

By: Muñoz, Jr.

H.B. No. 1056

Substitute the following for H.B. No. 1056:

By: Perez

C.S.H.B. No. 1056

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain water districts to exercise the power of eminent domain.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. CERTAIN IRRIGATION DISTRICTS. Subtitle D, Title 6, Special District Local Laws Code, is amended by adding Chapters 7505, 7506, and 7509 to read as follows:

CHAPTER 7505. HIDALGO COUNTY IRRIGATION DISTRICT NO. 6

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 7505.001. DEFINITION. In this chapter, "district" means the Hidalgo County Irrigation District No. 6.

SUBCHAPTER B. POWERS AND DUTIES

Sec. 7505.051. EMINENT DOMAIN. (a) The district may exercise the power of eminent domain as provided by this section only if the district submits a letter to the comptroller not later than December 31, 2017, in accordance with the requirements of Section 2206.101(b), Government Code, other than the requirement that the letter be submitted by the date specified by that subsection.

(b) Notwithstanding the expiration of the district's authority to exercise the power of eminent domain under Section 2206.101(c), Government Code, the district may exercise the power of eminent domain as provided by law applicable to the district on or after the 90th day after the date the district submits a letter

1 in accordance with Subsection (a).

2 CHAPTER 7506. HIDALGO COUNTY IRRIGATION DISTRICT NO. 16

3 SUBCHAPTER A. GENERAL PROVISIONS

4 Sec. 7506.001. DEFINITION. In this chapter, "district"
5 means the Hidalgo County Irrigation District No. 16.

6 SUBCHAPTER B. POWERS AND DUTIES

7 Sec. 7506.051. EMINENT DOMAIN. (a) The district may
8 exercise the power of eminent domain as provided by this section
9 only if the district submits a letter to the comptroller not later
10 than December 31, 2017, in accordance with the requirements of
11 Section 2206.101(b), Government Code, other than the requirement
12 that the letter be submitted by the date specified by that
13 subsection.

14 (b) Notwithstanding the expiration of the district's
15 authority to exercise the power of eminent domain under Section
16 2206.101(c), Government Code, the district may exercise the power
17 of eminent domain as provided by law applicable to the district on
18 or after the 90th day after the date the district submits a letter
19 in accordance with Subsection (a).

20 CHAPTER 7509. HIDALGO COUNTY IRRIGATION DISTRICT NO. 5

21 SUBCHAPTER A. GENERAL PROVISIONS

22 Sec. 7509.001. DEFINITION. In this chapter, "district"
23 means the Hidalgo County Irrigation District No. 5.

24 SUBCHAPTER B. POWERS AND DUTIES

25 Sec. 7509.051. EMINENT DOMAIN. (a) The district may
26 exercise the power of eminent domain as provided by this section
27 only if the district submits a letter to the comptroller not later

1 than December 31, 2017, in accordance with the requirements of
2 Section 2206.101(b), Government Code, other than the requirement
3 that the letter be submitted by the date specified by that
4 subsection.

5 (b) Notwithstanding the expiration of the district's
6 authority to exercise the power of eminent domain under Section
7 2206.101(c), Government Code, the district may exercise the power
8 of eminent domain as provided by law applicable to the district on
9 or after the 90th day after the date the district submits a letter
10 in accordance with Subsection (a).

11 SECTION 2. HIDALGO COUNTY MUNICIPAL UTILITY DISTRICT NO. 1.
12 Subtitle F, Title 6, Special District Local Laws Code, is amended by
13 adding Chapter 7963 to read as follows:

14 CHAPTER 7963. HIDALGO COUNTY MUNICIPAL UTILITY DISTRICT NO. 1

15 SUBCHAPTER A. GENERAL PROVISIONS

16 Sec. 7963.001. DEFINITION. In this chapter, "district"
17 means the Hidalgo County Municipal Utility District No. 1.

18 SUBCHAPTER B. POWERS AND DUTIES

19 Sec. 7963.051. EMINENT DOMAIN. (a) The district may
20 exercise the power of eminent domain as provided by this section
21 only if the district submits a letter to the comptroller not later
22 than December 31, 2017, in accordance with the requirements of
23 Section 2206.101(b), Government Code, other than the requirement
24 that the letter be submitted by the date specified by that
25 subsection.

26 (b) Notwithstanding the expiration of the district's
27 authority to exercise the power of eminent domain under Section

1 2206.101(c), Government Code, the district may exercise the power
2 of eminent domain as provided by law applicable to the district on
3 or after the 90th day after the date the district submits a letter
4 in accordance with Subsection (a).

5 SECTION 3. UVALDE COUNTY UNDERGROUND WATER CONSERVATION
6 DISTRICT. Article 2, Chapter 626, Acts of the 73rd Legislature,
7 Regular Session, 1993, is amended by adding Section 2.08 to read as
8 follows:

9 Sec. 2.08. EMINENT DOMAIN. (a) The district may exercise
10 the power of eminent domain as provided by this section only if the
11 district submits a letter to the comptroller not later than
12 December 31, 2017, in accordance with the requirements of Section
13 2206.101(b), Government Code, other than the requirement that the
14 letter be submitted by the date specified by that subsection.

15 (b) Notwithstanding the expiration of the district's
16 authority to exercise the power of eminent domain under Section
17 2206.101(c), Government Code, the district may exercise the power
18 of eminent domain as provided by law applicable to the district on
19 or after the 90th day after the date the district submits a letter
20 in accordance with Subsection (a).

21 SECTION 4. EFFECTIVE DATE. As provided by Section 17(c),
22 Article I, Texas Constitution, this Act takes effect only on a
23 two-thirds vote of all the members elected to each house. If this
24 Act receives the vote necessary to take effect, this Act takes
25 effect September 1, 2017.