

1-1 By: Hegar S.B. No. 1835
 1-2 (In the Senate - Filed March 14, 2013; March 20, 2013, read
 1-3 first time and referred to Committee on Natural Resources;
 1-4 April 3, 2013, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 3, 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	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the Calhoun County Groundwater Conservation District;
 1-22 providing authority to impose a voter-approved tax.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subsections (a) and (b), Section 8860.022,
 1-25 Special District Local Laws Code, are amended to read as follows:

1-26 (a) ~~The [Not later than October 1, 2011, the]~~ temporary
 1-27 directors shall meet and shall order an election to be held in the
 1-28 district not later than December 31, 2016 [~~September 1, 2012~~], to
 1-29 confirm the creation of the district.

1-30 (b) The ballot for the election shall be printed to provide
 1-31 for voting for or against the proposition: "The creation of the
 1-32 Calhoun County Groundwater Conservation District." The ballot may
 1-33 also include a provision to vote for or against [and] the district's
 1-34 imposition of a tax not to exceed two cents on each \$100 valuation
 1-35 of taxable property in the district or a fee to pay the maintenance
 1-36 and operating costs of the district.["]

1-37 SECTION 2. Section 8860.152, Special District Local Laws
 1-38 Code, is amended to read as follows:

1-39 Sec. 8860.152. LIMITATION ON TAXES [PROHIBITED]. The
 1-40 district may not impose an ad valorem [a] tax at a rate that exceeds
 1-41 two cents on each \$100 valuation of taxable property in the
 1-42 district, and any tax imposed under this section must first be
 1-43 approved by the voters of the district at the election held to
 1-44 confirm the creation of the district or at a separate election held
 1-45 in accordance with Section 36.201 [~~does not have the authority~~
 1-46 ~~granted by Sections 36.020 and 36.201-36.204], Water Code[
 1-47 ~~relating to taxes].~~~~

1-48 SECTION 3. (a) The legislature validates and confirms all
 1-49 governmental acts and proceedings of the Calhoun County
 1-50 Commissioners Court relating to the appointment of temporary
 1-51 directors of the Calhoun County Groundwater Conservation District
 1-52 and of that district that were taken before the effective date of
 1-53 this Act.

1-54 (b) This section does not apply to any matter that on the
 1-55 effective date of this Act:

1-56 (1) is involved in litigation if the litigation
 1-57 ultimately results in the matter being held invalid by a final court
 1-58 judgment; or

1-59 (2) has been held invalid by a final court judgment.

1-60 SECTION 4. (a) The legal notice of the intention to
 1-61 introduce this Act, setting forth the general substance of this

2-1 Act, has been published as provided by law, and the notice and a
2-2 copy of this Act have been furnished to all persons, agencies,
2-3 officials, or entities to which they are required to be furnished
2-4 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-5 Government Code.

2-6 (b) The governor, one of the required recipients, has
2-7 submitted the notice and Act to the Texas Commission on
2-8 Environmental Quality.

2-9 (c) The Texas Commission on Environmental Quality has filed
2-10 its recommendations relating to this Act with the governor, the
2-11 lieutenant governor, and the speaker of the house of
2-12 representatives within the required time.

2-13 (d) All requirements of the constitution and laws of this
2-14 state and the rules and procedures of the legislature with respect
2-15 to the notice, introduction, and passage of this Act are fulfilled
2-16 and accomplished.

2-17 SECTION 5. This Act takes effect immediately if it receives
2-18 a vote of two-thirds of all the members elected to each house, as
2-19 provided by Section 39, Article III, Texas Constitution. If this
2-20 Act does not receive the vote necessary for immediate effect, this
2-21 Act takes effect September 1, 2013.

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