

1-1 By: Smith of Harris (Senate Sponsor - Whitmire) H.B. No. 3862  
1-2 (In the Senate - Received from the House May 13, 2011;  
1-3 May 13, 2011, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 21, 2011, reported favorably by  
1-5 the following vote: Yeas 3, Nays 0; May 21, 2011, sent to  
1-6 printer.)

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

1-9 relating to temporary directors and the continuation in existence  
1-10 of the Harris County Municipal Utility District No. 510.

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

1-12 SECTION 1. The heading to Subchapter A-1, Chapter 8240,  
1-13 Special District Local Laws Code, is amended to read as follows:

1-14 SUBCHAPTER A-1. ORGANIZATION AND CONFIRMATION [~~TEMPORARY~~  
1-15 ~~PROVISIONS~~]

1-16 SECTION 2. Section 8240.021, Special District Local Laws  
1-17 Code, is amended by amending Subsection (d) and adding Subsections  
1-18 (e) and (f) to read as follows:

1-19 (d) Temporary directors serve until the earlier of:

1-20 (1) the date directors are elected under Section  
1-21 8240.023; or

1-22 (2) the fourth anniversary of the effective date of  
1-23 the Act enacting this chapter [~~date this chapter expires under~~  
1-24 ~~Section 8240.003~~].

1-25 (e) If directors have not been elected under Section  
1-26 8240.023 and the terms of the temporary directors have expired,  
1-27 successor temporary directors shall be appointed or reappointed as  
1-28 provided by Subsection (f) to serve terms that expire on the earlier  
1-29 of:

1-30 (1) the date directors are elected under Section  
1-31 8240.023; or

1-32 (2) the fourth anniversary of the date of the  
1-33 appointment or reappointment.

1-34 (f) If Subsection (e) applies, the owner or owners of a  
1-35 majority of the assessed value of the real property in the district  
1-36 may submit a petition to the Texas Commission on Environmental  
1-37 Quality requesting that the commission appoint as successor  
1-38 temporary directors the five persons named in the petition. The  
1-39 commission shall appoint as successor temporary directors the five  
1-40 persons named in the petition.

1-41 SECTION 3. Sections 8240.003 and 8240.025, Special District  
1-42 Local Laws Code, are repealed.

1-43 SECTION 4. Regardless of whether Section 8240.003, Special  
1-44 District Local Laws Code, is repealed on the same day that this Act  
1-45 takes effect, the Harris County Municipal Utility District No. 510  
1-46 is continued in existence and is not dissolved September 1, 2011.

1-47 SECTION 5. (a) The legal notice of the intention to  
1-48 introduce this Act, setting forth the general substance of this  
1-49 Act, has been published as provided by law, and the notice and a  
1-50 copy of this Act have been furnished to all persons, agencies,  
1-51 officials, or entities to which they are required to be furnished  
1-52 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
1-53 Government Code.

1-54 (b) The governor, one of the required recipients, has  
1-55 submitted the notice and Act to the Texas Commission on  
1-56 Environmental Quality.

1-57 (c) The Texas Commission on Environmental Quality has filed  
1-58 its recommendations relating to this Act with the governor, the  
1-59 lieutenant governor, and the speaker of the house of  
1-60 representatives within the required time.

1-61 (d) All requirements of the constitution and laws of this  
1-62 state and the rules and procedures of the legislature with respect  
1-63 to the notice, introduction, and passage of this Act are fulfilled  
1-64 and accomplished.

2-1 SECTION 6. This Act takes effect immediately if it receives  
2-2 a vote of two-thirds of all the members elected to each house, as  
2-3 provided by Section 39, Article III, Texas Constitution. If this  
2-4 Act does not receive the vote necessary for immediate effect, this  
2-5 Act takes effect September 1, 2011.

2-6

\* \* \* \* \*