

1-1 By: Farney (Senate Sponsor - Schwertner) H.B. No. 701  
 1-2 (In the Senate - Received from the House April 15, 2013;  
 1-3 April 17, 2013, read first time and referred to Committee on  
 1-4 Administration; April 23, 2013, reported favorably by the  
 1-5 following vote: Yeas 4, Nays 0; April 23, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10			X	
1-11	X			
1-12	X			
1-13			X	
1-14			X	

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to the Corn Hill Regional Water Authority; providing  
 1-18 authority to impose fees and taxes.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 8364.004(c), Special District Local Laws  
 1-21 Code, is amended to read as follows:

1-22 (c) The authority is created to accomplish:

1-23 (1) the control, storage, conservation, preservation,  
 1-24 distribution, and use of water for domestic, industrial, municipal,  
 1-25 and all other useful purposes as provided by Section 59, Article  
 1-26 XVI, Texas Constitution;

1-27 (2) the reclamation and drainage of the district's  
 1-28 overflowed lands and other lands needing drainage;

1-29 (3) the control, abatement, and change of any shortage  
 1-30 or harmful excess of water; and

1-31 (4) the protection, preservation, and restoration of  
 1-32 the purity and sanitary condition of water within the state.

1-33 SECTION 2. Subchapter B, Chapter 8364, Special District  
 1-34 Local Laws Code, is amended by adding Section 8364.052 to read as  
 1-35 follows:

1-36 Sec. 8364.052. EX OFFICIO DIRECTORS. (a) At any time, the  
 1-37 board may by resolution:

1-38 (1) appoint a nonvoting ex officio director to serve  
 1-39 at the pleasure of the board; and

1-40 (2) remove an ex officio director.

1-41 (b) An ex officio director:

1-42 (1) is entitled to all notices and information given  
 1-43 to and accessible to a director; and

1-44 (2) may attend and participate in any board meeting.

1-45 SECTION 3. Section 8364.072(a), Special District Local Laws  
 1-46 Code, is amended to read as follows:

1-47 (a) A municipality, county, or other political subdivision  
 1-48 may petition the board to add that municipality, county, or other  
 1-49 political subdivision as a member entity.

1-50 SECTION 4. Section 8364.103, Special District Local Laws  
 1-51 Code, is amended to read as follows:

1-52 Sec. 8364.103. MUNICIPAL UTILITY DISTRICT POWERS AND  
 1-53 DUTIES; LIMITATIONS. (a) Except as provided by Subsection  
 1-54 [Subsections] (b) [and (c)], the authority has the powers and  
 1-55 duties provided by the general law of this state, including  
 1-56 Chapters 49 and 54, Water Code, applicable to municipal utility  
 1-57 districts created under Section 59, Article XVI, Texas  
 1-58 Constitution.

1-59 (b) The authority may not provide [wastewater, drainage,  
 1-60 solid waste disposal,] or road facilities or services.

1-61 [(c) The authority does not have any power that the member

2-1 ~~entities do not have.]~~

2-2 SECTION 5. Section 8364.151(a), Special District Local Laws  
2-3 Code, is amended to read as follows:

2-4 (a) For any authorized authority purpose, the authority may  
2-5 issue bonds or other obligations payable wholly or partly from  
2-6 revenue of the authority's water system, sanitary sewer system, or  
2-7 drainage system, including revenue from contracts with member  
2-8 entities or customers, or any combination of those sources of  
2-9 revenue.

2-10 SECTION 6. Subchapter D, Chapter 8364, Special District  
2-11 Local Laws Code, is amended by adding Section 8364.153 to read as  
2-12 follows:

2-13 Sec. 8364.153. FUNDING BY MEMBERS. Under a contract with  
2-14 the authority, a member entity may make payments from any of the  
2-15 member entity's sources of revenue, including ad valorem taxes,  
2-16 impact fees, grants, sales and use taxes, and any other source to  
2-17 provide money for the administrative and operating expenses of the  
2-18 authority.

2-19 SECTION 7. (a) The legal notice of the intention to  
2-20 introduce this Act, setting forth the general substance of this  
2-21 Act, has been published as provided by law, and the notice and a  
2-22 copy of this Act have been furnished to all persons, agencies,  
2-23 officials, or entities to which they are required to be furnished  
2-24 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
2-25 Government Code.

2-26 (b) The governor, one of the required recipients, has  
2-27 submitted the notice and Act to the Texas Commission on  
2-28 Environmental Quality.

2-29 (c) The Texas Commission on Environmental Quality has filed  
2-30 its recommendations relating to this Act with the governor, the  
2-31 lieutenant governor, and the speaker of the house of  
2-32 representatives within the required time.

2-33 (d) All requirements of the constitution and laws of this  
2-34 state and the rules and procedures of the legislature with respect  
2-35 to the notice, introduction, and passage of this Act are fulfilled  
2-36 and accomplished.

2-37 SECTION 8. This Act takes effect immediately if it receives  
2-38 a vote of two-thirds of all the members elected to each house, as  
2-39 provided by Section 39, Article III, Texas Constitution. If this  
2-40 Act does not receive the vote necessary for immediate effect, this  
2-41 Act takes effect September 1, 2013.

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