

1-1 By: Deuell S.B. No. 2412
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 20, 2009, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 April 20, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 2412 By: Nichols

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the authority of Las Lomas Municipal Utility Districts
1-11 Nos. 3 and 4 of Kaufman County to undertake road projects.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 8138.102, Special District Local Laws
1-14 Code, is amended by amending Subsection (a) and adding Subsection
1-15 (d) to read as follows:

1-16 (a) To the extent authorized by Section 52, Article III,
1-17 Texas Constitution, the district may construct, acquire, improve,
1-18 maintain, or operate macadamized, graveled, or paved roads [~~or~~
1-19 ~~turnpikes~~], or improvements in aid of those roads [~~or turnpikes,~~
1-20 ~~inside the district~~].

1-21 (d) The district may not exercise the power of eminent
1-22 domain outside the district to acquire a site or easement for a road
1-23 project authorized by this section.

1-24 SECTION 2. The change in law made by this Act applies only
1-25 to Las Lomas Municipal Utility District No. 3 of Kaufman County, Las
1-26 Lomas Municipal Utility District No. 4 of Kaufman County, and any
1-27 district created under Subchapter F, Chapter 8138, Special District
1-28 Local Laws Code, after September 1, 2009.

1-29 SECTION 3. The change in law made by this Act applies only
1-30 to a road project that obtains consent under Subsection (c),
1-31 Section 8138.102, Special District Local Laws Code, or a road bond
1-32 issuance authorized on or after the effective date of this Act. A
1-33 road project that obtains consent under Subsection (c), Section
1-34 8138.102, Special District Local Laws Code, or a road bond issuance
1-35 authorized before the effective date of this Act is subject to the
1-36 law in effect on the date of consent or authorization, and that law
1-37 is continued in effect for that purpose.

1-38 SECTION 4. (a) The legal notice of the intention to
1-39 introduce this Act, setting forth the general substance of this
1-40 Act, has been published as provided by law, and the notice and a
1-41 copy of this Act have been furnished to all persons, agencies,
1-42 officials, or entities to which they are required to be furnished
1-43 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
1-44 Government Code.

1-45 (b) The governor, one of the required recipients, has
1-46 submitted the notice and Act to the Texas Commission on
1-47 Environmental Quality.

1-48 (c) The Texas Commission on Environmental Quality has filed
1-49 its recommendations relating to this Act with the governor, the
1-50 lieutenant governor, and the speaker of the house of
1-51 representatives within the required time.

1-52 (d) All requirements of the constitution and laws of this
1-53 state and the rules and procedures of the legislature with respect
1-54 to the notice, introduction, and passage of this Act are fulfilled
1-55 and accomplished.

1-56 SECTION 5. This Act takes effect September 1, 2009.

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