

By: Creighton

H.B. No. 1127

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the issuance of bonds for recreational facilities by
3 certain conservation and reclamation districts in Montgomery
4 County.

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

6 SECTION 1. Section 49.4645, Water Code, is amended by
7 amending Subsection (a) and adding Subsection (f) to read as
8 follows:

9 (a) A district all or part of which is located in Bastrop
10 County, Bexar County, Waller County, Travis County, Williamson
11 County, Harris County, Galveston County, Brazoria County,
12 Montgomery County, or Fort Bend County may issue bonds supported by
13 ad valorem taxes to pay for the development and maintenance of
14 recreational facilities only if the bonds are authorized by a
15 majority vote of the qualified voters of the district voting in an
16 election held for that purpose. The outstanding principal amount
17 of bonds, notes, and other obligations issued to finance parks and
18 recreational facilities payable from any source may not exceed an
19 amount equal to one percent of the value of the taxable property in
20 the district as shown by the tax rolls of the central appraisal
21 district at the time of the issuance of the bonds, notes, and other
22 obligations or an amount greater than the estimated cost provided
23 in the park plan under Subsection (b), whichever is smaller. The
24 district may not issue bonds supported by ad valorem taxes to pay

1 for the development and maintenance of:

2 (1) indoor or outdoor swimming pools; or

3 (2) golf courses.

4 (f) This section does not apply to a district all or part of
5 which:

6 (1) is located in Montgomery County; and

7 (2) includes land within a planned community of at
8 least 15,000 acres of land, of which a majority of the developed
9 acreage is subject to restrictive covenants containing ad valorem
10 assessments.

11 SECTION 2. (a) Notwithstanding any other law, if the
12 qualified voters of a district to which Chapter 49, Water Code,
13 applies and all or part of which is located in Montgomery County
14 authorized bonds supported by ad valorem taxes to pay for the
15 development and maintenance of recreational facilities by the
16 favorable vote of a majority voting in an election held for that
17 purpose after September 13, 2003, but before the effective date of
18 this Act, that bond authorization is valid and no further election
19 is required to authorize those bonds.

20 (b) This section does not apply to a district described by
21 Section 49.4645(f), Water Code, as added by this Act.

22 SECTION 3. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this
25 Act does not receive the vote necessary for immediate effect, this
26 Act takes effect September 1, 2007.