

BILL ANALYSIS

Senate Research Center
80R6199 HLT-F

H.B. 3988
By: Murphy (Patrick)
Intergovernmental Relations
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Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Currently, the land located within the boundaries of the proposed municipal utility district, the extraterritorial jurisdiction of the City of Houston and Harris County, is undeveloped.

H.B. 3988 creates the Harris County Municipal Utility District No. 438 (district). This bill provides that the territory of the district would lie within the extraterritorial jurisdiction of the City of Houston and Harris County. This bill also provides that the district would have all the powers granted to municipal utility districts operating pursuant to Chapters 49 (Provisions Applicable to All Districts) and 54 (Municipal Utility Districts), Water Code, and with road powers pursuant to Section 52 (Counties, Cities, or Other Political Corporations or Subdivisions; Lending Credit; Grants; Bonds), Article III, Texas Constitution.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subtitle F, Title 6, Special District Local Laws Code, by adding Chapter 8234, as follows:

CHAPTER 8234. HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 438

Sets forth the standard language for the creation of the Harris County Municipal Utility District No. 438 (district). Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district (Sections 8234.001 - 8234.050);

Size, composition, election, and terms of the board of directors of the district (Sections 8234.051 - 8234.100);

Powers and duties of the district (Sections 8234.101 - 8234.150); and

General financial provisions and authority to impose taxes and issue bonds and obligations for the district (Sections 8234.151 - 8234.203).

Authorizes the district to exercise the power of eminent domain.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. Provides that all requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date: upon passage or September 1, 2007.