

## **BILL ANALYSIS**

Senate Research Center

H.B. 1760  
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Engrossed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Current Texas law provides for the creation of conservation and reclamation districts which are, subject to voter approval, authorized to incur debt to provide permanent improvements and to levy taxes for the maintenance and operation of improvements and for the repayment of debt.

H.B. 1760 proposes to create a conservation and reclamation district to be known as Pilot Knob Municipal Utility District No. 5 (district), over land in Travis County, Texas.

The proposed district is approximately 327 acres located within the extraterritorial jurisdiction of the City of Austin.

H.B. 1760 amends current law relating to the creation of the Pilot Knob Municipal Utility District No. 5, provides authority to impose a tax and issue bonds, and grants a limited power of eminent domain.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Subtitle F, Title 6, Special District Local Laws Code, by adding Chapter 8\_\_\_, as follows:

#### CHAPTER 8\_\_\_. PILOT KNOB MUNICIPAL DISTRICT NO. \_5

Sets forth standard language for the creation of the Pilot Knob Municipal District No. \_5 (district) in Travis County. Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district, required confirmation and directors' election, required consent of municipality, findings of public purpose and benefit, and initial district territory (Sections 8\_\_\_.001-8\_\_\_.050);

Size, composition, election, and terms of the board of directors of the district and temporary directors of the district (Sections 8\_\_\_.051-8\_\_\_.100);

Powers and duties of the district (Sections 8\_\_\_.101-8\_\_\_.150);

General financial provisions and authority to impose a tax (Sections 8\_\_\_.151-8\_\_\_.200); and

Authority to issue bonds and obligations for the district (Sections 8\_\_\_.201-8\_\_\_.203).

Prohibits the district from exercising the power of eminent domain outside the district to acquire a site or easement for a road project under Section 8\_\_\_\_.103 or a recreational facility as defined by Section 49.462 (Definitions), Water Code.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. Provides that all requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date, except as provided by Section 4 of this Act: upon passage or September 1, 2011.