

AN ACT

relating to the Sienna Plantation Levee Improvement District of Fort Bend County, Texas.

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

SECTION 1. Sections 1 and 8, Chapter 986, Acts of the 78th Legislature, Regular Session, 2003, are amended to read as follows:

Sec. 1. AUTHORITY. The Sienna Plantation Levee Improvement District of Fort Bend County, Texas, is a conservation and reclamation district created under the authority of Section 59, Article XVI, and Section 52, Article III, Texas Constitution. It is granted road utility district authority under Section 52(b)(3), Article III, Texas Constitution, and Chapter 441, Transportation Code, including the authority to repair and maintain streets and roadways in the district. In addition, the district has the powers of a metropolitan rapid transit authority under Section 451.065, Transportation Code, provided, however, that Section 451.065(d), Transportation Code, shall not apply to the district.

Sec. 8. BONDS. (a) The district may issue bonds, notes, and other obligations secured by revenues or contract payments from any lawful source other than ad valorem taxation without an election. The district may issue bonds, notes, and other obligations secured in whole or in part by ad valorem taxation, and levy ad valorem taxes for the payment thereof, only if the issuance is approved by a two-thirds majority of the voters of the district

1 voting at an election called and held for that purpose.

2 (b) The outstanding principal amount of bonds, notes, and
3 other obligations issued to finance parks and recreational
4 facilities supported by ad valorem taxation may not exceed an
5 amount equal to two percent of the taxable property in the district.

6 (c) Notwithstanding Subsection (b), the outstanding
7 principal balance of bonds, notes, and other obligations to finance
8 parks and recreational facilities supported by ad valorem taxation
9 authorized by an election held before January 1, 2017, may not
10 exceed an amount equal to one percent of the taxable property in the
11 district unless a majority of the voters voting in an election held
12 for that purpose after the effective date of the Act enacting this
13 subsection approve a proposition authorizing the issuance of
14 additional bonds, notes, or other obligations to finance parks and
15 recreational facilities supported by ad valorem taxation in a total
16 outstanding principal balance not to exceed two percent of the
17 taxable property in the district.

18 SECTION 2. (a) The legislature validates and confirms all
19 acts and proceedings of the board of directors of the Sienna
20 Plantation Levee Improvement District of Fort Bend County, Texas,
21 that were taken before the effective date of this Act.

22 (b) Subsection (a) of this section does not apply to any
23 matter that on the effective date of this Act:

24 (1) is involved in litigation if the litigation
25 ultimately results in the matter being held invalid by a final
26 judgment of a court; or

27 (2) has been held invalid by a final judgment of a

1 court.

2 SECTION 3. (a) The legal notice of the intention to
3 introduce this Act, setting forth the general substance of this
4 Act, has been published as provided by law, and the notice and a
5 copy of this Act have been furnished to all persons, agencies,
6 officials, or entities to which they are required to be furnished
7 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
8 Government Code.

9 (b) The governor, one of the required recipients, has
10 submitted the notice and Act to the Texas Commission on
11 Environmental Quality.

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

16 (d) All requirements of the constitution and laws of this
17 state and the rules and procedures of the legislature with respect
18 to the notice, introduction, and passage of this Act are fulfilled
19 and accomplished.

20 SECTION 4. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I certify that H.B. No. 2938 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2938 on May 26, 2017, by the following vote: Yeas 137, Nays 7, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2938 was passed by the Senate, with amendments, on May 24, 2017, by the following vote: Yeas 29, Nays 2.

Secretary of the Senate

APPROVED: _____

Date

Governor