

By: Armbrister

S.B. No. 1872

Substitute the following for S.B. No. 1872:

By: Puente

C.S.S.B. No. 1872

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the addition of road district powers to the Fort Bend
3 County Municipal Utility District No. 134.

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

5 SECTION 1. Chapter 1342, Acts of the 77th Legislature,
6 Regular Session, 2001, is amended by adding Section 3.015 to read as
7 follows:

8 Sec. 3.015. ROAD PROJECTS. (a) To the extent authorized by
9 Section 52, Article III, Texas Constitution, the district may
10 construct, acquire, improve, maintain, or operate macadamized,
11 graveled, or paved roads or turnpikes, or improvements in aid of
12 those roads or turnpikes, inside the district.

13 (b) A road project must meet all applicable construction
14 standards, zoning and subdivision requirements, and regulatory
15 ordinances of the municipality or county in whose jurisdiction the
16 district is located.

17 (c) The district may not undertake a road project unless
18 each municipality or county in whose jurisdiction the district is
19 located consents by ordinance or resolution.

20 (d) If the district exercises the power of eminent domain
21 for a road project authorized by this section, the district may use
22 the power of eminent domain only to acquire land, an easement, or a
23 right-of-way inside district boundaries.

24 SECTION 2. Chapter 1342, Acts of the 77th Legislature,

1 Regular Session, 2001, is amended by adding Section 5.015 to read as
2 follows:

3 Sec. 5.015. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS
4 FOR ROAD PROJECTS; TAX. (a) The district may issue bonds or other
5 obligations as provided by Chapters 49 and 54, Water Code, to
6 finance, or assist in the financing of, projects under Section
7 3.015 of this Act.

8 (b) The district may not issue bonds or other obligations
9 under Subsection (a) of this section unless the issuance is
10 approved by a vote of a two-thirds majority of the voters of the
11 district voting at an election called for that purpose.

12 (c) Bonds or other obligations issued or incurred by the
13 district under this section may not exceed one-fourth of the
14 assessed value of the real property in the district.

15 (d) Sections 49.181 and 49.182, Water Code, do not apply to
16 a road project undertaken by the district under Section 3.015 of
17 this Act or to bonds issued by the district to finance the project.

18 (e) The district may impose an ad valorem tax to pay the
19 principal of or interest on bonds issued under this section.

20 SECTION 3. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2005.