

BILL ANALYSIS

C.S.H.B. 2725
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County Affairs
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Interested parties note that the law relating to the composition of certain stormwater control and recapture planning authorities is in need of reform. C.S.H.B. 2725 seeks to make the changes necessary to provide for efficient and effective stormwater control and recapture planning authority boards.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

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

C.S.H.B. 2725 amends the Local Government Code to include as a member of the board of directors of a stormwater control and recapture planning authority a representative of the Texas Department of Transportation appointed by the Texas Transportation Commission. The bill replaces as members each member of the state legislature whose legislative district is wholly or partly in the territory of the authority with a member appointed by such a member of the state legislature. The bill prohibits a person from serving as a director on such a board if the person holds another public office.

EFFECTIVE DATE

On passage, or, if the bill does not receive the necessary vote, September 1, 2017.

COMPARISON OF ORIGINAL AND SUBSTITUTE

While C.S.H.B. 2725 may differ from the original in minor or nonsubstantive ways, the following comparison is organized and formatted in a manner that indicates the substantial differences between the introduced and committee substitute versions of the bill.

INTRODUCED

SECTION 1. Section 391A.004, Local Government Code, is amended to read as follows:
Sec. 391A.004. BOARD OF DIRECTORS.

HOUSE COMMITTEE SUBSTITUTE

SECTION 1. Section 391A.004, Local Government Code, is amended to read as follows:
Sec. 391A.004. BOARD OF DIRECTORS.

The governing body of an authority is a board of directors composed of:

- (1) a representative of the county in which the authority is located and each municipality within the territory of the authority;
- (2) a representative of each water utility within the territory of the authority not also described by Subdivision (1);
- (3) a representative of each water district within the territory of the authority that has been in operation for at least 15 years; [~~and~~]
- (4) a member appointed by each member of the state legislature whose legislative district is wholly or partly in the territory of the authority; and
- (5) a representative of the Texas Department of Transportation appointed by the Texas Transportation Commission.

SECTION 2. 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, 2017.

(a) The governing body of an authority is a board of directors composed of:

- (1) a representative of the county in which the authority is located and each municipality within the territory of the authority;
 - (2) a representative of each water utility within the territory of the authority not also described by Subdivision (1);
 - (3) a representative of each water district within the territory of the authority that has been in operation for at least 15 years; [~~and~~]
 - (4) a member appointed by each member of the state legislature whose legislative district is wholly or partly in the territory of the authority; and
 - (5) a representative of the Texas Department of Transportation appointed by the Texas Transportation Commission.
- (b) A person may not serve as a director if the person holds another public office.

SECTION 2. Same as introduced version.