

1-1 By: Lindsay S.B. No. 1725
1-2 (In the Senate - Filed March 14, 2003; March 20, 2003, read
1-3 first time and referred to Committee on Natural Resources;
1-4 April 22, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 11, Nays 0; April 22, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1725 By: Lindsay

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the North Harris County Regional Water Authority.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (d), Section 2.02, Chapter 1029, Acts
1-13 of the 76th Legislature, Regular Session, 1999, is amended to read
1-14 as follows:

1-15 (d) At the first election after each time the voting
1-16 districts are redrawn, [+

1-17 ~~[(1) five new]~~ directors shall be elected only to
1-18 those positions for which the term of office is expiring. A
1-19 director in office on or elected to office before the effective date
1-20 of a change in the boundaries of the voting districts shall serve
1-21 the term of the position to which elected even though the change in
1-22 boundaries places the person's residence outside the district for
1-23 which the person was elected ~~[represent the single-member voting~~
1-24 ~~districts; and~~

1-25 ~~[(2) the directors elected shall draw lots to~~
1-26 ~~determine their terms so that:~~

1-27 ~~[(A) two directors serve two-year terms; and~~

1-28 ~~[(B) three directors serve four-year terms].~~

1-29 SECTION 2. Section 4.10, Chapter 1029, Acts of the 76th
1-30 Legislature, Regular Session, 1999, is amended by adding Subsection
1-31 (d) to read as follows:

1-32 (d) Notwithstanding any inconsistent provision of general
1-33 law or of a home-rule municipal charter or ordinance, the authority
1-34 and a municipality may enter into a contract of unlimited duration.

1-35 SECTION 3. Subsections (a) and (c), Section 5.05, Chapter
1-36 1029, Acts of the 76th Legislature, Regular Session, 1999, are
1-37 amended to read as follows:

1-38 (a) The authority may ~~[shall]~~ develop a procedure for
1-39 cooperatively funding a project of the authority with money from
1-40 other political subdivisions located entirely [districts] inside
1-41 [of] the authority's boundaries, and may develop a procedure for
1-42 cooperatively funding a project of the authority with money from
1-43 political subdivisions located in whole or in part outside the
1-44 authority's boundaries, water supply corporations, or other
1-45 private entities, if the authority project fulfills a governmental
1-46 purpose of both the authority and other political subdivisions, or
1-47 fulfills a governmental purpose of the authority that the authority
1-48 determines would be furthered by cooperative funding from a private
1-49 entity [districts].

1-50 (c) A political subdivision [district] may enter into a
1-51 contract with the authority for the political subdivision
1-52 [district] to finance a portion of the proposed project with the
1-53 political subdivision's [district's] resources instead of using
1-54 only the proceeds from bonds of the authority for that purpose. The
1-55 contract must be executed before the authority issues the bonds. As
1-56 provided in the contract, the authority may [must]:

1-57 (1) reduce the value of the bond issuance to the degree
1-58 that the political subdivision [district] provides project
1-59 funding; and

1-60 (2) credit the political subdivision [district] for
1-61 its contribution to the project financing and adjust the allocation
1-62 of revenue pledged to the payment of the bonds so that the authority
1-63 avoids using, to a degree reasonably commensurate with the

2-1 contribution, revenue from the political subdivision [~~district~~] to
2-2 service the authority's bond debt or interest.

2-3 SECTION 4. Subsection (b), Section 5.05, Chapter 1029, Acts
2-4 of the 76th Legislature, Regular Session, 1999, is repealed.

2-5 SECTION 5. The change in law made by Subsection (d), Section
2-6 4.10, Chapter 1029, Acts of the 76th Legislature, Regular Session,
2-7 1999, as added by this Act, applies only to a contract between the
2-8 North Harris County Regional Water Authority and a municipality
2-9 that was entered into after January 1, 2002.

2-10 SECTION 6. This Act takes effect immediately if it receives
2-11 a vote of two-thirds of all the members elected to each house, as
2-12 provided by Section 39, Article III, Texas Constitution. If this
2-13 Act does not receive the vote necessary for immediate effect, this
2-14 Act takes effect September 1, 2003.

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