

By: Brown of Kaufman

H.B. No. 3696

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the validation of acts and proceedings of the Lake View
3 Management and Development District and the division of the
4 district into two or more new districts.

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

6 SECTION 1. Subchapter C, Chapter 3828, Special District
7 Local Laws Code, is amended by adding Section 3828.112 to read as
8 follows:

9 Sec. 3828.112. DIVISION OF DISTRICT. (a) The district may
10 be divided into two new districts only if the district:

11 (1) has no outstanding bonded debt; and

12 (2) is not imposing ad valorem taxes.

13 (b) The division procedure is prescribed by Sections 53.030
14 through 53.041, Water Code.

15 (c) Any new district created by the division of the district
16 has all the powers and duties of the district.

17 SECTION 2. (a) All governmental and proprietary actions of
18 the Lake View Management and Development District taken before the
19 effective date of this Act are validated, ratified, and confirmed
20 in all respects as if the actions had been taken as authorized by
21 law.

22 (b) This section does not apply to any matter that on the
23 effective date of this Act:

24 (1) is involved in litigation if the litigation

1 ultimately results in the matter being held invalid by a final court
2 judgment; or

3 (2) has been held invalid by a final court judgment.

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