

By: Estes

S.B. No. 2519

A BILL TO BE ENTITLED

AN ACT

relating to the Clear Creek Watershed Authority.

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

SECTION 1. Section 2a, Chapter 372, Acts of the 56th Legislature, Regular Session, 1959, is amended to read as follows:

Sec. 2a. Notwithstanding the provisions of Section 2 of this Act, the Authority does not include within its boundaries any territory that is located within the incorporated limits of any municipality, as those incorporated limits existed on January 1, 2009 [~~city~~].

SECTION 2. Section 9006.004, Special District Local Laws Code, is amended by adding Subsection (c) to read as follows:

(c) Territory in the authority that is annexed by a municipality on or after January 1, 2009, remains in the authority.

SECTION 3. Section 9006.207, Special District Local Laws Code, is amended to read as follows:

Sec. 9006.207. AUTHORITY PROPERTY NOT SUBJECT TO TAXATION. Property owned by the [~~The~~] authority is exempt from [~~liable for~~] ad valorem taxes imposed by a county, municipality, [~~or~~] school district, or other entity [~~on property owned by the authority~~].

SECTION 4. (a) All governmental acts and proceedings of the Clear Creek Watershed Authority that were taken before the effective date of this Act are validated, ratified, and confirmed in all respects as if they had been taken as authorized by law.

1           (b) This section does not apply to any matter that on the  
2 effective date of this Act:

3                   (1) is involved in litigation if the litigation  
4 ultimately results in the matter being held invalid by a final court  
5 judgment; or

6                   (2) has been held invalid by a final court judgment.

7           SECTION 5. (a) The legal notice of the intention to  
8 introduce this Act, setting forth the general substance of this  
9 Act, has been published as provided by law, and the notice and a  
10 copy of this Act have been furnished to all persons, agencies,  
11 officials, or entities to which they are required to be furnished  
12 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
13 Government Code.

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

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

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

25           SECTION 6. This Act takes effect immediately if it receives  
26 a vote of two-thirds of all the members elected to each house, as  
27 provided by Section 39, Article III, Texas Constitution. If this

S.B. No. 2519

1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2009.