

1-1 By: Huberty (Senate Sponsor - Whitmire) H.B. No. 1593  
 1-2 (In the Senate - Received from the House May 6, 2013;  
 1-3 May 7, 2013, read first time and referred to Committee on  
 1-4 Intergovernmental Relations; May 14, 2013, reported favorably by  
 1-5 the following vote: Yeas 5, Nays 0; May 14, 2013, sent to  
 1-6 printer.)

1-7 COMMITTEE VOTE

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

1-14 A BILL TO BE ENTITLED  
 1-15 AN ACT

1-16 relating to the powers and duties of the Harris County Municipal  
 1-17 Utility District No. 505; providing authority to issue bonds;  
 1-18 providing authority to impose fees and taxes.

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

1-20 SECTION 1. Subtitle F, Title 6, Special District Local Laws  
 1-21 Code, is amended by adding Chapter 8461 to read as follows:

1-22 CHAPTER 8461. HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 505

1-23 SUBCHAPTER A. GENERAL PROVISIONS

1-24 Sec. 8461.001. DEFINITION. In this chapter, "district"  
 1-25 means the Harris County Municipal Utility District No. 505.

1-26 Sec. 8461.002. NATURE AND PURPOSES OF DISTRICT. (a) The  
 1-27 district is a municipal utility district created under Section 59,  
 1-28 Article XVI, Texas Constitution.

1-29 (b) The district is created to accomplish the purposes of:

1-30 (1) a municipal utility district as provided by  
 1-31 general law and Section 59, Article XVI, Texas Constitution; and

1-32 (2) Section 52, Article III, Texas Constitution, that  
 1-33 relate to the construction, acquisition, improvement, operation,  
 1-34 or maintenance of macadamized, graveled, or paved roads, or  
 1-35 improvements, including storm drainage, in aid of those roads.

1-36 SUBCHAPTER B. POWERS AND DUTIES

1-37 Sec. 8461.051. GENERAL POWERS AND DUTIES. The district has  
 1-38 the powers and duties necessary to accomplish the purposes for  
 1-39 which the district is created.

1-40 Sec. 8461.052. MUNICIPAL UTILITY DISTRICT POWERS AND  
 1-41 DUTIES. The district has the powers and duties provided by the  
 1-42 general law of this state, including Chapters 49 and 54, Water Code,  
 1-43 applicable to municipal utility districts created under Section 59,  
 1-44 Article XVI, Texas Constitution.

1-45 Sec. 8461.053. AUTHORITY FOR ROAD PROJECTS. Under Section  
 1-46 52, Article III, Texas Constitution, the district may design,  
 1-47 acquire, construct, finance, issue bonds for, improve, operate,  
 1-48 maintain, and convey to this state, a county, or a municipality for  
 1-49 operation and maintenance macadamized, graveled, or paved roads, or  
 1-50 improvements, including storm drainage, in aid of those roads.

1-51 Sec. 8461.054. ROAD STANDARDS AND REQUIREMENTS. (a) A road  
 1-52 project must meet all applicable construction standards, zoning and  
 1-53 subdivision requirements, and regulations of each municipality in  
 1-54 whose corporate limits or extraterritorial jurisdiction the road  
 1-55 project is located.

1-56 (b) If a road project is not located in the corporate limits  
 1-57 or extraterritorial jurisdiction of a municipality, the road  
 1-58 project must meet all applicable construction standards,  
 1-59 subdivision requirements, and regulations of each county in which  
 1-60 the road project is located.

1-61 (c) If the state will maintain and operate the road, the

2-1 Texas Transportation Commission must approve the plans and  
2-2 specifications of the road project.

2-3 SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

2-4 Sec. 8461.101. AUTHORITY TO ISSUE BONDS AND OTHER  
2-5 OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or  
2-6 other obligations payable wholly or partly from ad valorem taxes,  
2-7 impact fees, revenue, contract payments, grants, or other district  
2-8 money, or any combination of those sources, to pay for a road  
2-9 project authorized by Section 8461.053.

2-10 (b) The district may not issue bonds payable from ad valorem  
2-11 taxes to finance a road project unless the issuance is approved by a  
2-12 vote of a two-thirds majority of the district voters voting at an  
2-13 election held for that purpose.

2-14 (c) At the time of issuance, the total principal amount of  
2-15 bonds or other obligations issued or incurred to finance road  
2-16 projects and payable from ad valorem taxes may not exceed  
2-17 one-fourth of the assessed value of the real property in the  
2-18 district.

2-19 Sec. 8461.102. TAXES FOR BONDS. At the time the district  
2-20 issues bonds payable wholly or partly from ad valorem taxes, the  
2-21 board of directors of the district shall provide for the annual  
2-22 imposition of a continuing direct ad valorem tax, without limit as  
2-23 to rate or amount, while all or part of the bonds are outstanding as  
2-24 required and in the manner provided by Sections 54.601 and 54.602,  
2-25 Water Code.

2-26 SECTION 2. Harris County Municipal Utility District No. 505  
2-27 retains all rights, powers, privileges, authorities, duties, and  
2-28 functions that it had before the effective date of this Act.

2-29 SECTION 3. (a) The legislature validates and confirms all  
2-30 governmental acts and proceedings of the Harris County Municipal  
2-31 Utility District No. 505 that were taken before the effective date  
2-32 of this Act.

2-33 (b) This section does not apply to any matter that on the  
2-34 effective date of this Act:

2-35 (1) is involved in litigation if the litigation  
2-36 ultimately results in the matter being held invalid by a final court  
2-37 judgment; or

2-38 (2) has been held invalid by a final court judgment.

2-39 SECTION 4. (a) The legal notice of the intention to  
2-40 introduce this Act, setting forth the general substance of this  
2-41 Act, has been published as provided by law, and the notice and a  
2-42 copy of this Act have been furnished to all persons, agencies,  
2-43 officials, or entities to which they are required to be furnished  
2-44 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
2-45 Government Code.

2-46 (b) The governor, one of the required recipients, has  
2-47 submitted the notice and Act to the Texas Commission on  
2-48 Environmental Quality.

2-49 (c) The Texas Commission on Environmental Quality has filed  
2-50 its recommendations relating to this Act with the governor, the  
2-51 lieutenant governor, and the speaker of the house of  
2-52 representatives within the required time.

2-53 (d) All requirements of the constitution and laws of this  
2-54 state and the rules and procedures of the legislature with respect  
2-55 to the notice, introduction, and passage of this Act are fulfilled  
2-56 and accomplished.

2-57 SECTION 5. This Act takes effect immediately if it receives  
2-58 a vote of two-thirds of all the members elected to each house, as  
2-59 provided by Section 39, Article III, Texas Constitution. If this  
2-60 Act does not receive the vote necessary for immediate effect, this  
2-61 Act takes effect September 1, 2013.

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