

By: Eiland

H.B. No. 4830

Substitute the following for H.B. No. 4830:

By: Frost

C.S.H.B. No. 4830

A BILL TO BE ENTITLED

1 AN ACT

2 relating to an election to confirm the creation of the Galveston
3 County Municipal Utility District No. 67.

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

5 SECTION 1. Section 8151.003, Special District Local Laws
6 Code, is amended to read as follows:

7 Sec. 8151.003. CONFIRMATION ELECTION REQUIRED. If the
8 creation of the district is not confirmed at a confirmation
9 election held under Section 8151.023 before September 1, 2013
10 [~~2009~~]:

11 (1) the district is dissolved September 1, 2013
12 [~~2009~~], except that:

13 (A) any debts incurred shall be paid;

14 (B) any assets that remain after the payment of
15 debts shall be transferred to Galveston County; and

16 (C) the organization of the district shall be
17 maintained until all debts are paid and remaining assets are
18 transferred; and

19 (2) this chapter expires September 1, 2015 [~~2011~~].

20 SECTION 2. Section 8151.021, Special District Local Laws
21 Code, is amended by amending Subsection (d) and adding Subsections
22 (e) and (f) to read as follows:

23 (d) Temporary directors serve until the earlier of:

24 (1) the date directors are elected under Section

1 8151.023; or

2 (2) the fourth anniversary of the date on which the
3 temporary directors were appointed [~~the date this chapter expires~~
4 ~~under Section 8151.003~~].

5 (e) If permanent directors have not been elected under
6 Section 8151.023 and the terms of the temporary directors have
7 expired, successor temporary directors shall be appointed or
8 reappointed as provided by Subsection (f) to serve terms that
9 expire on the earliest of:

10 (1) the date permanent directors are elected under
11 Section 8151.023;

12 (2) the fourth anniversary of the date of the
13 appointment or reappointment; or

14 (3) the date this chapter expires under Section
15 8151.003.

16 (f) If Subsection (e) applies, the owner or owners of a
17 majority of the assessed value of the real property in the district
18 may submit a petition to the Texas Commission on Environmental
19 Quality requesting that the commission appoint as successor
20 temporary directors the five persons named in the petition. The
21 commission shall appoint as successor temporary directors the five
22 persons named in the petition.

23 SECTION 3. Section 8151.025, Special District Local Laws
24 Code, is amended to read as follows:

25 Sec. 8151.025. EXPIRATION OF SUBCHAPTER. This subchapter
26 expires September 1, 2015 [~~2011~~].

27 SECTION 4. (a) The legal notice of the intention to

1 introduce this Act, setting forth the general substance of this
2 Act, has been published as provided by law, and the notice and a
3 copy of this Act have been furnished to all persons, agencies,
4 officials, or entities to which they are required to be furnished
5 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
6 Government Code.

7 (b) The governor, one of the required recipients, has
8 submitted the notice and Act to the Texas Commission on
9 Environmental Quality.

10 (c) The Texas Commission on Environmental Quality has filed
11 its recommendations relating to this Act with the governor, the
12 lieutenant governor, and the speaker of the house of
13 representatives within the required time.

14 (d) All requirements of the constitution and laws of this
15 state and the rules and procedures of the legislature with respect
16 to the notice, introduction, and passage of this Act are fulfilled
17 and accomplished.

18 SECTION 5. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2009.