

1-1 By: Armbrister S.B. No. 1872
1-2 (In the Senate - Filed April 20, 2005; April 20, 2005, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; May 2, 2005, reported favorably by the following vote:
1-5 Yeas 4, Nays 0; May 2, 2005, sent to printer.)

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

1-8 relating to the addition of road district powers to the Fort Bend
1-9 County Municipal Utility District Number 134; providing the
1-10 authority to issue bonds.

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

1-12 SECTION 1. Chapter 1342, Acts of the 77th Legislature,
1-13 Regular Session, 2001, is amended by adding Section 3.015 to read as
1-14 follows:

1-15 Sec. 3.015. VOTER-APPROVED ROAD DISTRICT POWERS. (a) If a
1-16 majority of the voters of the district vote in favor of the
1-17 district's assumption of road district powers in the manner
1-18 provided by Section 53.029, Water Code, at an election held for that
1-19 purpose, the district shall assume the rights, authority,
1-20 privileges, and functions of a road district operating under
1-21 Section 52(b)(3), Article III, Texas Constitution, Chapter 257,
1-22 Transportation Code, and other general laws of this state relating
1-23 to road districts.

1-24 (b) If the voters approve road district powers under
1-25 Subsection (a) of this section, the district may construct,
1-26 acquire, improve, maintain, or operate macadamized, graveled, or
1-27 paved roads or turnpikes, or improvements in aid of those roads or
1-28 turnpikes, inside or outside the district.

1-29 SECTION 2. Chapter 1342, Acts of the 77th Legislature,
1-30 Regular Session, 2001, is amended by adding Section 5.015 to read as
1-31 follows:

1-32 Sec. 5.015. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS
1-33 FOR ROAD PROJECTS; TAX. (a) Except as provided by Subsections (b)
1-34 and (c) of this section, the district may issue bonds or other
1-35 obligations as provided by Section 53.029, Water Code, to finance,
1-36 or assist in the financing of, projects under Section 3.015 of this
1-37 Act.

1-38 (b) The district may not issue bonds or other obligations
1-39 under Subsection (a) of this section unless the issuance is
1-40 approved by a vote of a two-thirds majority of the voters of the
1-41 district voting at an election called for that purpose.

1-42 (c) Bonds or other obligations issued or incurred by the
1-43 district under this section may not exceed one-fourth of the
1-44 assessed value of the real property in the district.

1-45 (d) Sections 49.181 and 49.182, Water Code, do not apply to
1-46 a road project undertaken by the district under Section 3.015 of
1-47 this Act or to bonds issued by the district to finance the project.

1-48 (e) The district may impose an ad valorem tax to pay the
1-49 principal of or interest on bonds issued under this section.

1-50 SECTION 3. This Act takes effect immediately if it receives
1-51 a vote of two-thirds of all the members elected to each house, as
1-52 provided by Section 39, Article III, Texas Constitution. If this
1-53 Act does not receive the vote necessary for immediate effect, this
1-54 Act takes effect September 1, 2005.

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