

## **BILL ANALYSIS**

Senate Research Center

S.B. 1979  
By: Nichols  
Intergovernmental Relations  
10/6/2009  
Enrolled

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Currently, the land located within the boundaries of the proposed Blaketree Municipal Utility District No. 1 (district) is undeveloped. The district will be developed as a master-planned community that will include single-family home sites and commercial property. The district will lie in an unincorporated area in Montgomery County; will have all of the powers granted to municipal utility districts for water, sewer, drainage, and road facilities; and follow the municipal utility district template created by the Senate Intergovernmental Relations Committee. Due to the size of the district, the bill also provides the district with the power to subdivide.

S.B. 1979 amends current law relating to the creation of the Blaketree Municipal Utility District No. 1 of Montgomery County, providing authority to impose a tax and issue bonds, and granting a limited power of eminent domain.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subtitle F, Title 6, Special District Local Laws Code, by adding Chapter 8316, as follows:

#### **CHAPTER 8316. BLAKETREE MUNICIPAL UTILITY DISTRICT NO. 1 OF MONTGOMERY COUNTY**

Sets forth standard language for the creation of the Blaketree Municipal Utility District No. 1 (district) in Montgomery County. Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district (Sections 8316.001-8316.050);

Size, composition, election, and terms of the board of directors of the district (Sections 8316.051-8316.100);

Powers and duties of the district (Sections 8316.101-8316.150); and

General financial provisions and authority to impose a tax and issue bonds and obligations for the district (Sections 8316.151-8316.203).

Prohibits the exercise of the power of eminent domain outside the district by the district to acquire a site or easement for a road project authorized by Section 8316.103 or a recreational facility as defined by Section 49.462 (Definitions), Water Code.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. Provides that all requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date: upon passage or September 1, 2009.