

**House Bill 3743**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 6, Chapter 1214, Acts of the 71st Legislature, Regular Session, 1989, is amended by adding Subsection (c) to read as follows:

(c) In addition to the rights, powers, privileges, authority, functions, and duties under Subsection (a) of this section, the district has all of the rights, powers, privileges, authority, functions, and duties relating to:

(1) road districts and road utility districts created under Section 52, Article III, Texas Constitution; and

(2) supply and distribution facilities or systems to provide potable and nonpotable water to the residents and businesses of Travis and Hays Counties.

**No equivalent provision.**

SECTION 2. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be

SENATE VERSION (CS)

SECTION 1. Section 6, Chapter 1214, Acts of the 71st Legislature, Regular Session, 1989, is amended by adding Subsections (c) and (d) to read as follows:

(c) In addition to the rights, powers, privileges, authority, functions, and duties under Subsection (a) of this section, the district has all of the rights, powers, privileges, authority, functions, and duties relating to:

(1) road districts and road utility districts created under Section 52, Article III, Texas Constitution; and

(2) supply and distribution facilities or systems to provide potable and nonpotable water to the residents and businesses of Travis and Hays Counties.

**(d) Notwithstanding Subsection (c) of this section, the district may not construct, acquire, maintain, or operate a toll road.**

SECTION 2. Chapter 1214, Acts of the 71st Legislature, Regular Session, 1989, is amended by adding Section 6A to read as follows:

Sec. 6A. LIMITATION ON USE OF EMINENT DOMAIN. The district may not exercise the power of eminent domain outside the district to acquire a site or easement for:

(1) a road project authorized by Section 6 of this Act; or

(2) a recreational facility as defined by Section 49.462, Water Code.

SECTION 3. Same as House version.

CONFERENCE

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Senate Amendments  
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furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

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

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

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

SENATE VERSION (CS)

SECTION 4. Same as House version.

CONFERENCE