

By: Chavez, Pickett, Moody

H.B. No. 2172

A BILL TO BE ENTITLED

AN ACT

relating to the exemptions from fees imposed by a municipal storm water utility on certain property in certain counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 580, Local Government Code, as effective April 1, 2009, is amended by adding Section 580.004 to read as follows:

Sec. 580.004. EXEMPTIONS FROM STORM WATER UTILITY FEES IN CERTAIN COUNTIES. (a) In this section, "storm water utility" means a legal entity that provides the service of managing, maintaining, and improving a storm water system.

(b) This section applies only to a storm water utility located in a county with a population of at least 600,000 and located on the international border.

(c) A storm water utility established by a municipality may not impose a storm water fee on property owned by:

(1) a school district located in the municipality; or

(2) the county in which the municipality is located.

SECTION 2. The change in law made by Section 580.004, Local Government Code, as added by this Act, does not apply to a storm water fee imposed under a contract entered into or renewed before the effective date of this Act. A contract with a storm water utility entered into or renewed before the effective date of this Act is governed by the law in effect on the date the contract was

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1 entered into or renewed, and the former law is continued in effect
2 for that purpose.

3 SECTION 3. This Act takes effect September 1, 2009.