

1-1 By: Armbrister S.B. No. 1918  
1-2 (In the Senate - Filed April 24, 2003; April 24, 2003, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; May 6, 2003, reported favorably by the following vote:  
1-5 Yeas 5, Nays 0; May 6, 2003, sent to printer.)

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

1-8 relating to the creation of the Katy Towne Centre Development  
1-9 District; providing authority to impose a tax and issue bonds.

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

1-11 SECTION 1. CREATION OF DISTRICT. (a) Katy Towne Centre  
1-12 Development District is created as a special district under Section  
1-13 52, Article III, Section 1-g, Article VIII, and Section 59, Article  
1-14 XVI, Texas Constitution.

1-15 (b) The board by resolution may change the district's name.

1-16 SECTION 2. DECLARATION OF INTENT. (a) The creation of the  
1-17 district is necessary to promote, develop, encourage, and maintain  
1-18 transportation, safety, employment, commerce, housing, tourism,  
1-19 recreation, the arts, entertainment, economic development, and the  
1-20 public welfare in the area of the district.

1-21 (b) The creation of the district is essential to accomplish  
1-22 the purposes of Sections 52 and 52-a, Article III, Section 1-g,  
1-23 Article VIII, and Section 59, Article XVI, Texas Constitution, and  
1-24 other public purposes stated in this Act.

1-25 SECTION 3. DEFINITIONS. In this Act:

1-26 (1) "Board" means the board of directors of the  
1-27 district.

1-28 (2) "District" means Katy Towne Centre Development  
1-29 District.

1-30 SECTION 4. BOUNDARIES. The district includes all the  
1-31 territory contained in the following described area:

1-32 BEING A 85.032 ACRE TRACT OF LAND OUT OF A CALLED 101.1282  
1-33 ACRE TRACT OF LAND RECORDED UNDER P-450993 IN THE CLERK'S FILE  
1-34 RECORDS OF HARRIS COUNTY, TEXAS SAID 85.032 ACRE TRACT BEING OUT OF  
1-35 AND A PART OF THE J.W. MCCUTCHEON SURVEY, ABSTRACT 1348, THE JESSE  
1-36 THOMPSON SURVEY, ABSTRACT 393 AND THE JOHN MCKNIGHT SURVEY,  
1-37 ABSTRACT 292 IN BOTH HARRIS COUNTY, TEXAS AND FORT BEND COUNTY,  
1-38 TEXAS AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

1-39 COMMENCING at a 1/2-inch iron rod found at the intersection  
1-40 of the East right-of-way line of Pin Oak Road (varying width) with  
1-41 the South right-of-way line of Roberts road (60.00 feet wide) said  
1-42 1/2-inch iron rod also being the Northwest corner of a 20.00 acre  
1-43 tract of land recorded under P-691302 of said Clerk's File Records  
1-44 and being South 2° 12' 12" East 60.00 feet from Northwest corner of  
1-45 said 101.1282 acre tract of land;

1-46 THENCE: South 2° 12' 12" East 733.78 feet along the East  
1-47 right-of-way line of said Pin Oak Road and the West line of said  
1-48 20.00 acre tract to a 1/2-inch iron rod found for the Southwest  
1-49 corner of said 20.00 acre tract;

1-50 THENCE: North 87° 53' 02" East 20.00 feet along the South line  
1-51 of said 20.00 acre tract to a 1/2-inch iron rod found and the POINT  
1-52 OF BEGINNING of the description;

1-53 THENCE: North 87° 53' 02" East 1158.73 feet along the South  
1-54 line of said 20.00 acre tract to a 1/2-inch iron rod found for the  
1-55 Southeast corner of said 20.00 acre tract;

1-56 THENCE: North 2° 12' 36" West (called North 2° 12' 12" West),  
1-57 at 744.44 feet pass a 1/2-inch iron rod found for the Northeast  
1-58 corner of said 20.00 acre tract in the South line of an easement  
1-59 conveyed to the City of Katy, Texas recorded in Volume 7527, Page  
1-60 201 of the deed records of said Harris County, Texas, in all 804.44  
1-61 feet to a 5/8-inch iron rod found in the North line of said easement  
1-62 for the Southeast corner of a 0.529 acre tract of land recorded in  
1-63 Volume 7470, Page 50 of said deed records, said 5/8-inch iron rod  
1-64 being North 87° 21' 57" East 982.55 feet from a 3/4-inch iron pipe

2-1 found in the center of Thomas Street for the Southeast corner of the  
 2-2 J.J. Crawford Survey, Abstract 205, the most Westerly Southwest  
 2-3 corner of the J.W. McCutcheon Survey, Abstract 1348, the most  
 2-4 Northern Northeast corner of the J. Thompson Survey, Abstract 393  
 2-5 also being the Northwest corner of said easement conveyed to the  
 2-6 City of Katy, Texas in said Volume 7527, Page 201;

2-7 THENCE: North 1° 24' 18" West, at 280.95 feet pass the  
 2-8 Northeast corner of said 0.529 acre tract, in all 340.76 feet along  
 2-9 the East line of said 0.529 acre tract and along the East line of a  
 2-10 0.591 acre tract, being the residue of a 1.161 acre tract of land  
 2-11 recorded in Volume 7274, Page 624 of said deed records to a 1/2-inch  
 2-12 iron rod found in the South right-of-way line of U.S. Highway 90;

2-13 THENCE: North 88° 51' 54" East 68.66 feet along the South  
 2-14 right-of-way line of said U.S. Highway 90 to a 3/4-inch iron rod  
 2-15 found at a point of curvature;

2-16 THENCE: 138.95 feet along the arc of a curve to the right,  
 2-17 having a radius of 5694.58 feet and a chord bearing North 89° 18' 18"  
 2-18 East 138.95 feet to a 3/4-inch iron rod found at a point of  
 2-19 tangency;

2-20 THENCE: South 89° 57' 12" East 136.24 feet along said South  
 2-21 right-of-way line to a 3/4-inch rod found;

2-22 THENCE: North 48° 33' 09" East 55.73 feet along said South  
 2-23 right-of-way line to a 2-inch iron pipe found for the Northwest  
 2-24 corner of Tucker's Lane (30 foot private road);

2-25 THENCE: North 86° 22' 18" East 30.39 feet along said South  
 2-26 right-of-way line to a 3/4-inch iron rod found for the Northeast  
 2-27 corner of said Tucker's Lane, the same being the Northwest corner of  
 2-28 a 1.8244 acre tract of land recorded in volume 3245, Page 21 of said  
 2-29 deed records;

2-30 THENCE: South 1° 31' 39" East 307.78 feet along the West line  
 2-31 of said 1.8244 acre tract and the East line of said Tucker's Lane to  
 2-32 a 3/4-inch pinched iron pipe found at an angle point;

2-33 THENCE: South 47° 11' 08" East, at 275.11 feet pass the  
 2-34 Southeast corner of said 1.8244 acre tract, the same being the  
 2-35 Westerly most Southwest of a 10.1451 acre tract of land recorded  
 2-36 under L-041936 of said Clerk's File Records, in all 1526.46 feet  
 2-37 along the Southwesterly line of said 1.8244 acre tract and the  
 2-38 Southwesterly line of said 10.1451 acre tract to a 1 1/2-inch iron  
 2-39 pipe found for the South corner of said 10.1451 acre tract in the  
 2-40 North right-of-way of Interstate Highway 10 Service Road;

2-41 THENCE: South 40° 52' 09" West 768.09 feet along the North  
 2-42 right-of-way line of said Interstate Highway 10 Service Road to a  
 2-43 concrete right-of-way monument found at a point of curvature;

2-44 THENCE: 955.70 feet along the arc of a curve to the right,  
 2-45 having a radius of 2704.79 feet and a chord bearing South 51° 02' 27"  
 2-46 West 950.74 feet and along said North right-of-way line to a partly  
 2-47 demolished concrete right-of-way monument found at a point of  
 2-48 tangency;

2-49 THENCE: South 61° 43' 28" West 63.55 feet along said North  
 2-50 right-of-way line to a partly demolished concrete right-of-way  
 2-51 monument found at a point of curvature;

2-52 THENCE: 486.09 feet along the arc of a curve to the right,  
 2-53 having a radius of 532.96 feet and a chord bearing South 87° 10' 56"  
 2-54 West 469.42 feet and along said North right-of-way line to a partly  
 2-55 demolished concrete right-of-way monument found at a point of  
 2-56 tangency;

2-57 THENCE: North 66° 32' 22" West at 87.54 feet pass 1/2-inch  
 2-58 iron pipe found, in all 153.14 feet along said North right-of-way  
 2-59 line to a 2-inch pipe found;

2-60 THENCE: North 66° 36' 10" West 91.30 feet along said North  
 2-61 right-of-way line to a concrete right-of-way monument found at a  
 2-62 point of curvature;

2-63 THENCE: 427.77 feet along the arc of a curve to the left,  
 2-64 having a radius of 605.16 feet and a chord bearing North 86° 28' 19"  
 2-65 West 418.92 feet to a partly demolished concrete right-of-way  
 2-66 monument found;

2-67 THENCE: South 72° 53' 48" West 61.32 feet along said North  
 2-68 right-of-way line to a concrete right-of-way monument found for the  
 2-69 Southeast cut-back corner at the Pin Oak Road intersection;

3-1           THENCE: North 34° 47' 39" West 142.04 feet along the  
3-2 Southeast cut-back line to a 1/2-inch iron rod found at the South  
3-3 corner of a 0.080 acre tract of land recorded under 9568797 of the  
3-4 Clerk's File Records of said Fort Bend County, Texas;

3-5           THENCE: North 16° 32' 07" West 284.00 feet along the East line  
3-6 of said 0.080 acre tract to a 1/2-inch iron rod found in the East  
3-7 line of a 0.045 acre tract of land (Tract I) recorded under 9509640  
3-8 of said Clerk's File Records;

3-9           THENCE: North 2° 12' 12" West, at 76.96 feet pass a 1/2-inch  
3-10 iron rod found for the Northeast corner of said 0.045 acre tract,  
3-11 the same being the Southeast corner of a 0.357 (Tract II) acre tract  
3-12 of land recorded under 9509640 of said Clerk's File Records, in all  
3-13 854.65 feet along the East line of said 0.045 acre tract and the  
3-14 East line of said 0.357 acre tract to the POINT OF BEGINNING,  
3-15 containing an area of 85.032 acres of land.

3-16 The bearings recited herein are based on the East right-of-way line  
3-17 of Pin Oak Road running North 2° 12' 12" West.

3-18 SAVE AND EXCEPT:

3-19 A tract of land containing 1.010 acres (44,000 square feet) out of  
3-20 the Jesse Thompson Survey, Abstract No. 393, Fort Bend County,  
3-21 Texas. Said 1.010-acre tract being a portion of an 85.032-acre  
3-22 tract of land conveyed to Omega III Investment Company as recorded  
3-23 under Harris County Clerk's File No. S269724, Film Code No.  
3-24 511-38-2179 of the Official Public Records of Real Property in  
3-25 Harris County, Texas. Said 1.010-acre tract being more  
3-26 particularly described by metes and bounds as follows, with the  
3-27 basis-of-bearings being the east right-of way line of Pin Oak Road  
3-28 (width varies):

3-29           BEGINNING at a 5/8-inch iron rod found in the east  
3-30 right-of-way line of said Pin Oak Road for the southwest corner of a  
3-31 20.000-acre tract of land conveyed to First Baptist Church, Katy,  
3-32 Texas as recorded under Harris County Clerk's File No. P691302,  
3-33 Film Code No. 199-53-1913 of the Official Public Records of Real  
3-34 Property in Harris County, Texas, for a northwest corner of said  
3-35 85.032-acre tract and the northwest corner of the tract herein  
3-36 described;

3-37           THENCE: North 87° 53' 02" East, along the south line of said  
3-38 20.000-acre tract, along a north line of said 85.032-acre tract, a  
3-39 distance of 220.00 feet to a 5/8-inch rod with cap (stamped "Weisser  
3-40 Eng. Houston, Tx") set in the south line of said 20.00-acre tract,  
3-41 in a north line of said 85.032-acre tract for the northeast corner  
3-42 of said tract herein described;

3-43           THENCE: South 02° 12' 12" East, leaving the south line of said  
3-44 20.000-acre tract, leaving a north line of said 85.032-acre tract,  
3-45 parallel to and 220.00 feet east of the east right-of-way line of  
3-46 said Pin Oak Road, a distance of 200.00 feet to a 5/8-inch iron rod  
3-47 with cap (stamped "Weisser Eng. Houston, Tx") set for the southeast  
3-48 corner of said tract herein described;

3-49           THENCE: South 87° 53' 02" West, parallel to and 200.00 feet  
3-50 south of a north line of said 85.032-acre tract, a distance of  
3-51 220.00 feet to a 5/8-inch iron rod with cap (stamped "Weisser Eng.  
3-52 Houston, Tx") set in the east right-of-way line of said Pin Oak Road  
3-53 for the southwest corner of said tract herein described;

3-54           THENCE: North 02° 12' 12" West, along the east right-of-way  
3-55 line of said Pin Oak Road, a distance of 200.00 feet to the POINT OF  
3-56 BEGINNING and containing 1.010 acres (44,000 square feet) of land.

3-57           SECTION 5. FINDINGS RELATING TO BOUNDARIES. The boundaries  
3-58 and field notes of the district form a closure. A mistake in the  
3-59 field notes or in copying the field notes in the legislative process  
3-60 does not in any way affect the district's:

- 3-61           (1) organization, existence, or validity;
- 3-62           (2) right to issue any type of bond for the purposes  
3-63 for which the district is created or to pay the principal of and  
3-64 interest on a bond;
- 3-65           (3) right to impose or collect an assessment or tax; or
- 3-66           (4) legality or operation.

3-67           SECTION 6. FINDINGS OF BENEFIT AND PUBLIC PURPOSE.

- 3-68           (a) The district is created to serve a public use and benefit.
- 3-69           (b) All land and other property included in the district

4-1 will benefit from the improvements and services to be provided by  
4-2 the district under powers conferred by Sections 52 and 52-a,  
4-3 Article III, and Section 59, Article XVI, Texas Constitution, and  
4-4 other powers granted under this Act.

4-5 (c) The creation of the district is in the public interest  
4-6 and is essential to:

4-7 (1) further the public purposes of the development and  
4-8 diversification of the economy of the state;

4-9 (2) eliminate unemployment and underemployment; and

4-10 (3) develop or expand transportation and commerce.

4-11 (d) The district will:

4-12 (1) promote the health, safety, and general welfare of  
4-13 residents, employers, employees, visitors, and consumers in the  
4-14 district and of the public;

4-15 (2) provide needed funding to preserve, maintain, and  
4-16 enhance the economic health and vitality of the district as a  
4-17 community; and

4-18 (3) promote the health, safety, welfare, and enjoyment  
4-19 of the public by providing pedestrian ways and by landscaping and  
4-20 developing certain areas in the district, which are necessary for  
4-21 the restoration, preservation, and enhancement of scenic beauty.

4-22 (e) Pedestrian ways along or across a street, whether at  
4-23 grade or above or below the surface, and street lighting, street  
4-24 landscaping, and street art objects are parts of and necessary  
4-25 components of a street and are considered to be a street or road  
4-26 improvement.

4-27 (f) The district will not act as the agent or  
4-28 instrumentality of any private interest even though the district  
4-29 will benefit many private interests as well as the public.

4-30 SECTION 7. FINDINGS RELATED TO REDEVELOPMENT. The  
4-31 legislature finds that development or redevelopment in the area in  
4-32 the district would not occur solely through private investment in  
4-33 the reasonably foreseeable future and that the area in the  
4-34 district:

4-35 (1) is unproductive, underdeveloped, or blighted;

4-36 (2) substantially arrests and impairs the sound growth  
4-37 of the City of Katy because of:

4-38 (A) obsolete platting;

4-39 (B) deterioration of structures or site  
4-40 improvements; or

4-41 (C) other factors;

4-42 (3) retards the provision of housing accommodations;

4-43 (4) is an economic and social liability;

4-44 (5) is a menace to the public health, safety, morals,  
4-45 and welfare in its present condition and use; and

4-46 (6) is predominantly open.

4-47 SECTION 8. ELIGIBILITY FOR REINVESTMENT ZONES. All or any  
4-48 part of the area of the district is eligible, regardless of other  
4-49 statutory criteria, to be included in a tax increment reinvestment  
4-50 zone created by the City of Katy under Chapter 311, Tax Code.

4-51 SECTION 9. APPLICATION OF OTHER LAW. Chapter 311,  
4-52 Government Code (Code Construction Act), applies to this Act.

4-53 SECTION 10. CONSTRUCTION OF ACT. (a) This Act shall be  
4-54 liberally construed in conformity with the findings and purposes  
4-55 set forth in this Act.

4-56 (b) If any provision of the general law conflicts with this  
4-57 Act, this Act prevails.

4-58 SECTION 11. BOARD OF DIRECTORS; TERMS. The district is  
4-59 governed by a board of five directors who serve staggered terms of  
4-60 four years.

4-61 SECTION 12. APPOINTMENT. (a) The governing body of the  
4-62 City of Katy shall appoint directors to the board.

4-63 (b) Sections 375.063, Local Government Code, and 49.052,  
4-64 Water Code, do not apply to directors of the district.

4-65 SECTION 13. VACANCIES. A vacancy on the board shall be  
4-66 filled by the remaining directors.

4-67 SECTION 14. POWERS OF DISTRICT. The district has all powers  
4-68 and authority provided by the general laws on road districts and  
4-69 road utility districts created under Section 52, Article III, Texas

5-1 Constitution, and conservation and reclamation districts and  
5-2 municipal management districts created under Section 59, Article  
5-3 XVI, Texas Constitution, including:

- 5-4 (1) Chapters 257 and 441, Transportation Code;
- 5-5 (2) Chapter 375, Local Government Code; and
- 5-6 (3) Chapters 49 and 54, Water Code.

5-7 SECTION 15. AGREEMENTS; GRANTS. (a) The district may make  
5-8 an agreement with or accept a gift, grant, or loan from any person.

5-9 (b) The implementation of a project is a governmental  
5-10 function or service for the purposes of Chapter 791, Government  
5-11 Code.

5-12 SECTION 16. LAW ENFORCEMENT SERVICES. To protect the  
5-13 public interest, the district may contract with a municipality or  
5-14 county to provide law enforcement services in the district for a  
5-15 fee.

5-16 SECTION 17. AUTHORITY TO IMPOSE AD VALOREM TAXES,  
5-17 ASSESSMENTS, AND IMPACT FEES. The district may impose an ad valorem  
5-18 tax, assessment, or impact fee and use the proceeds of the tax,  
5-19 assessment, or impact fee for any district purpose, including the  
5-20 payment of debt or other contractual obligations, or the payment of  
5-21 maintenance and operating expenses.

5-22 SECTION 18. ELECTIONS REGARDING TAXES OR BONDS. (a) The  
5-23 district must hold an election in the manner provided by Chapters 49  
5-24 and 54, Water Code, to obtain voter approval before the district may  
5-25 impose a maintenance tax or issue bonds payable from ad valorem  
5-26 taxes.

5-27 (b) The board may include more than one purpose in a single  
5-28 proposition at an election.

5-29 SECTION 19. MAINTENANCE TAX. (a) The district may impose  
5-30 an annual ad valorem tax on taxable property in the district for any  
5-31 district purpose, including to:

- 5-32 (1) maintain and operate the district, including  
5-33 improvements constructed or acquired by the district; or
- 5-34 (2) provide a service.

5-35 (b) The board shall determine the tax rate.

5-36 SECTION 20. ASSESSMENTS; PETITION REQUIRED FOR FINANCING  
5-37 SERVICES AND IMPROVEMENTS. (a) The board by resolution may impose  
5-38 and collect an assessment for any purpose authorized by this Act.

5-39 (b) The board may not finance a service or improvement  
5-40 project through an assessment under this Act unless a written  
5-41 petition requesting that service or improvement has been filed with  
5-42 the board. The petition must be signed by:

5-43 (1) the owners of a majority of the assessed value of  
5-44 real property in the district that will be subject to the assessment  
5-45 according to the most recent certified tax appraisal roll for the  
5-46 county in which the property is located; or

5-47 (2) at least 25 owners of real property in the district  
5-48 that will be subject to the assessment, if more than 25 persons own  
5-49 real property in the district that will be subject to the assessment  
5-50 according to the most recent certified tax appraisal roll for the  
5-51 county in which the property is located.

5-52 (c) An assessment, a reassessment, or an assessment  
5-53 resulting from an addition to or correction of the assessment roll  
5-54 by the district, penalties and interest on an assessment or  
5-55 reassessment, an expense of collection, and reasonable attorney's  
5-56 fees incurred by the district:

5-57 (1) are a first and prior lien against the property  
5-58 assessed;

5-59 (2) are superior to any other lien or claim other than  
5-60 a lien or claim for county, school district, or municipal ad valorem  
5-61 taxes; and

5-62 (3) are the personal liability of and charge against  
5-63 the owners of the property even if the owners are not named in the  
5-64 assessment proceeding.

5-65 (d) The lien is effective from the date of the board's  
5-66 resolution imposing the assessment until the date the assessment is  
5-67 paid. The board may enforce the lien in the same manner that the  
5-68 board may enforce an ad valorem tax lien against real property.

5-69 SECTION 21. TAX INCREMENT FINANCING POWERS. (a) Without

6-1 further authorization or procedural requirement and regardless of  
6-2 other statutory criteria, the district is a tax increment  
6-3 reinvestment zone under Chapter 311, Tax Code.

6-4 (b) The district has all powers provided under Chapter 311,  
6-5 Tax Code.

6-6 (c) The district may enter into an interlocal agreement with  
6-7 any overlapping taxing unit for the payment of all or a portion of  
6-8 the tax increment of the unit to the district. The overlapping  
6-9 taxing unit may enter into the agreement.

6-10 (d) The base year value of the district, for tax increment  
6-11 financing purposes, is the value as of January 1, 2003, of all  
6-12 taxable real property in the district as shown on the certified tax  
6-13 rolls of the central appraisal district.

6-14 SECTION 22. OBLIGATIONS. (a) The district may issue bonds  
6-15 or other obligations payable in whole or in part from ad valorem  
6-16 taxes, assessments, impact fees, revenue, grants, or other money of  
6-17 the district, or any combination of those sources of money, to pay  
6-18 for any authorized purpose of the district.

6-19 (b) In exercising the district's borrowing power, the  
6-20 district may issue a bond or other obligation in the form of a bond,  
6-21 note, certificate of participation or other instrument evidencing a  
6-22 proportionate interest in payments to be made by the district, or  
6-23 other type of obligation.

6-24 SECTION 23. INITIAL DIRECTORS. (a) The initial board  
6-25 consists of the following persons:

6-26 Name of Director  
6-27 \_\_\_\_\_  
6-28 \_\_\_\_\_  
6-29 \_\_\_\_\_  
6-30 \_\_\_\_\_  
6-31 \_\_\_\_\_

6-32 (b) Of the initial directors, the terms of the first three  
6-33 directors named in Subsection (a) expire on June 1, 2006, and the  
6-34 terms of the last two directors named in Subsection (a) expire on  
6-35 June 1, 2004.

6-36 (c) This section expires September 1, 2006.

6-37 SECTION 24. ADDITIONAL LEGISLATIVE FINDINGS. The  
6-38 legislature finds that:

6-39 (1) proper and legal notice of the intention to  
6-40 introduce this Act, setting forth the general substance of this  
6-41 Act, has been published as provided by law, and the notice and a  
6-42 copy of this Act have been furnished to all persons, agencies,  
6-43 officials, or entities to which they are required to be furnished by  
6-44 the constitution and laws of this state, including the governor,  
6-45 who has submitted the notice and Act to the Texas Commission on  
6-46 Environmental Quality;

6-47 (2) the Texas Commission on Environmental Quality has  
6-48 filed its recommendations relating to this Act with the governor,  
6-49 lieutenant governor, and speaker of the house of representatives  
6-50 within the required time;

6-51 (3) the general law relating to consent by political  
6-52 subdivisions to the creation of districts with conservation,  
6-53 reclamation, and road powers and the inclusion of land in those  
6-54 districts has been complied with; and

6-55 (4) all requirements of the constitution and laws of  
6-56 this state and the rules and procedures of the legislature with  
6-57 respect to the notice, introduction, and passage of this Act have  
6-58 been fulfilled and accomplished.

6-59 SECTION 25. EFFECTIVE DATE. This Act takes effect  
6-60 immediately if it receives a vote of two-thirds of all the members  
6-61 elected to each house, as provided by Section 39, Article III, Texas  
6-62 Constitution. If this Act does not receive the vote necessary for  
6-63 immediate effect, this Act takes effect September 1, 2003.

6-64 \* \* \* \* \*