

By: Gooden

H.B. No. 2825

A BILL TO BE ENTITLED

AN ACT

relating to the dissolution of a levee improvement district by a
commissioners court.

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

SECTION 1. Subchapter I, Chapter 57, Water Code, is amended
by adding Section 57.3295 to read as follows:

Sec. 57.3295. DISSOLUTION OF DISTRICT BY COMMISSIONERS
COURT WITHOUT PETITION. (a) The commissioners court may dissolve a
district at any time if the court finds the following:

(1) the district has been dormant for more than five
years;

(2) the physical boundaries of the district cannot be
determined;

(3) the board of directors of the district is not
active, or cannot be determined;

(4) property owners of the district cannot be
determined; or

(5) a levee partially or completely inside the
boundaries of the district has received a rating of unacceptable
from the United States Army Corps of Engineers.

(b) The commissioners court shall hold a public hearing
before voting on a dissolution order. The hearing must be held not
later than the seventh day before the date the dissolution order is
subject to a vote by the commissioners court.

1 (c) Notice of the public hearing must be published in a
2 regularly circulated newspaper within the county not later than the
3 seventh day before the date the public hearing is scheduled to
4 occur.

5 (d) If the commissioners court votes to dissolve the
6 district, the commissioners court shall appoint the chairman of the
7 board or some other suitable person as trustee to close the affairs
8 of the district without delay, and shall determine the length of the
9 term and the amount of compensation for the trustee.

10 SECTION 2. The heading to Section 57.322, Water Code, is
11 amended to read as follows:

12 Sec. 57.322. REQUIREMENTS FOR DISSOLVING A DISTRICT BY
13 PETITION.

14 SECTION 3. This Act takes effect September 1, 2017.