

BILL ANALYSIS

S.B. 1979
By: Nichols
Natural Resources
Committee Report (Unamended)

BACKGROUND AND PURPOSE

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 provides for the creation of the Blaketree Municipal Utility District No. 1 of Montgomery County.

RULEMAKING AUTHORITY

It is the Committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

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 use 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. Provides the effective date of this Act.

EFFECTIVE DATE

This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.