

1-1 By: Nichols S.B. No. 1993
1-2 (In the Senate - Filed April 2, 2007; April 3, 2007, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; May 3, 2007, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 May 3, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1993 By: Nichols

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the validation of acts and proceedings of the Lake View
1-11 Management and Development District and the division of the
1-12 district into two or more new districts.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter C, Chapter 3828, Special District
1-15 Local Laws Code, is amended by adding Section 3828.112 to read as
1-16 follows:

1-17 Sec. 3828.112. DIVISION OF DISTRICT. (a) The district may
1-18 be divided into two or more new districts only if the district:

1-19 (1) has no outstanding bonded debt; and

1-20 (2) is not imposing ad valorem taxes.

1-21 (b) The division procedure is prescribed by Sections
1-22 53.030-53.041, Water Code.

1-23 (c) Any new district created by the division of the district
1-24 may not, at the time the new district is created, contain any land:

1-25 (1) outside Henderson County; or

1-26 (2) in the corporate limits or extraterritorial
1-27 jurisdiction of a municipality, unless the municipality consents.

1-28 (d) Any new district created by the division of the district
1-29 has all the powers and duties of the district.

1-30 SECTION 2. (a) All governmental and proprietary actions of
1-31 the Lake View Management and Development District taken before the
1-32 effective date of this Act are validated, ratified, and confirmed
1-33 in all respects as if the actions had been taken as authorized by
1-34 law.

1-35 (b) This section does not apply to any matter that on the
1-36 effective date of this Act:

1-37 (1) is involved in litigation if the litigation
1-38 ultimately results in the matter being held invalid by a final court
1-39 judgment; or

1-40 (2) has been held invalid by a final court judgment.

1-41 SECTION 3. This Act takes effect immediately if it receives
1-42 a vote of two-thirds of all the members elected to each house, as
1-43 provided by Section 39, Article III, Texas Constitution. If this
1-44 Act does not receive the vote necessary for immediate effect, this
1-45 Act takes effect September 1, 2007.

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