

By: Keffer of Eastland

H.B. No. 2079

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the creation, administration, powers, duties,
3 functions, operations, and financing of the Stephens Regional
4 Special Utility District.

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

6 SECTION 1. CREATION. (a) A conservation and reclamation
7 district is created in Stephens, Eastland, Palo Pinto, Shackelford,
8 and Throckmorton Counties to be known as the Stephens Regional
9 Special Utility District. The district is a governmental agency
10 and a body politic and corporate.

11 (b) The district is created under and is essential to
12 accomplish the purposes of Section 59, Article XVI, Texas
13 Constitution.

14 SECTION 2. DEFINITION. In this Act, "district" means the
15 Stephens Regional Special Utility District.

16 SECTION 3. BOUNDARIES. The district includes all the
17 territory contained in the following described area: BEING that
18 portion of Stephens, Shackelford, Throckmorton, Palo Pinto, and
19 Eastland Counties, Texas, which has a boundary more particularly
20 described as follows:

21 BEGINNING at the northwest corner of said Stephens County,
22 same being the northeast corner of said Shackelford County and said
23 point being on the South line of said Throckmorton County;

24 Thence in an easterly direction approximately 8,310 feet

1 along the common boundary line of said Stephens and Throckmorton
2 Counties to a point;

3 Thence north, cross-country, at approximately 9,575 feet
4 past the centerline of County Road 383, continuing a total distance
5 of 16,450 feet to a point 500 feet at right angles and in a southerly
6 direction from the centerline of Farm to Market Road 209;

7 Thence in an easterly direction parallel and 500 feet in a
8 southerly direction from said centerline of Farm to Market Road 209
9 approximately 920 feet to a point;

10 Thence in a northerly direction perpendicular to said
11 centerline of Farm to Market Road 209, at 500 feet past said
12 centerline of Farm to Market Road 209, continuing a total distance
13 of 1000 feet to a point 500 feet at right angles and in a northerly
14 direction from said centerline of Farm to Market Road 209;

15 Thence in a westerly direction parallel and 500 feet in a
16 northerly direction from said centerline of Farm to Market Road 209
17 approximately 3,470 feet to a point;

18 Thence north, cross-country, at approximately 6,940 feet
19 past the centerline of Lake Road, continuing a total distance of
20 approximately 11,960 feet to the centerline of U.S. Highway 183;

21 Thence in a northwesterly direction along said centerline of
22 U.S. Highway 183 approximately 5,870 feet to a point;

23 Thence east, cross-country, at approximately 11,220 feet
24 past the centerline of Farm to Market Road 1710, continuing a total
25 distance of approximately 20,460 feet to a point;

26 Thence south approximately 11,370 feet cross-country to the
27 centerline of Farm to Market Road 209;

1 Thence in an easterly direction along said centerline of Farm
2 to Market Road 209 approximately 13,300 feet to the centerline of
3 County Road 395;

4 Thence in a southerly direction along said centerline of
5 County Road 395 approximately 7,700 feet to the centerline of
6 County Road 396;

7 Thence south approximately 13,240 feet cross-country to said
8 Stephens/Throckmorton County line;

9 Thence in an easterly direction along said
10 Stephens/Throckmorton County line, at approximately 9,890 feet
11 past a point being the intersection of the southeast corner of said
12 Throckmorton County and southwest corner of Young County,
13 continuing a total distance of approximately 12,500 feet to a
14 point;

15 Thence south approximately 860 feet cross-country to the
16 centerline of the Brazos River;

17 Thence in a southeasterly then easterly direction along said
18 centerline of the Brazos River approximately 12,400 feet to a
19 point;

20 Thence east, cross-country, at approximately 5,150 feet past
21 the centerline of Farm to Market Road 578, continuing a total
22 distance of approximately 5,775 feet to a point 625 feet at right
23 angles and in an easterly direction from said centerline;

24 Thence in a northerly direction parallel and 625 feet in an
25 easterly direction from said centerline of Farm to Market Road 578
26 approximately 6,450 to the common boundary line of said Stephens
27 and Young Counties;

1 Thence in an easterly direction approximately 20,850 feet
2 along said Stephens/Young County line to the centerline of County
3 Road 283;

4 Thence south approximately 4,050 feet cross-country to the
5 centerline of a Brazos River Tributary;

6 Thence in an easterly direction along said centerline of the
7 Brazos River Tributary approximately 2,375 feet to the centerline
8 of the Brazos River;

9 Thence in an easterly direction along said centerline of the
10 Brazos River approximately 22,900 feet to a point;

11 Thence south 78 degrees 1 minute east approximately 750 feet
12 cross-country to the centerline of Farm to Market Road 701;

13 Thence south 24 degrees 51 minutes east cross-country, at
14 approximately 20,150 feet past the centerline of County Road 169,
15 continuing a total distance of approximately 21,280 feet to a point
16 being 1050 feet at right angles and in a southerly direction from
17 said centerline of County Road 169;

18 Thence in an easterly direction approximately 2,400 feet
19 parallel and 1,050 feet in a southerly direction from said
20 centerline of County Road 169 to a point;

21 Thence north 25 degrees 48 minutes east, cross-country, at
22 approximately 1,150 feet past the centerline of County Road 168,
23 continuing a total distance of approximately 25,850 feet to a point
24 on said Stephens/Young County line;

25 Thence in an easterly direction approximately 34,070 feet
26 along said Stephens/Young County line to a point 1000 feet at right
27 angles and in a westerly direction from the centerline of Farm to

1 Market Road 1287;

2 Thence south, cross-country, at approximately 5,620 feet
3 past the centerline of County Road 165, continuing a total distance
4 of 19,630 feet to a point;

5 Thence west approximately 8,990 feet cross-country to a
6 point;

7 Thence south approximately 670 feet cross-country to a point;

8 Thence west approximately 930 feet cross-country to a point;

9 Thence south 59 degrees 54 minutes west approximately 2,090
10 feet cross-country to a point;

11 Thence south 9 degrees 13 minutes east, cross country, at
12 approximately 600 feet past the centerline of Farm to Market Road
13 1148, continuing a total distance of approximately 1680 feet to the
14 centerline of Veale Creek;

15 Thence south 18 degrees 34 minutes east approximately 8,670
16 feet cross-country to a point;

17 Thence east approximately 12,900 to a point along the common
18 boundary line of said Stephens and Palo Pinto Counties;

19 Thence in a southerly direction along said Stephens/Palo
20 Pinto County line, at approximately 5,380 feet past the centerline
21 of Park Road 33, continuing a total distance of 42,940 feet to the
22 centerline of Little Caddo Creek;

23 Thence north 76 degrees 37 minutes east approximately 8,180
24 feet cross country to a point;

25 Thence south 13 degrees 48 minutes east, cross-country, at
26 approximately 5,240 feet past the centerline of U.S. Highway 180,
27 continuing a total distance of 8,050 feet to a point;

1 Thence south 74 degrees 33 minutes west approximately 10,140
2 feet cross-country to said Stephens/Palo Pinto County line;

3 Thence in a southerly direction along said Stephens/Palo
4 Pinto County line, at approximately 27,270 feet past the centerline
5 of County Road 104, continuing a total distance of approximately
6 27,470 to a point 200 feet at right angles in a southerly direction
7 from said centerline of County Road 104;

8 Thence in a westerly then northwesterly direction parallel
9 and 200 feet in a southerly direction from the centerline of said
10 County Road 104 approximately 6,100 feet to a point;

11 Thence south 84 degrees 4 minutes west, cross-country, at
12 approximately 10,500 feet past the centerline of County Road 105,
13 at approximately 26,275 feet past the centerline of Farm to Market
14 Road 717, and continuing a total distance of approximately 32,275
15 feet to a point 200 feet at right angles in an easterly direction
16 from the centerline of County Road 129;

17 Thence in a southerly direction parallel and 200 feet in an
18 easterly direction from said centerline of said County Road 129, at
19 approximately 4,230 feet past the centerline of County Road 132,
20 continuing a total distance of approximately 4,430 feet to a point
21 200 feet at right angles and in an southerly direction from said
22 centerline of County Road 132;

23 Thence in a westerly direction parallel and 200 feet in a
24 southerly direction from said centerline of County Road 132, at
25 approximately 200 feet past said centerline of County Road 129,
26 continuing a total distance of approximately 5,250 feet to a point
27 200 feet at right angles in an easterly direction from a north/south

1 portion of the centerline of County Road 132;

2 Thence in a southerly direction parallel and 200 feet in an
3 easterly direction from said north/south portion of the centerline
4 of County Road 132 approximately 2,570 feet to a point;

5 Thence in a westerly direction parallel and 200 feet in a
6 southerly direction from an east/west portion of said centerline of
7 County Road 132 approximately 2,700 feet to a point being 200 feet
8 at right angles in an easterly direction from another north/south
9 portion of said centerline of County Road 132;

10 Thence in a southerly direction parallel and 200 feet in an
11 easterly direction from said centerline of County Road 132
12 approximately 1,310 feet to a point;

13 Thence in a westerly direction perpendicular to said
14 centerline of County Road 132 a distance of 200 feet to a point in
15 said centerline of County Road 132, said point being 300 feet at
16 right angles in a southerly direction from the easterly projection
17 of the centerline of County Road 140;

18 Thence in a westerly direction parallel and 300 feet in a
19 southerly direction from the centerline of County Road 140
20 approximately 1,320 feet to a point;

21 Thence south 37 degrees 52 minutes west approximately 5,650
22 feet cross-country to a point;

23 Thence south 6 degrees 11 minutes east approximately 4,630
24 feet cross-country to a point being 300 feet at right angles in a
25 northerly direction from the centerline of Farm to Market Road 207;

26 Thence in an easterly direction parallel and 200 feet in a
27 northerly direction from said centerline of Farm to Market Road 207

1 approximately 4,600 feet to a point;

2 Thence south 5 degrees 30 minutes east approximately 200 feet
3 to a point in the centerline of Farm to Market Road 207;

4 Thence south 3 degrees 41 minutes east approximately 1,480
5 feet cross-country to a point;

6 Thence north 83 degrees 23 minutes east approximately 1,030
7 feet cross-country to a point;

8 Thence south 1 degree 6 minutes west approximately 17,300
9 feet cross-country to a point being the midpoint of a curve in said
10 centerline of County Road 126;

11 Thence in a southerly direction approximately 1,450 feet
12 along said centerline of County Road 126 to a point;

13 Thence south 1 degree 17 minutes east approximately 3,600
14 feet cross-country to a point being 200 feet at right angles in an
15 easterly direction from the centerline of the curve of County Road
16 118;

17 Thence in a southerly direction parallel and 200 feet in an
18 easterly direction from said centerline of County Road 118
19 approximately 2,960 feet to a point;

20 Thence South, cross-country, at approximately 200 feet past
21 said centerline of County Road 118, continuing a total distance of
22 approximately 3,760 feet to a point in the common boundary line of
23 Stephens and Eastland Counties;

24 Thence in a westerly direction along said Stephens/Eastland
25 County line, at approximately 2,090 feet past the centerline of
26 County Road 119, at approximately 12,850 feet past the centerline
27 of County Road 125, at approximately 21,590 feet past the

1 centerline of Farm to Market Road 1852, continuing a total distance
2 of approximately 41,170 feet to a point being 200 feet at right
3 angles in an easterly direction from the centerline of County Road
4 331;

5 Thence in a southerly direction parallel and 200 feet in an
6 easterly direction from said centerline of County Road 331
7 approximately 8,650 feet to a point;

8 Thence west, cross-country, at approximately 200 feet past
9 said centerline of County Road 331, continuing a total distance of
10 approximately 32,400 feet to a point;

11 Thence north approximately 500 feet cross-country to a point;

12 Thence west, cross country, at approximately 4,300 feet past
13 the centerline of County Road 104, continuing a total distance of
14 approximately 4,500 feet to a point being 200 feet at right angles
15 in a westerly direction from said centerline of County Road 104;

16 Thence in a northerly direction parallel and 200 feet in a
17 westerly direction from said centerline of County Road 104
18 approximately 7,760 feet to said Stephens/Eastland County line;

19 Thence in a westerly direction approximately 19,200 feet
20 along said Stephens/Eastland County line to a point;

21 Thence north 1 degree 0 minutes west, cross-county, at
22 approximately 24,740 feet past the centerline of County Road 190,
23 at approximately 33,200 feet past the centerline of County Road
24 188, at approximately 43,570 feet past the centerline of County
25 Road 196, continuing a total distance of approximately 48,770 to a
26 point in the centerline of Farm to Market Road 576;

27 Thence in a westerly direction along said centerline of Farm

1 to Market Road 576, at approximately 6,250 feet past the centerline
2 of Farm to Market Road 1853, at approximately 18,720 feet past a
3 point on the common boundary line of said Stephens and Shackelford
4 Counties, continuing a total distance of 25,475 feet to a point in
5 the centerline of Farm to Market Road 601 at its intersection with
6 Farm to Market Road 576;

7 Thence in a northerly direction along said centerline of Farm
8 to Market Road 601, at approximately 10,700 feet past the
9 centerline of County Road 141, continuing a total distance of
10 approximately 12,500 feet to a point in the centerline of County
11 Road 103 at its intersection with said Farm To Market Road 601;

12 Thence in a northerly direction along said centerline of
13 County Road 103 approximately 15,000 feet to said
14 Stephens/Shackelford County line;

15 Thence in a northerly direction along said
16 Stephens/Shackelford County line approximately 300 feet to a point;

17 Thence in an easterly direction parallel and 300 feet in a
18 northerly direction from the centerline of said County Road 290, at
19 approximately 4,200 feet past the centerline of County Road 294,
20 continuing a total distance of approximately 22,200 feet to a
21 point;

22 Thence north 10 degrees 7 minutes east approximately 7,500
23 feet cross-country to a point along the normal pool elevation
24 contour line of 1183.0 feet of Hubbard Creek Reservoir;

25 Thence approximately 349,000 along said normal pool
26 elevation contour line of Hubbard Creek Reservoir to said
27 Stephens/Shackelford County line;

1 Thence in a northerly direction along said
2 Stephens/Shackelford County line, at approximately 7,350 feet past
3 the centerline of County Road 288, at approximately 28,970 feet
4 past the centerline of County Road 287, continuing a total distance
5 of approximately 70,650 feet to the POINT OF BEGINNING;

6 SAVE AND EXCEPT the following tract of land that includes the
7 City of Breckenridge:

8 BEGINNING at a point on the centerline of U.S. Highway 180
9 approximately 5,375 feet in a westerly direction from the
10 intersection of U.S. Highway 180 and Farm to Market Road 3099;

11 Thence north 8 degrees 29 minutes west approximately 1,025
12 feet cross-country to a point;

13 Thence north 87 degrees 32 minutes east, cross-country, at
14 approximately 2,575 past the centerline of County Road 222,
15 continuing a total distance of approximately 5,315 feet to a point
16 in the centerline of said Farm to Market Road 3099;

17 Thence in a northerly direction approximately 5,175 feet
18 along the centerline of said Farm to Market Road 3099 to a point;

19 Thence north 84 degrees 5 minutes east approximately 3,160
20 feet cross-country to a point;

21 Thence south 74 degrees 24 minutes east approximately 4,070
22 feet cross-country to a point;

23 Thence south approximately 1,275 feet cross-country to a
24 point;

25 Thence east, cross-country, at approximately 5,140 feet past
26 the centerline of U.S. Highway 183, continuing a total distance of
27 approximately 6,470 feet to a point;

1 Thence south approximately 900 feet cross-country to a point;

2 Thence east, cross-country, at approximately 4,060 feet past
3 the centerline of County Road 176, continuing a total distance of
4 4,260 feet to a point;

5 Thence south approximately 3,280 feet cross-country to a
6 point;

7 Thence south 38 degrees 41 minutes east approximately 1,405
8 feet cross-country to a point;

9 Thence east approximately 2,680 feet cross-country to a point
10 in the centerline of Lake Grand Road;

11 Thence south 85 degrees 8 minutes east approximately 2,650
12 feet cross-country to a point;

13 Thence south approximately 450 feet cross-country to a point;

14 Thence east approximately 2,455 feet cross-country to a point
15 in the centerline of State Highway 67;

16 Thence in a southwesterly direction along said centerline of
17 State Highway 67 approximately 500 feet to a point;

18 Thence in a southeasterly direction parallel and 250 feet in
19 a northerly direction from said centerline of U.S. Highway 180
20 approximately 500 feet to a point;

21 Thence in a southwesterly direction at right angles to said
22 U.S. Highway 180 approximately 250 feet to the intersection of U.S.
23 Highway 180 with County Road 228;

24 Thence in a southwesterly direction along the centerline of
25 said County Road 228 approximately 300 feet to a point;

26 Thence north 70 degrees 48 minutes west approximately 120
27 feet cross-country to a point;

1 Thence in a southwesterly direction parallel and 120 feet in
2 a westerly direction from said centerline of County Road 228
3 approximately 500 feet to a point;

4 Thence west approximately 450 feet cross-country to a point;

5 Thence south approximately 340 feet cross-country to a point
6 in the centerline of Old Caddo Road;

7 Thence in a westerly direction along said centerline of Old
8 Caddo Road approximately 4,965 feet to a point;

9 Thence south approximately 1,440 feet cross-country to a
10 point;

11 Thence south 65 degrees 26 minutes west approximately 3,200
12 feet cross-country to a point;

13 Thence west approximately 2,760 feet cross-country to a
14 point;

15 Thence south approximately 635 feet cross-country to a point;

16 Thence west, cross-country, at approximately 2,930 feet past
17 the centerline of U.S. Highway 183, continuing a total distance of
18 approximately 5,500 feet to a point in the centerline of County Road
19 229;

20 Thence in a southerly direction along said centerline of
21 County Road 229 approximately 1,170 feet to a point;

22 Thence west approximately 4,915 feet cross-country to a point
23 200 feet at right angles and in an easterly direction from the
24 centerline of County Road 224;

25 Thence in a southerly direction parallel and 200 feet in an
26 easterly direction from said centerline of County Road 224
27 approximately 1,715 feet to a point;

1 Thence west approximately 200 feet to said centerline of
2 County Road 224;

3 Thence south 88 degrees 47 minutes west approximately 2,905
4 feet cross-country to a point;

5 Thence north approximately 5,465 feet cross-country to a
6 point;

7 Thence west approximately 2,455 feet cross-country to a point
8 in the centerline of Farm to Market Road 3418;

9 Thence in a northerly direction along said centerline of Farm
10 to Market Road 3418 approximately 805 feet to a point in the
11 centerline of County Road 225 at its intersection with Farm to
12 Market Road 3418;

13 Thence west approximately 1,190 feet cross-country to a
14 point;

15 Thence north approximately 950 feet cross-country to a point;

16 Thence north 52 degrees 21 minutes west approximately 1,860
17 feet cross-country to a point;

18 Thence north 87 degrees 51 minutes west approximately 2,300
19 feet cross-country to a point;

20 Thence north 8 degrees 29 minutes west approximately 1,745
21 feet cross-country to the POINT OF BEGINNING.

22 SECTION 4. FINDINGS RELATING TO BOUNDARIES. The
23 legislature finds that the boundaries and field notes of the
24 district form a closure. A mistake in the field notes or in copying
25 the field notes in the legislative process does not affect the
26 organization, existence, or validity of the district, the right of
27 the district to issue bonds or refunding bonds or pay the principal

1 and interest on bonds, or the legality or operation of the district
2 or its governing body.

3 SECTION 5. FINDING OF BENEFIT. The legislature finds that
4 all of the land and other property included within the boundaries of
5 the district will be benefited by the works and projects that are to
6 be accomplished by the district under powers conferred by Section
7 59, Article XVI, Texas Constitution, and that the district is
8 created to serve a public use and benefit.

9 SECTION 6. POWERS. (a) The district has all of the rights,
10 powers, privileges, authority, functions, and duties provided by
11 the general law of this state, including Chapters 49 and 65, Water
12 Code, applicable to special utility districts created under Section
13 59, Article XVI, Texas Constitution. This Act prevails over any
14 provision of general law that is in conflict with or inconsistent
15 with this Act.

16 (b) Except as provided in Sections 9(e), 9(f) and 10(b) of
17 this act, the rights, powers, privileges, authority, functions, and
18 duties of the district are subject to the continuing right of
19 supervision of the state to be exercised by and through the Texas
20 Commission on Environmental Quality.

21 SECTION 7. BOARD OF DIRECTORS. (a) The district is
22 governed by a board of not less than five and not more than 11
23 directors. There shall be seven initial directors.

24 (b) Temporary directors shall serve until initial directors
25 are elected under Chapters 49 and 65, Water Code.

26 (c) Initial directors serve until permanent directors are
27 elected under Chapters 49 and 65, Water Code.

1 SECTION 8. TEMPORARY BOARD OF DIRECTORS. (a) The temporary
2 board of directors is composed of:

3 Roger Broyles;
4 Danny Stephens;
5 Gary Brockman;
6 Monroe Pugh;
7 Cotton Kinnard;
8 Donnie Lockhart; and
9 Kelley Grissom.

10 (b) The temporary directors shall execute their official
11 bonds and take their official oath of office. The bonds shall be
12 approved by the board of directors of the district and each bond and
13 oath shall be filed with the district and retained in its records.

14 (c) If a temporary director fails to qualify for office, the
15 temporary directors who have qualified shall appoint a person to
16 fill the vacancy. If at any time there are fewer than four
17 qualified temporary directors for any reason, the Texas Commission
18 on Environmental Quality shall appoint the necessary number of
19 directors to fill all vacancies on the board.

20 SECTION 9. CONFIRMATION AND INITIAL DIRECTORS' ELECTION.

21 (a) The temporary board of directors shall call and hold an
22 election to confirm establishment of the district and to elect the
23 initial directors as provided by Chapters 49 and 65, Water Code, on
24 or before January 1, 2007.

25 (b) Section 41.001(a), Election Code, does not apply to an
26 election held under this section.

27 (c) The temporary board of directors shall determine the

1 method for determining the initial term of each person on the
2 initial board of directors. The terms must be clearly stated on the
3 ballot for the confirmation and directors' election.

4 (d) The initial board of directors shall file with the Texas
5 Commission on Environmental Quality an order canvassing the
6 confirmation election returns not later than 30 days after the
7 election.

8 (e) Upon a successful confirmation election, Stephens
9 County Rural Water Supply Corporation shall transfer the assets,
10 debts, and contractual rights and obligations of Stephens County
11 Rural Water Supply Corporation to the district and dissolution
12 proceedings of Stephens County Rural Water Supply Corporation shall
13 be commenced within 30 days after such transfer. No approval by the
14 Texas Commission on Environmental Quality shall be required for the
15 transfer of the assets or for the assumption of the debts,
16 contractual rights and obligations by the district.

17 (f) Upon a successful confirmation election and dissolution
18 of Stephens County Rural Water Supply Corporation, Certificate of
19 Convenience and Necessity No. 11456, as then existing and in
20 effect, shall thereafter be deemed by this Act to be held by the
21 district. Upon receipt of confirmation of the dissolution of
22 Stephens County Rural Water Supply Corporation, the Texas
23 Commission on Environmental Quality shall note in its records that
24 Certificate of Convenience and Necessity No. 11456 is held by the
25 district, and thereafter the Texas Commission on Environmental
26 Quality shall re-issue the certificate in the name of the district,
27 without further application or notice.

1 (g) If the establishment of the district has not been
2 confirmed at an election held under this section before the second
3 anniversary of the effective date of this Act, this Act expires on
4 that date.

5 SECTION 10. ADOPTING RULES; IMPACT FEE.

6 (a) The district may adopt and enforce reasonable rules that
7 fall within the district's statutory authority.

8 (b) The district may charge a water service impact fee which
9 is equal to the equity buy-in fee charged by the Stephens County
10 Rural Water Supply Corporation on January 31, 2005 under its
11 tariff. Chapter 395 of the Local Government Code shall not apply to
12 the initial water service impact fee established under this
13 subsection. Any increase in the water service impact fee by the
14 district shall be made as allowed by Chapter 395 of the Local
15 Government Code or as approved by the Texas Commission on
16 Environmental Quality.

17 SECTION 11. FINDINGS RELATING TO PROCEDURAL REQUIREMENTS.

18 (a) The proper and legal notice of the intention to
19 introduce this Act, setting forth the general substance of this
20 Act, has been published as provided by law, and the notice and a
21 copy of this Act has been furnished to all persons, agencies,
22 officials, or entities to which they are required to be furnished by
23 the constitution and laws of this state, including the governor,
24 who has submitted the notice and Act to the Texas Commission on
25 Environmental Quality.

26 (b) The Texas Commission on Environmental Quality has filed
27 its recommendations relating to this Act with the governor,

1 lieutenant governor, and speaker of the house of representatives
2 within the required time.

3 (c) The general law relating to consent by political
4 subdivisions to the creation of a conservation and reclamation
5 district and the inclusion of land in the district has been complied
6 with, and all requirements of the constitution and laws of this
7 state and the rules and procedures of the legislature with respect
8 to the notice, introduction, and passage of this Act are fulfilled
9 and accomplished.

10 SECTION 12. This Act takes effect immediately if it
11 receives a vote of two-thirds of all the members elected to each
12 house, as provided by Section 39, Article III, Texas Constitution.
13 If this Act does not receive the vote necessary for immediate
14 effect, this Act takes effect September 1, 2005.