

BILL ANALYSIS

Senate Research Center
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C.S.H.B. 1760
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Intergovernmental Relations
5/18/2011
Committee Report (Substituted)

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.

C.S.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.

C.S.H.B. 1760 amends current law relating to the creation of the Pilot Knob Municipal Utility District No. 5 and provides authority to impose a tax and issue bonds.

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 8374, as follows:

CHAPTER 8374. 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 8374.001-8374.050);

Size, composition, election, and terms of the board of directors of the district and temporary directors of the district (Sections 8374.051-8374.100);

Powers and duties of the district (Sections 8374.101-8374.150);

General financial provisions and authority to impose a tax (Sections 8374.151-8374.200);

Authority to issue bonds and obligations for the district (Sections 8374.201-8374.250); and

Strategic partnership agreement and municipal annexation and notice (Sections 8374.251 and 8374.252).

Prohibits the district from exercising the power of eminent domain.

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: upon passage or September 1, 2011.