

BILL ANALYSIS

S.B. 1075
By: Hegar
Natural Resources
Committee Report (Unamended)

BACKGROUND AND PURPOSE

S.B. 629, 82nd Legislature, Regular Session, 2011, provided for additional powers for the Ranch at Clear Fork Creek Municipal Utility District No. 1 and added an additional 1136.29 acres to the district.

There was a dispute as to whether 203.47 of the 1136.29 acres are in the extraterritorial jurisdiction of the City of San Marcos or the City of Umland. That is an issue for the two cities to resolve.

S.B. 1075 amends current law relating to the addition of land in the territory of the Ranch at Clear Fork Creek Municipal Utility District No. 1.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Section 8343.004, Special District Local Laws Code, as follows:

Sec. 8343.004. CONSENT OF MUNICIPALITY REQUIRED. Prohibits the temporary directors from holding an election under Section 8343.003 (Confirmation and Directors' Election Required) until each municipality in whose corporate limits or extraterritorial jurisdiction the territory added by Section 8343.005 (Territory Added) is located has consented by ordinance or resolution to the inclusion of land in the district. Provides that consent of the City of San Marcos is required for the inclusion in the Ranch at Clear Fork Creek Municipal Utility District No. 1 of the 203.47-acre tract described in Section 2 of the Act enacting this chapter unless the district, before holding an election under Section 8343.003, excludes the 203.47-acre tract described in Section 2 of the Act enacting this chapter from the district's territory.

SECTION 2. Provides for the effective date of this Act.

EFFECTIVE DATE

This Act takes effect immediately if this Act receives a vote of two-thirds of all the members elected to each house; otherwise, this Act takes effect September 1, 2013.