of bonds that have been approved by the voters and which may be issued by the district (excluding

1 refunding bonds and any bonds or portion of bonds payable solely
2 from revenues received or expected to be received pursuant to a
3 contract with a governmental entity);

4 (5) the date on which the election to confirm the
5 creation of the district was held if such was required;

6 (6) a statement of the functions performed or to be
7 performed by the district; and

8 (7) the particular form of Notice to Purchasers
9 required by Section 60.63 to be furnished by a seller to a purchaser
10 of real property in that district completed by the district with all
11 information required to be furnished by the district.

12 (c) The information form and map or plat required by this
13 section shall be signed by a majority of the members of the board
14 and by each such officer affirmed and acknowledged before it is
15 filed with the county clerk, and each amendment made to an
16 information form or map shall also be signed by the members of the
17 board and by each such officer affirmed and acknowledged before it
18 is filed with the county clerk.

19 (d) The information form required by this section shall be
20 filed with the county clerk within 48 hours after the effective date
21 of this section or within 48 hours after the district is officially
22 created, whichever time comes first. For purposes of this section,
23 the words "officially created" mean the date and hour in which the
24 results of the election to confirm the creation of the district are
25 declared.

26 (e) Within seven days after there is a change in any of the
27 information contained in the district information form, map, or

1 plat, the district shall file an amendment to the information form,
2 map, or plat setting forth the changes made.

3 (f) If a district covered by this section is dissolved,
4 annexed to another local government, or consolidated with another
5 district, the members of the board shall file a statement of this
6 fact together with the effective date of the dissolution,
7 annexation, or consolidation with the information form. After a
8 district is dissolved and the statement is filed under this
9 subsection, a person who sells or conveys property within the
10 dissolved district is no longer required to give notice under
11 Section 60.63.

12 (g) A copy of all information forms, maps, or plats and
13 amendments to these filed under this section shall also be filed
14 within the department.

15 SECTION 3. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2003.