

By: Creighton (Senate Sponsor - Nichols) H.B. No. 1127  
(In the Senate - Received from the House April 16, 2007;  
April 17, 2007, read first time and referred to Committee on  
Natural Resources; May 3, 2007, reported favorably by the  
following vote: Yeas 8, Nays 0; May 3, 2007, sent to printer.)

A BILL TO BE ENTITLED  
AN ACT

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

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

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

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

- (1) indoor or outdoor swimming pools; or
- (2) golf courses.

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

- (1) is located in Montgomery County; and
- (2) includes land within a planned community of at  
least 15,000 acres of land, of which a majority of the developed  
acreage is subject to restrictive covenants containing ad valorem  
assessments.

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

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

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

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