

1-1 By: Fallon (Senate Sponsor - Hughes) H.B. No. 2987
 1-2 (In the Senate - Received from the House May 19, 2017;
 1-3 May 19, 2017, read first time and referred to Committee on
 1-4 Administration; May 23, 2017, reported favorably by the following
 1-5 vote: Yeas 6, Nays 0, 1 present not voting; May 23, 2017, sent to
 1-6 printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11				X
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to the powers and duties of the Denton County Municipal
 1-19 Utility Districts Nos. 4 and 5; providing authority to issue bonds;
 1-20 providing authority to impose assessments, fees, and taxes.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subtitle F, Title 6, Special District Local Laws
 1-23 Code, is amended by adding Chapters 7980 and 7981 to read as
 1-24 follows:

1-25 CHAPTER 7980. DENTON COUNTY MUNICIPAL UTILITY DISTRICT NO. 4

1-26 SUBCHAPTER A. GENERAL PROVISIONS

1-27 Sec. 7980.001. DEFINITION. In this chapter, "district"
 1-28 means the Denton County Municipal Utility District No. 4.

1-29 SUBCHAPTER B. POWERS AND DUTIES

1-30 Sec. 7980.051. MUNICIPAL UTILITY DISTRICT POWERS AND
 1-31 DUTIES. The district has the powers and duties provided by the
 1-32 general law of this state, including Chapters 49 and 54, Water Code,
 1-33 applicable to municipal utility districts created under Section 59,
 1-34 Article XVI, Texas Constitution.

1-35 Sec. 7980.052. AUTHORITY FOR ROAD PROJECTS. Under Section
 1-36 52, Article III, Texas Constitution, the district may improve,
 1-37 operate, or maintain any macadamized, graveled, or paved roads in
 1-38 existence on September 1, 2017, or improvements, including storm
 1-39 drainage, in aid of those roads inside the district.

1-40 Sec. 7980.053. ROAD STANDARDS AND REQUIREMENTS. (a) A road
 1-41 project must meet all applicable construction standards, zoning and
 1-42 subdivision requirements, and regulations of each municipality in
 1-43 whose corporate limits or extraterritorial jurisdiction the road
 1-44 project is located.

1-45 (b) If a road project is not located in the corporate limits
 1-46 or extraterritorial jurisdiction of a municipality, the road
 1-47 project must meet all applicable construction standards,
 1-48 subdivision requirements, and regulations of each county in which
 1-49 the road project is located.

1-50 Sec. 7980.054. ACCEPTANCE OF ROADS. (a) The district by
 1-51 order of the board may accept any road inside the district that has
 1-52 been dedicated by plat or otherwise transferred to the public.

1-53 (b) On acceptance of the road by the district, the district
 1-54 is considered the owner of the accepted road and shall record
 1-55 ownership of the road in the deed records of Denton County.

1-56 Sec. 7980.055. ELECTION REQUIRED. The district may not
 1-57 exercise the powers authorized by Section 7980.052 unless approved
 1-58 by a vote of a majority of district voters voting at an election
 1-59 called for that purpose.

1-60 SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

1-61 Sec. 7980.101. ISSUANCE OF BONDS AND OTHER OBLIGATIONS FOR

2-1 ROAD PROJECTS PROHIBITED. The district may not issue bonds or other
2-2 obligations payable wholly or partly from ad valorem taxes, impact
2-3 fees, revenue, contract payments, grants, or other district money,
2-4 or any combination of those sources, to pay for a road project
2-5 authorized by Section 7980.052.

2-6 CHAPTER 7981. DENTON COUNTY MUNICIPAL UTILITY DISTRICT NO. 5

2-7 SUBCHAPTER A. GENERAL PROVISIONS

2-8 Sec. 7981.001. DEFINITION. In this chapter, "district"
2-9 means the Denton County Municipal Utility District No. 5.

2-10 SUBCHAPTER B. POWERS AND DUTIES

2-11 Sec. 7981.051. MUNICIPAL UTILITY DISTRICT POWERS AND
2-12 DUTIES. The district has the powers and duties provided by the
2-13 general law of this state, including Chapters 49 and 54, Water Code,
2-14 applicable to municipal utility districts created under Section 59,
2-15 Article XVI, Texas Constitution.

2-16 Sec. 7981.052. AUTHORITY FOR ROAD PROJECTS. Under Section
2-17 52, Article III, Texas Constitution, the district may improve,
2-18 operate, or maintain any macadamized, graveled, or paved roads in
2-19 existence on September 1, 2017, or improvements, including storm
2-20 drainage, in aid of those roads inside the district.

2-21 Sec. 7981.053. ROAD STANDARDS AND REQUIREMENTS. (a) A road
2-22 project must meet all applicable construction standards, zoning and
2-23 subdivision requirements, and regulations of each municipality in
2-24 whose corporate limits or extraterritorial jurisdiction the road
2-25 project is located.

2-26 (b) If a road project is not located in the corporate limits
2-27 or extraterritorial jurisdiction of a municipality, the road
2-28 project must meet all applicable construction standards,
2-29 subdivision requirements, and regulations of each county in which
2-30 the road project is located.

2-31 Sec. 7981.054. ACCEPTANCE OF ROADS. (a) The district by
2-32 order of the board may accept any road inside the district that has
2-33 been dedicated by plat or otherwise transferred to the public.

2-34 (b) On acceptance of the road by the district, the district
2-35 is considered the owner of the accepted road and shall record
2-36 ownership of the road in the deed records of Denton County.

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2-38 exercise the powers authorized by Section 7981.052 unless approved
2-39 by a vote of a majority of district voters voting at an election
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2-43 ROAD PROJECTS PROHIBITED. The district may not issue bonds or other
2-44 obligations payable wholly or partly from ad valorem taxes, impact
2-45 fees, revenue, contract payments, grants, or other district money,
2-46 or any combination of those sources, to pay for a road project
2-47 authorized by Section 7981.052.

2-48 SECTION 2. (a) The legislature validates and confirms all
2-49 governmental acts and proceedings of the Denton County Municipal
2-50 Utility Districts Nos. 4 and 5 that were taken before the effective
2-51 date of this Act.

2-52 (b) This section does not apply to any matter that on the
2-53 effective date of this Act:

2-54 (1) is involved in litigation if the litigation
2-55 ultimately results in the matter being held invalid by a final court
2-56 judgment; or

2-57 (2) has been held invalid by a final court judgment.

2-58 SECTION 3. (a) The legal notice of the intention to
2-59 introduce this Act, setting forth the general substance of this
2-60 Act, has been published as provided by law, and the notice and a
2-61 copy of this Act have been furnished to all persons, agencies,
2-62 officials, or entities to which they are required to be furnished
2-63 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-64 Government Code.

2-65 (b) The governor, one of the required recipients, has
2-66 submitted the notice and Act to the Texas Commission on
2-67 Environmental Quality.

2-68 (c) The Texas Commission on Environmental Quality has filed
2-69 its recommendations relating to this Act with the governor, the

3-1 lieutenant governor, and the speaker of the house of
3-2 representatives within the required time.

3-3 (d) All requirements of the constitution and laws of this
3-4 state and the rules and procedures of the legislature with respect
3-5 to the notice, introduction, and passage of this Act are fulfilled
3-6 and accomplished.

3-7 SECTION 4. This Act takes effect August 1, 2017.

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