

1-1 By: Parker (Senate Sponsor - Estes) H.B. No. 4061  
1-2 (In the Senate - Received from the House May 10, 2007;  
1-3 May 14, 2007, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 18, 2007, reported favorably by  
1-5 the following vote: Yeas 3, Nays 0; May 18, 2007, sent to  
1-6 printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to the creation of the Denton County Municipal Utility  
1-10 District No. 7; providing authority to impose a tax and issue bonds;  
1-11 granting the power of eminent domain.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subtitle F, Title 6, Special District Local Laws  
1-14 Code, is amended by adding Chapter 8190 to read as follows:

1-15 CHAPTER 8190. DENTON COUNTY MUNICIPAL UTILITY DISTRICT NO. 7

1-16 SUBCHAPTER A. GENERAL PROVISIONS

1-17 Sec. 8190.001. DEFINITIONS. In this chapter:

1-18 (1) "Board" means the district's board of directors.

1-19 (2) "Director" means a board member.

1-20 (3) "District" means the Denton County Municipal  
1-21 Utility District No. 7.

1-22 Sec. 8190.002. NATURE OF DISTRICT. The district is a  
1-23 municipal utility district in Denton County created under and  
1-24 essential to accomplish the purposes of Section 52, Article III,  
1-25 and Section 59, Article XVI, Texas Constitution.

1-26 Sec. 8190.003. FINDING OF PUBLIC USE AND BENEFIT. The  
1-27 district is created to serve a public use and benefit.

1-28 Sec. 8190.004. CONFIRMATION ELECTION REQUIRED. If the  
1-29 creation of the district is not confirmed at a confirmation  
1-30 election held under Section 8190.023 before September 1, 2011:

1-31 (1) the district is dissolved September 1, 2011,  
1-32 except that the district shall:

1-33 (A) pay any debts incurred;

1-34 (B) transfer to Denton County any assets that  
1-35 remain after the payment of debts; and

1-36 (C) maintain the organization of the district  
1-37 until all debts are paid and remaining assets are transferred; and

1-38 (2) this chapter expires September 1, 2014.

1-39 Sec. 8190.005. INITIAL DISTRICT TERRITORY. (a) The  
1-40 district is initially composed of the territory described by  
1-41 Section 2 of the Act creating this chapter.

1-42 (b) The boundaries and field notes contained in Section 2 of  
1-43 the Act creating this chapter form a closure. A mistake made in the  
1-44 field notes or in copying the field notes in the legislative process  
1-45 does not affect:

1-46 (1) the organization, existence, or validity of the  
1-47 district;

1-48 (2) the right of the district to impose taxes; or

1-49 (3) the legality or operation of the board.

1-50 [Sections 8190.006-8190.020 reserved for expansion]

1-51 SUBCHAPTER A-1. TEMPORARY PROVISIONS

1-52 Sec. 8190.021. TEMPORARY DIRECTORS. (a) On or after  
1-53 September 1, 2007, a person who owns land in the district may submit  
1-54 a petition to the Texas Commission on Environmental Quality to  
1-55 appoint as temporary directors the five persons named in the  
1-56 petition.

1-57 (b) The commission shall appoint as temporary directors the  
1-58 five persons named in the first petition received by the commission  
1-59 under Subsection (a).

1-60 (c) If a temporary director fails to qualify for office or  
1-61 if a vacancy occurs in the office of temporary director, the vacancy  
1-62 shall be filled as provided by Section 49.105, Water Code.

1-63 (d) Temporary directors serve until the earlier of:

1-64 (1) the date directors are elected under Section

2-1 8190.023; or  
 2-2 (2) the date this chapter expires under Section  
 2-3 8190.004.  
 2-4 Sec. 8190.022. ORGANIZATIONAL MEETING OF TEMPORARY  
 2-5 DIRECTORS. As soon as practicable after all the temporary  
 2-6 directors have qualified under Section 49.055, Water Code, the  
 2-7 temporary directors shall convene the organizational meeting of the  
 2-8 district at a location in the district agreeable to a majority of  
 2-9 the directors. If a location cannot be agreed upon, the  
 2-10 organizational meeting shall be at the Denton County Courthouse.  
 2-11 Sec. 8190.023. CONFIRMATION AND INITIAL DIRECTORS'  
 2-12 ELECTION. The temporary directors shall hold an election to  
 2-13 confirm the creation of the district and to elect five directors as  
 2-14 provided by Section 49.102, Water Code.  
 2-15 Sec. 8190.024. INITIAL ELECTED DIRECTORS; TERMS. The  
 2-16 directors elected under Section 8190.023 shall draw lots to  
 2-17 determine which two shall serve until the first regularly scheduled  
 2-18 election of directors and which three shall serve until the second  
 2-19 regularly scheduled election of directors.  
 2-20 Sec. 8190.025. EXPIRATION OF SUBCHAPTER. This subchapter  
 2-21 expires September 1, 2014.  
 2-22 [Sections 8190.026-8190.050 reserved for expansion]  
 2-23 SUBCHAPTER B. BOARD OF DIRECTORS  
 2-24 Sec. 8190.051. DIRECTORS; TERMS. (a) The district is  
 2-25 governed by a board of five directors.  
 2-26 (b) Directors serve staggered four-year terms.  
 2-27 [Sections 8190.052-8190.100 reserved for expansion]  
 2-28 SUBCHAPTER C. POWERS AND DUTIES  
 2-29 Sec. 8190.101. MUNICIPAL UTILITY DISTRICT POWERS AND  
 2-30 DUTIES. The district has the powers and duties provided by the  
 2-31 general law of this state, including Chapters 49 and 54, Water Code,  
 2-32 applicable to municipal utility districts created under Section 59,  
 2-33 Article XVI, Texas Constitution.  
 2-34 Sec. 8190.102. ROAD PROJECTS. (a) The district may  
 2-35 construct, acquire, improve, maintain, or operate macadamized,  
 2-36 graveled, or paved roads, or improvements in aid of those roads.  
 2-37 (b) A road project must meet all applicable construction  
 2-38 standards, zoning and subdivision requirements, and regulations of  
 2-39 each municipality in whose corporate limits or extraterritorial  
 2-40 jurisdiction the district is located. If the district is not  
 2-41 located in the corporate limits or extraterritorial jurisdiction of  
 2-42 a municipality, a road project must meet all applicable  
 2-43 construction standards, zoning and subdivision requirements, and  
 2-44 regulations of each county in which the district is located.  
 2-45 (c) The district may not undertake a road project unless  
 2-46 each municipality in whose corporate limits or extraterritorial  
 2-47 jurisdiction the district is located consents by resolution. If  
 2-48 the district is not located in the corporate limits or  
 2-49 extraterritorial jurisdiction of a municipality, the district may  
 2-50 not undertake a road project unless each county in which the  
 2-51 district is located consents by resolution.  
 2-52 Sec. 8190.103. ROAD CONTRACTS. The district may contract  
 2-53 for a road project in the manner provided by Subchapter I, Chapter  
 2-54 49, Water Code.  
 2-55 [Sections 8190.104-8190.150 reserved for expansion]  
 2-56 SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS  
 2-57 Sec. 8190.151. OPERATION AND MAINTENANCE TAX. The district  
 2-58 may impose a tax for any district operation and maintenance purpose  
 2-59 in the manner provided by Section 49.107, Water Code.  
 2-60 Sec. 8190.152. TAX TO REPAY BONDS. The district may impose  
 2-61 a tax to pay the principal of and interest on bonds issued under  
 2-62 Section 8190.201.  
 2-63 Sec. 8190.153. UTILITY PROPERTY EXEMPT FROM IMPACT FEES AND  
 2-64 ASSESSMENTS. The district may not impose an impact fee or  
 2-65 assessment on the property, including the equipment,  
 2-66 rights-of-way, facilities, or improvements, of:  
 2-67 (1) an electric utility or a power generation company  
 2-68 as defined by Section 31.002, Utilities Code;  
 2-69 (2) a gas utility as defined by Section 101.003 or

3-1 121.001, Utilities Code;  
 3-2 (3) a telecommunications provider as defined by  
 3-3 Section 51.002, Utilities Code;  
 3-4 (4) a cable operator as defined by 47 U.S.C. Section  
 3-5 522; or  
 3-6 (5) a person who provides to the public advanced  
 3-7 telecommunications services.

3-8 [Sections 8190.154-8190.200 reserved for expansion]

3-9 SUBCHAPTER E. BONDS

3-10 Sec. 8190.201. AUTHORITY TO ISSUE BONDS AND OTHER  
 3-11 OBLIGATIONS. (a) The district may issue bonds or other obligations  
 3-12 as provided by Chapters 49 and 54, Water Code, and to finance the  
 3-13 construction, maintenance, or operation of projects under Section  
 3-14 8190.102.

3-15 (b) The district may issue bonds or other obligations  
 3-16 payable wholly or partly from ad valorem taxes, impact fees,  
 3-17 revenue, grants, or other district money.

3-18 (c) The district may not issue bonds or other obligations  
 3-19 secured wholly or partly by ad valorem taxation to finance projects  
 3-20 authorized by Section 8190.102 unless the issuance is approved by a  
 3-21 vote of a two-thirds majority of district voters voting at an  
 3-22 election called for that purpose.

3-23 (d) Bonds or other obligations issued or incurred to finance  
 3-24 projects authorized by Section 8190.102 may not exceed one-fourth  
 3-25 of the assessed value of the real property in the district.

3-26 SECTION 2. The Denton County Municipal Utility District No.  
 3-27 7 initially includes all the territory contained in the following  
 3-28 described area:

3-29 SITUATED in Denton County, Texas, in the J. Melroy Survey,  
 3-30 Abstract No. 895, the MEP & P Railroad Survey, Abstract No. 926, the  
 3-31 L. Robinson Survey, Abstract No. 1488, the McPherson Survey,  
 3-32 Abstract No. 1481, the Cowan Survey, Abstract No. 211, the T & P  
 3-33 Railroad Survey, Abstract No. 1299 and the Norwood Survey, Abstract  
 3-34 No. 969, being a resurvey of the 693.6925 acres of land described in  
 3-35 a deed from Winst, Inc. to Shiney Hiney Partners I dated Dec. 31,  
 3-36 1992, Recorded in Volume 3435, Page 478 and the 333.47 acres of land  
 3-37 described in a deed from Winst, Inc. to Shiney Hiney Partners II  
 3-38 dated Dec. 31, 1992, recorded in Volume 3435, Page 483, both deeds  
 3-39 of the Denton County Deed Records, being described by metes and  
 3-40 bounds as follows:

3-41 BEGINNING at an iron pin found at the northwest corner of said  
 3-42 693.6925 acre tract, in the east R.O.W. line of Farm Road No. 1385  
 3-43 and at the southwest corner of the TIGE INVESTMENTS LTD 77.880  
 3-44 acres, Ref. Doc. No. 05-45758;

3-45 Thence easterly with the north line of said 693.6925 acre  
 3-46 tract, with the south line of said 77.880 acre tract, with the south  
 3-47 line of the TIGE INVESTMENTS LTD 130.805 acres, Ref. Doc. No.  
 3-48 05-45758 and with an old fence as follows:

3-49 South 89° 04'12" East, 637.91 feet; South 89° 17'14" East,  
 3-50 426.71 feet;

3-51 South 89° 37'34" East, 154.91 feet; South 89° 42'47" East,  
 3-52 472.76 feet;

3-53 North 89° 56'39" East, 339.52 feet; South 89° 26'34" East,  
 3-54 188.6 feet;

3-55 South 88° 50'23" East, passing an iron pin found beside an  
 3-56 old, old post at 236.3 feet and continuing in all 254.28 feet to an  
 3-57 iron pipe set at the east, northwest corner of said 693.6925 acre  
 3-58 tract and at the south, northwest corner said 333.47 acre tract, in  
 3-59 the center of the old bed of Little Elm Creek;

3-60 Thence generally in a northeasterly direction with the  
 3-61 northwest line said 333.47 acre tract, with the southeast line of  
 3-62 the TIGE INVESTMENTS LTD 7.195 acres, Ref. Doc. No. 05-45758 and up  
 3-63 the center of the old bed of Little Elm Creek as follows:

3-64 South 68°24' East, 119.81 feet; South 45°06' East, 161.3 feet;

3-65 South 25°50' East, 129.17 feet; South 76°01' East, 90.54 feet;

3-66 North 63°34' East, 121.24 feet; North 77°53' East, 61.98 feet;

3-67 North 59°26' East, 101.2 feet; North 51°05' East, 125.5 feet;

3-68 North 89°37' East, 182.51 feet; North 50°35' East, 76.66 feet;

3-69 North 36°17' East, 141.61 feet; North 18°45' East, 115.12

- 4-1 feet, an iron pipe set;
- 4-2 North 16°04' West, 35.56 feet; North 60°39' West, 93.52 feet;
- 4-3 South 74°35' West, 110.19 feet; North 59°58' West, 50.23 feet;
- 4-4 North 24°08' West, 48.85 feet; North 14°34' East, 147.11 feet;
- 4-5 North 60°10' West, 57.76 feet; North 1°29' West, 55.34 feet;
- 4-6 North 22°12' East, 47.74 feet; North 63°23' East, 112.42 feet,
- 4-7 an iron pipe set;
- 4-8 South 55°13' East, 281.18 feet; South 22°14' East, 135.0 feet;
- 4-9 South 67°05' East, 56.0 feet; North 73°54' East, 40.2 feet;
- 4-10 North 35°49' East, 35.0 feet; North 12°01' East, 72.3 feet;
- 4-11 North 11°09' West, 67.0 feet; North 20°37' West, 182.3 feet, an
- 4-12 iron pipe set;
- 4-13 North 2°23' West, 49.64 feet; North 22°37' East, 120.0 feet;
- 4-14 North 13°35' East, 113.3 feet; North 38°39' East, 61.2 feet;
- 4-15 North 60°37' East, 63.0 feet; South 85°01' East, 122.2 feet;
- 4-16 North 78°01' East, 115.0 feet; North 34°40' East, 60.0 feet;
- 4-17 North 10°53' East, 109.67 feet, an iron pipe set; North 36°21'
- 4-18 East, 70.5 feet;
- 4-19 North 78°45' East, 70.0 feet; South 86°25' East, 134.8 feet;
- 4-20 North 74°24' East, 195.09 feet, an iron pipe set; South 74°44'
- 4-21 East, 96.08 feet;
- 4-22 South 88°55' East, 107.86 feet; South 78°57' East, 134.98
- 4-23 feet;
- 4-24 North 77°07' East, 46.45 feet; South 80°46' East, 50.53 feet;
- 4-25 South 53°33' East, 111.6 feet; South 80°09' East, 54.06 feet;
- 4-26 North 48°08' East, 66.4 feet; South 56°57' East, 73.7 feet;
- 4-27 North 68°01' East, 90.24 feet; North 42°56' East, 55.92 feet;
- 4-28 North 10°29' East, 112.91 feet, an iron pipe set; North 22°56'
- 4-29 West, 138.5 feet;
- 4-30 North 66°27' West, 142.4 feet; North 34°34' West, 117.0 feet;
- 4-31 North 81°20' West, 76.2 feet; South 81°46' West, 58.5 feet;
- 4-32 North 53°49' West, 140.0 feet; North 60°03' West, 31.7 feet;
- 4-33 North 89°40'58" West, 28.54 feet; North 61°10' West, 59.03
- 4-34 feet;
- 4-35 North 48°13' West, 50.2 feet to a point in said Creek from
- 4-36 which a 1/2 inch iron pin set lies North 27°34' east, 61.0 feet;
- 4-37 North 7°40' East, 89.2 feet;
- 4-38 North 25°05' East, 62.0 feet; North 53°10' East, 78.33 feet to
- 4-39 a point in said Creek from which a 1/2 inch iron pin set lies North
- 4-40 79°09' east, 59.0 feet;
- 4-41 North 65°14' East, 102.08 feet; South 79°09' East, 91.04 feet;
- 4-42 South 68°14' East, 49.56 feet; South 79°13' East, 80.58 feet to
- 4-43 a point in said Creek from which a 1/2 inch iron pin set lies South
- 4-44 64°02' east, 21.0 feet;
- 4-45 North 67°14' East, 140.87 feet; South 70°46' East, 55.18 feet;
- 4-46 North 77°32' East, 61.82 feet to a point in said Creek from
- 4-47 which a 1/2 inch iron pin set lies South 26°06' east, 27.0 feet; North
- 4-48 51°37' 43" East, 88.62 feet;
- 4-49 North 7°03' East, 37.0 feet; North 25°07' West, 43.0 feet;
- 4-50 North 48°56' West, 38.0 feet; North 73°10' West, 41.0 feet;
- 4-51 North 4°39' West, 32.0 feet; North 28°33' East, 47.4 feet;
- 4-52 North 37°15' East, 52.5 feet; North 51°21' East, 71.8 feet;
- 4-53 South 88°50' East, 48.7 feet; North 63°40' East, 71.6 feet;
- 4-54 North 77°02' East, 65.0 feet; South 71°12' East, 48.0 feet, an
- 4-55 iron pin set;
- 4-56 South 20°46' East, 130.0 feet to a point in said Creek where
- 4-57 the man-made channel of said Creek takes the waters of Little Elm
- 4-58 Creek to the south and at the southeast corner of the Talley Ranch
- 4-59 Management 113.75 acres, Ref. Doc. No. 96-0089522;
- 4-60 Thence continuing up the center of Little Elm Creek and with
- 4-61 the northwest line said 333.47 acre tract and with the southeast
- 4-62 line of said 113.75 acre tract as follows:
- 4-63 South 89°00' East, 64.5 feet;
- 4-64 South 60°27' East, 56.2 feet; South 73°16' East, 53.0 feet;
- 4-65 North 84°45' East, 47.0 feet; North 78°45' East, 69.0 feet;
- 4-66 North 1°44' East, 225.0 feet; North 45°00' East, 98.0 feet;
- 4-67 North 63°50' East, 139.3 feet; North 74°27' East, 44.5 feet;
- 4-68 North 59°00' East, 80.5 feet; South 82°10' East, 57.2 feet;
- 4-69 North 69°32' East, 112.4 feet; North 80°09' East, 96.0 feet;

5-1 South 71°12'45"East, 83.84 feet to a point in said Creek from  
 5-2 which a 1/2 inch iron pin set lies South 58°18' east, 64.78 feet;  
 5-3 South 81°12' East, 82.0 feet;  
 5-4 North 64°54' East, 111.5 feet; North 73°58' East, 92.0 feet;  
 5-5 South 89°09'35"East, 111.88 feet to a point in said Creek from  
 5-6 which a 1/2 inch iron pin set lies South 57°30' east, 33.65 feet;  
 5-7 North 56°15' East, 41.5 feet;  
 5-8 North 39°34' East, 53.0 feet; North 23°29' East, 69.4 feet;  
 5-9 North 19°37' West, 49.0 feet; North 42°02' East, 35.0 feet;  
 5-10 North 15°56' East, 65.5 feet; North 18°18' West, 46.6 feet;  
 5-11 North 58°17' West, 64.7 feet; South 88°12' West, 183.5 feet;  
 5-12 North 60°20' West, 50.3 feet; North 87°25' West, 63.7 feet;  
 5-13 North 78°27' West, 123.0 feet; North 75°31' West, 119.5 feet;  
 5-14 North 13°48' West, 199.0 feet; North 24°51' East, 76.3 feet;  
 5-15 North 45°38' East, 155.0 feet; North 56°41'14"East, 78.49 feet  
 5-16 to a point in said Creek at the northwest corner said 333.47 acre  
 5-17 tract, the southwest corner of the Samuel A. Piga 127.2128 acres,  
 5-18 Ref. V. 3369, P. 700 and in the east line of said 113.75 acre tract;  
 5-19 Thence south 33°34'02"east, 62.52 feet with the north line  
 5-20 said 333.47 acre tract and with the south line of said 127.2128 acre  
 5-21 tract to an iron pin found;  
 5-22 Thence south 66°32'27"east, 1572.33 feet with the north line  
 5-23 said 333.47 acre tract, with the south line of said 127.2128 acre  
 5-24 tract and with a fence to an iron pin found beside a steel pipe  
 5-25 corner post at the northeast corner said 333.47 acre tract and at an  
 5-26 ell corner of said 127.2128 acre tract;  
 5-27 Thence south 0°21'55"west, with the east line said 333.47 acre  
 5-28 tract, the east line of said 693.6925 acre tract, with the west line  
 5-29 of the Donnie J. Tamplen 61.016 acres, Ref. Doc. No. 96-0067653, the  
 5-30 west line of the Sangani Properties Ltd 19.3670 acres, Ref. Doc. No.  
 5-31 04-1110047 and with the west line of the MBJ #2 LLC UNITED STATES  
 5-32 POST OFFICE LOT 1, Ref. Doc. No. 04-85524, passing a 1/2 inch iron  
 5-33 pin set at 300.0 feet and continuing with the center of Smiley Road,  
 5-34 in all 3703.1 feet to an iron pin found in said east line and Road  
 5-35 for an angle point;  
 5-36 Thence south 0°02'08"east, 1826.54 feet with the east line of  
 5-37 said 693.6925 acre tract, with the west line of said Lot 1 and with  
 5-38 the center of Smiley Road to an iron pin found at the southeast  
 5-39 corner of said 693.6925 acre tract, the southwest corner of said Lot  
 5-40 1 and in the north R.O.W. line of Farm Road No. 428;  
 5-41 Thence southwesterly with the south line of said 693.6925  
 5-42 acre tract and with the north R.O.W. line of Farm Road No. 428 as  
 5-43 follows:  
 5-44 South 37°48'16"West, 159.72 feet to the beginning of a curve  
 5-45 to the left;  
 5-46 with said curve to the left an arc of 117.26 feet on a radius  
 5-47 of 1196.28 feet, around a central angle of 5°36'58" with a chord of  
 5-48 117.21 feet which bears South 68°46' west;  
 5-49 South 60°42'46" West, 104.26 feet to the beginning of a curve  
 5-50 to the left;  
 5-51 with said curve to the left an arc of 258.7 feet around a  
 5-52 central angle of 12°26'32" on a radius of 1191.28 feet with a chord  
 5-53 of 258.19 feet which bears South 54°44' west to the end of said  
 5-54 curve;  
 5-55 South 48°31' west, 760.55 feet to a wood R.O.W. Mon. ;  
 5-56 South 69°26'30"West, 186.8 feet to a 1/2 inch iron pin set;  
 5-57 South 20°33'24"East, 71.44 feet to a wood R.O.W. Mon. ;  
 5-58 South 48°31' west, 88.7 feet; South 54°14' west, 100.5 feet;  
 5-59 South 48°31' west, 300.0 feet; South 45°39' west, 100.1 feet;  
 5-60 South 48°31' west, 1100.0 feet; South 45°39' west, 100.1 feet;  
 5-61 South 48°31' west, 1298.93 feet; South 51°23' west, 100.1 feet;  
 5-62 South 48°31' west, 169.23 feet to an iron pin found at the south  
 5-63 corner of said 693.6925 acre tract and at the southeast corner of  
 5-64 the Bilal K. Nabahani 73.861 acres, Ref. V. 2414, P. 583;  
 5-65 Thence north 1°08'42"east, 1802.89 feet with a west line of  
 5-66 said 693.6925 acre tract, with the east line of said 73.861 acre  
 5-67 tract and on a line near a fence to an iron pin found at an ell  
 5-68 corner of said 693.6925 acre tract and at the northeast corner of  
 5-69 said 73.861 acre tract;

6-1 Thence north 89°26'26"west, 4747.32 feet with a south line of  
6-2 said 693.6925 acre tract, with the north line of said 73.861 acre  
6-3 tract, the north line of the Bilal K. Nabahani 107.10 acres and  
6-4 22.265 acres, Ref. V. 2414, P. 583 and with the center of the  
6-5 apparently abandoned Tom Cole Road to an iron pin found at the west,  
6-6 southwest corner of said 693.6925 acre tract, the northwest corner  
6-7 of said 22.265 acre tract and in the east R.O.W. line of Farm Road  
6-8 No. 1385;

6-9 Thence north 2°40'26"east, 3167.33 feet with the west line of  
6-10 said 693.6925 acre tract and with said east R.O.W. line to a R.O.W.  
6-11 Mon. for an angle point;

6-12 Thence north 2°49'23"east, 886.52 feet with said west line and  
6-13 said east R.O.W. line to the PLACE OF BEGINNING and containing  
6-14 1027.0755 acres of land.

6-15 SECTION 3. (a) The legal notice of the intention to  
6-16 introduce this Act, setting forth the general substance of this  
6-17 Act, has been published as provided by law, and the notice and a  
6-18 copy of this Act have been furnished to all persons, agencies,  
6-19 officials, or entities to which they are required to be furnished  
6-20 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
6-21 Government Code.

6-22 (b) The governor, one of the required recipients, has  
6-23 submitted the notice and Act to the Texas Commission on  
6-24 Environmental Quality.

6-25 (c) The Texas Commission on Environmental Quality has filed  
6-26 its recommendations relating to this Act with the governor, the  
6-27 lieutenant governor, and the speaker of the house of  
6-28 representatives within the required time.

6-29 (d) All requirements of the constitution and laws of this  
6-30 state and the rules and procedures of the legislature with respect  
6-31 to the notice, introduction, and passage of this Act are fulfilled  
6-32 and accomplished.

6-33 SECTION 4. This Act takes effect immediately if it receives  
6-34 a vote of two-thirds of all the members elected to each house, as  
6-35 provided by Section 39, Article III, Texas Constitution. If this  
6-36 Act does not receive the vote necessary for immediate effect, this  
6-37 Act takes effect September 1, 2007.

6-38

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