

By: Howard of Fort Bend

H.B. No. 895

A BILL TO BE ENTITLED

AN ACT

relating to certain project powers and duties of the Fort Bend
County Levee Improvement District No. 7.

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

SECTION 1. Subtitle E, Title 6, Special District Local Laws
Code, is amended by adding Chapter 7808 to read as follows:

CHAPTER 7808. FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 7

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 7808.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of the district.

(2) "District" means the Fort Bend County Levee
Improvement District No. 7.

(3) "Project" means a facility, improvement,
appliance, appurtenance, land, interest in property, participation
rights, contract rights, practice, technique, or technology that:

(A) facilitates the recycling and reuse of water,
wastewater effluent, or other water by-product; and

(B) results in additional water supplies for
future or alternative uses.

[Sections 7808.002-7808.150 reserved for expansion]

SUBCHAPTER B. PROJECT POWERS AND DUTIES

Sec. 7808.151. ACQUISITION OF PROJECT. The district may
acquire a project, including by purchase or lease.

Sec. 7808.152. CONSTRUCTION, MAINTENANCE, AND OPERATION OF

1 PROJECT. The district may construct, rehabilitate, repair,
2 improve, enlarge, operate, and maintain a project.

3 Sec. 7808.153. DELIVERY METHOD. The district may use
4 alternative delivery methods under Subchapter H, Chapter 271, Local
5 Government Code, for a project, in addition to any method provided
6 by Chapters 49 and 57, Water Code.

7 Sec. 7808.154. CONVEYANCE OF PROJECT. The district may
8 convey a project to a political subdivision or municipality if the
9 board considers the terms appropriate and favorable to the
10 district.

11 Sec. 7808.155. USE OF PROJECT WATER. The district may:

12 (1) use the water from a project; or

13 (2) sell the water to any person, including a
14 political subdivision, private entity, and individual, if the board
15 considers the terms appropriate and favorable to the district.

16 Sec. 7808.156. PROJECT FINANCING. The district may finance
17 a project with property taxes, mandatory fees, or voluntary
18 contributions.

19 Sec. 7808.157. PROJECT BONDS. The district may issue bonds
20 or other obligations for a project in the manner provided by
21 Subchapter G, Chapter 57.

22 Sec. 7808.158. JOINT PROJECT. The district may act jointly
23 in regard to a project under an agreement or contract with any
24 person, including a political subdivision, private entity, or
25 individual.

26 Sec. 7808.159. MUNICIPAL APPROVAL. (a) The plans and
27 specifications for the construction or modification of a project

1 are subject to:

2 (1) the review and approval of any municipality in
3 whose extraterritorial jurisdiction all or part of the district is
4 located; and

5 (2) any ordinance, regulation, or standard criteria a
6 municipality described by Subdivision (1) may adopt relating to the
7 construction or operation of similar projects in its corporate
8 limits or extraterritorial jurisdiction.

9 (b) The approval required by Subsection (a) must be in the
10 form of an ordinance or resolution adopted by the governing body of
11 the municipality. Approval for subsequent modifications,
12 extensions, or repairs of a project may be given in the manner the
13 municipality customarily uses for other water supply improvements
14 in its corporate limits or extraterritorial jurisdiction.

15 SECTION 2. This Act takes effect immediately if it receives
16 a vote of two-thirds of all the members elected to each house, as
17 provided by Section 39, Article III, Texas Constitution. If this
18 Act does not receive the vote necessary for immediate effect, this
19 Act takes effect September 1, 2011.