

By: Rose

H.J.R. No. 83

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature
2 to permit conservation and reclamation districts in Hays and
3 Chambers Counties to issue bonds supported by ad valorem taxes to
4 fund the development and maintenance of parks and recreational
5 facilities.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 SECTION 1. Section 59(c-1), Article XVI, Texas
8 Constitution, is amended to read as follows:

9 (c-1) In addition and only as provided by this subsection,
10 the Legislature may authorize conservation and reclamation
11 districts to develop and finance with taxes those types and
12 categories of parks and recreational facilities that were not
13 authorized by this section to be developed and financed with taxes
14 before September 13, 2003. For development of such parks and
15 recreational facilities, the Legislature may authorize
16 indebtedness payable from taxes as may be necessary to provide for
17 improvements and maintenance only for a conservation and
18 reclamation district all or part of which is located in Bexar
19 County, Bastrop County, Waller County, Hays County, Travis County,
20 Williamson County, Harris County, Galveston County, Chambers
21 County, Brazoria County, Fort Bend County, or Montgomery County, or
22 for the Tarrant Regional Water District, a water control and
23 improvement district located in whole or in part in Tarrant County.
24 All the indebtedness may be evidenced by bonds of the conservation

1 and reclamation district, to be issued under regulations as may be
2 prescribed by law. The Legislature may also authorize the levy and
3 collection within such district of all taxes, equitably
4 distributed, as may be necessary for the payment of the interest and
5 the creation of a sinking fund for the payment of the bonds and for
6 maintenance of and improvements to such parks and recreational
7 facilities. The indebtedness shall be a lien on the property
8 assessed for the payment of the bonds. The Legislature may not
9 authorize the issuance of bonds or provide for indebtedness under
10 this subsection against a conservation and reclamation district
11 unless a proposition is first submitted to the qualified voters of
12 the district and the proposition is adopted. This subsection
13 expands the authority of the Legislature with respect to certain
14 conservation and reclamation districts and is not a limitation on
15 the authority of the Legislature with respect to conservation and
16 reclamation districts and parks and recreational facilities
17 pursuant to this section as that authority existed before September
18 13, 2003.

19 SECTION 2. The legislature intends by the amendment
20 proposed by Section 1 of this resolution to expand the authority of
21 the legislature with regard to conservation and reclamation
22 districts in Hays and Chambers Counties. The proposed amendment
23 should not be construed as a limitation on the powers of the
24 legislature or of a district with respect to parks and recreational
25 facilities as those powers exist immediately before the amendment
26 takes effect.

27 SECTION 3. This proposed constitutional amendment shall be

H.J.R. No. 83

1 submitted to the voters at an election to be held November 3, 2009.
2 The ballot shall be printed to permit voting for or against the
3 proposition: "The constitutional amendment authorizing the
4 legislature to permit conservation and reclamation districts in
5 Hays and Chambers Counties to issue bonds supported by ad valorem
6 taxes to fund the development and maintenance of parks and
7 recreational facilities."