

1-1 By: Parker (Senate Sponsor - Estes) H.B. No. 4101
1-2 (In the Senate - Received from the House May 14, 2007;
1-3 May 15, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 18, 2007, reported favorably by the following vote:
1-5 Yeas 11, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the powers of the Talley Ranch Water Control and
1-9 Improvement District No. 1 of Denton County; providing authority to
1-10 impose a tax and issue bonds.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subtitle I, Title 6, Special District Local Laws
1-13 Code, is amended by adding Chapter 9025 to read as follows:

1-14 CHAPTER 9025. TALLEY RANCH WATER CONTROL AND IMPROVEMENT

1-15 DISTRICT NO. 1 OF DENTON COUNTY

1-16 SUBCHAPTER A. GENERAL PROVISIONS

1-17 Sec. 9025.001. DEFINITION. In this chapter, "district"
1-18 means the Talley Ranch Water Control and Improvement District No. 1
1-19 of Denton County.

1-20 Sec. 9025.002. NATURE OF DISTRICT. The district is a water
1-21 control and improvement district in Denton County created under and
1-22 essential to accomplish the purposes of Section 59, Article XVI,
1-23 Texas Constitution.

1-24 Sec. 9025.003. APPLICABILITY OF OTHER LAW. Except as
1-25 otherwise provided by this chapter, the following laws apply to the
1-26 district:

1-27 (1) Chapters 49 and 51, Water Code; and
1-28 (2) Section 52(b)(3), Article III, Texas
1-29 Constitution.

1-30 [Sections 9025.004-9025.050 reserved for expansion]

1-31 SUBCHAPTER B. POWERS AND DUTIES

1-32 Sec. 9025.051. ROAD PROJECTS. (a) The district may
1-33 construct, acquire, improve, maintain, or operate macadamized,
1-34 graveled, or paved roads, or improvements in aid of those roads,
1-35 inside the district.

1-36 (b) A road project must meet all applicable construction
1-37 standards, zoning and subdivision requirements, and regulatory
1-38 ordinances of the municipality in whose corporate limits or
1-39 extraterritorial jurisdiction the district is located.

1-40 (c) The district may not undertake a road project unless
1-41 each municipality in whose corporate limits or extraterritorial
1-42 jurisdiction the district is located consents by ordinance or
1-43 resolution.

1-44 Sec. 9025.052. COMPLIANCE WITH COUNTY OR MUNICIPAL
1-45 ORDINANCES OR RESOLUTIONS RELATING TO ROAD PROJECTS. The district
1-46 shall comply with all applicable requirements relating to projects
1-47 authorized by Section 9025.051 of any ordinance or resolution
1-48 adopted by the governing body of:

1-49 (1) a county in which the district is located for a
1-50 project in the unincorporated area of the county; or

1-51 (2) a municipality in whose corporate limits or
1-52 extraterritorial jurisdiction the district is located for a project
1-53 in the corporate limits or the extraterritorial jurisdiction of the
1-54 municipality.

1-55 [Sections 9025.053-9025.100 reserved for expansion]

1-56 SUBCHAPTER C. GENERAL FINANCIAL PROVISIONS

1-57 Sec. 9025.101. TAX TO REPAY BONDS. The district may impose
1-58 a tax to pay the principal of and interest on bonds issued for a
1-59 project under Section 9025.051.

1-60 [Sections 9025.102-9025.150 reserved for expansion]

1-61 SUBCHAPTER D. BONDS

1-62 Sec. 9025.151. AUTHORITY TO ISSUE BONDS AND OTHER
1-63 OBLIGATIONS. (a) The district may issue bonds or other obligations
1-64 as provided by Chapters 49 and 51, Water Code, to finance the

2-1 construction, maintenance, or operation of projects under Section
2-2 9025.051.

2-3 (b) The district may not issue bonds authorized for a
2-4 project under Section 9025.051 unless the issuance is approved by a
2-5 vote of a two-thirds majority of the voters of the district voting
2-6 at an election called for that purpose.

2-7 (c) Bonds or other obligations issued or incurred to finance
2-8 projects authorized by Section 9025.051 may not exceed one-fourth
2-9 of the assessed value of the real property in the district.

2-10 SECTION 2. (a) The legal notice of the intention to
2-11 introduce this Act, setting forth the general substance of this
2-12 Act, has been published as provided by law, and the notice and a
2-13 copy of this Act have been furnished to all persons, agencies,
2-14 officials, or entities to which they are required to be furnished
2-15 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-16 Government Code.

2-17 (b) The governor, one of the required recipients, has
2-18 submitted the notice and Act to the Texas Commission on
2-19 Environmental Quality.

2-20 (c) The Texas Commission on Environmental Quality has filed
2-21 its recommendations relating to this Act with the governor, the
2-22 lieutenant governor, and the speaker of the house of
2-23 representatives within the required time.

2-24 (d) All requirements of the constitution and laws of this
2-25 state and the rules and procedures of the legislature with respect
2-26 to the notice, introduction, and passage of this Act are fulfilled
2-27 and accomplished.

2-28 SECTION 3. This Act takes effect September 1, 2007.

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