

By: Marquez

H.J.R. No. 92

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature
2 to permit conservation and reclamation districts in El Paso County
3 to issue bonds supported by ad valorem taxes to fund the development
4 and maintenance of parks and recreational facilities.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 59(c-1), Article XVI, Texas
7 Constitution, is amended to read as follows:

8 (c-1) In addition and only as provided by this subsection,
9 the Legislature may authorize conservation and reclamation
10 districts to develop and finance with taxes those types and
11 categories of parks and recreational facilities that were not
12 authorized by this section to be developed and financed with taxes
13 before September 13, 2003. For development of such parks and
14 recreational facilities, the Legislature may authorize
15 indebtedness payable from taxes as may be necessary to provide for
16 improvements and maintenance only for a conservation and
17 reclamation district all or part of which is located in Bexar
18 County, Bastrop County, Waller County, Travis County, Williamson
19 County, Harris County, Galveston County, Brazoria County, Fort Bend
20 County, [~~or~~] Montgomery County, or El Paso County, or for the
21 Tarrant Regional Water District, a water control and improvement
22 district located in whole or in part in Tarrant County. All the
23 indebtedness may be evidenced by bonds of the conservation and
24 reclamation district, to be issued under regulations as may be

1 prescribed by law. The Legislature may also authorize the levy and
2 collection within such district of all taxes, equitably
3 distributed, as may be necessary for the payment of the interest and
4 the creation of a sinking fund for the payment of the bonds and for
5 maintenance of and improvements to such parks and recreational
6 facilities. The indebtedness shall be a lien on the property
7 assessed for the payment of the bonds. The Legislature may not
8 authorize the issuance of bonds or provide for indebtedness under
9 this subsection against a conservation and reclamation district
10 unless a proposition is first submitted to the qualified voters of
11 the district and the proposition is adopted. This subsection
12 expands the authority of the Legislature with respect to certain
13 conservation and reclamation districts and is not a limitation on
14 the authority of the Legislature with respect to conservation and
15 reclamation districts and parks and recreational facilities
16 pursuant to this section as that authority existed before September
17 13, 2003.

18 SECTION 2. The legislature intends by the amendment
19 proposed by Section 1 of this resolution to expand the authority of
20 the legislature with regard to conservation and reclamation
21 districts in El Paso County. The proposed amendment should not be
22 construed as a limitation on the powers of the legislature or of a
23 district with respect to parks and recreational facilities as those
24 powers exist immediately before the amendment takes effect.

25 SECTION 3. This proposed constitutional amendment shall be
26 submitted to the voters at an election to be held November 8, 2011.
27 The ballot shall be printed to permit voting for or against the

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1 proposition: "The constitutional amendment authorizing the
2 legislature to permit conservation and reclamation districts in El
3 Paso County to issue bonds supported by ad valorem taxes to fund the
4 development and maintenance of parks and recreational facilities."