

1-1 By: Schwertner (Senate Sponsor - Ogden) H.B. No. 1932
1-2 (In the Senate - Received from the House April 11, 2011;
1-3 April 20, 2011, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 19, 2011, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 19, 2011, sent to
1-6 printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the powers and duties of the Williamson-Liberty Hill
1-10 Municipal Utility District.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter C, Chapter 8199, Special District
1-13 Local Laws Code, is amended by adding Sections 8199.109, 8199.110,
1-14 and 8199.111 to read as follows:

1-15 Sec. 8199.109. AUTHORITY FOR ROAD PROJECTS. Under Section
1-16 52, Article III, Texas Constitution, the district may design,
1-17 acquire, construct, finance, issue bonds for, improve, operate,
1-18 maintain, and convey to this state, a county, or a municipality for
1-19 operation and maintenance macadamized, graveled, or paved roads, or
1-20 improvements, including storm drainage, in aid of those roads.

1-21 Sec. 8199.110. ROAD STANDARDS AND REQUIREMENTS. (a) A road
1-22 project must meet all applicable construction standards, zoning and
1-23 subdivision requirements, and regulations of each municipality in
1-24 whose corporate limits or extraterritorial jurisdiction the road
1-25 project is located.

1-26 (b) If a road project is not located in the corporate limits
1-27 or extraterritorial jurisdiction of a municipality, the road
1-28 project must meet all applicable construction standards,
1-29 subdivision requirements, and regulations of each county in which
1-30 the road project is located.

1-31 (c) If the state will maintain and operate the road, the
1-32 Texas Transportation Commission must approve the plans and
1-33 specifications of the road project.

1-34 Sec. 8199.111. LIMITATION ON USE OF EMINENT DOMAIN. The
1-35 district may not exercise the power of eminent domain outside the
1-36 district to acquire a site or easement for:

1-37 (1) a road project authorized by Section 8199.109; or
1-38 (2) a recreational facility as defined by Section
1-39 49.462, Water Code.

1-40 SECTION 2. Section 8199.201, Special District Local Laws
1-41 Code, is amended to read as follows:

1-42 Sec. 8199.201. AUTHORITY TO ISSUE BONDS AND OTHER
1-43 OBLIGATIONS. The district may issue bonds or other obligations
1-44 payable wholly or partly from ad valorem taxes, impact fees,
1-45 revenue, grants, or other district money, or any combination of
1-46 those sources, to pay for any authorized district purpose,
1-47 including a purpose described by Section 8199.109.

1-48 SECTION 3. Subchapter E, Chapter 8199, Special District
1-49 Local Laws Code, is amended by adding Section 8199.203 to read as
1-50 follows:

1-51 Sec. 8199.203. BONDS FOR ROAD PROJECTS. (a) At the time of
1-52 issuance, the total principal amount of bonds or other obligations
1-53 issued or incurred to finance road projects and payable from ad
1-54 valorem taxes may not exceed one-fourth of the assessed value of the
1-55 real property in the district.

1-56 (b) The district may not issue bonds payable from ad valorem
1-57 taxes to finance a road project unless the issuance is approved by a
1-58 vote of a two-thirds majority of the district voters voting at an
1-59 election held for that purpose.

1-60 SECTION 4. (a) The legal notice of the intention to
1-61 introduce this Act, setting forth the general substance of this
1-62 Act, has been published as provided by law, and the notice and a
1-63 copy of this Act have been furnished to all persons, agencies,
1-64 officials, or entities to which they are required to be furnished

2-1 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-2 Government Code.

2-3 (b) The governor, one of the required recipients, has
2-4 submitted the notice and Act to the Texas Commission on
2-5 Environmental Quality.

2-6 (c) The Texas Commission on Environmental Quality has filed
2-7 its recommendations relating to this Act with the governor, the
2-8 lieutenant governor, and the speaker of the house of
2-9 representatives within the required time.

2-10 (d) All requirements of the constitution and laws of this
2-11 state and the rules and procedures of the legislature with respect
2-12 to the notice, introduction, and passage of this Act are fulfilled
2-13 and accomplished.

2-14 SECTION 5. This Act takes effect immediately if it receives
2-15 a vote of two-thirds of all the members elected to each house, as
2-16 provided by Section 39, Article III, Texas Constitution. If this
2-17 Act does not receive the vote necessary for immediate effect, this
2-18 Act takes effect September 1, 2011.

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