

AN ACT

relating to the authority of Las Lomas Municipal Utility Districts Nos. 3 and 4 of Kaufman County to undertake road projects.

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

SECTION 1. Section 8138.102, Special District Local Laws Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) To the extent authorized by Section 52, Article III, Texas Constitution, the district may construct, acquire, improve, maintain, or operate macadamized, graveled, or paved roads [~~or turnpikes~~], or improvements in aid of those roads [~~or turnpikes, inside the district~~].

(d) The district may not exercise the power of eminent domain outside the district to acquire a site or easement for a road project authorized by this section.

SECTION 2. The change in law made by this Act applies only to Las Lomas Municipal Utility District No. 3 of Kaufman County, Las Lomas Municipal Utility District No. 4 of Kaufman County, and any district created under Subchapter F, Chapter 8138, Special District Local Laws Code, after September 1, 2009.

SECTION 3. The change in law made by this Act applies only to a road project that obtains consent under Subsection (c), Section 8138.102, Special District Local Laws Code, or a road bond issuance authorized on or after the effective date of this Act. A

1 road project that obtains consent under Subsection (c), Section  
2 8138.102, Special District Local Laws Code, or a road bond issuance  
3 authorized before the effective date of this Act is subject to the  
4 law in effect on the date of consent or authorization, and that law  
5 is continued in effect for that purpose.

6 SECTION 4. (a) The legal notice of the intention to  
7 introduce this Act, setting forth the general substance of this  
8 Act, has been published as provided by law, and the notice and a  
9 copy of this Act have been furnished to all persons, agencies,  
10 officials, or entities to which they are required to be furnished  
11 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
12 Government Code.

13 (b) The governor, one of the required recipients, has  
14 submitted the notice and Act to the Texas Commission on  
15 Environmental Quality.

16 (c) The Texas Commission on Environmental Quality has filed  
17 its recommendations relating to this Act with the governor, the  
18 lieutenant governor, and the speaker of the house of  
19 representatives within the required time.

20 (d) All requirements of the constitution and laws of this  
21 state and the rules and procedures of the legislature with respect  
22 to the notice, introduction, and passage of this Act are fulfilled  
23 and accomplished.

24 SECTION 5. This Act takes effect September 1, 2009.

S.B. No. 2412

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 2412 passed the Senate on April 30, 2009, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 2412 passed the House on May 26, 2009, by the following vote: Yeas 145, Nays 0, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor