

By: Gallego

H.B. No. 3475

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of certain counties to acquire,
3 construct, or operate a water supply system or sewage system and own
4 or operate a utility.

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

6 SECTION 1. Subchapter B, Chapter 412, Local Government
7 Code, is amended by adding Section 412.017 to read as follows:

8 Sec. 412.017. WATER SUPPLY AND SEWAGE SYSTEM FOR CERTAIN
9 BORDER COUNTIES. (a) This section applies only to a county:

10 (1) that is located adjacent to an international
11 border; and

12 (2) in which a military installation is located.

13 (b) The commissioners court of a county to which this
14 section applies may acquire, construct, or operate a water supply
15 system or sewage system to serve:

16 (1) unincorporated areas of the county; and

17 (2) areas initially included in a municipality on or
18 after September 1, 2007, in which the municipality does not provide
19 water or sewer services.

20 (c) The county may enter a management or lease agreement
21 with another public or private entity for the operation of a county
22 water or sewage system acquired or constructed under this section.

23 (d) The county may apply for and receive grants or other
24 assistance from a state or federal governmental entity to implement

1 this section.

2 (e) The county may own, operate, or maintain a water or
3 sewer utility in the same manner as a municipality under Chapter
4 402.

5 (f) A county may not construct, operate, or maintain a water
6 supply system or sewage system in an area previously served by the
7 county's water supply or sewage system after the area is annexed by
8 a municipality and the municipality begins providing to the area
9 water or sewer services previously provided by the county.

10 SECTION 2. This Act takes effect September 1, 2007.