

By: Faircloth

H.B. No. 4088

A BILL TO BE ENTITLED

AN ACT

relating to the sunset review of navigation districts.

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

SECTION 1. Chapter 325, Government Code, is amended by adding Section 325.026 to read as follows:

Sec. 325.026. NAVIGATION DISTRICTS SUBJECT TO REVIEW. (a) A navigation district listed in Subsection (b) is subject to a limited review under this chapter as if it were a state agency.

(b) This section applies to the:

(1) Aransas County Navigation District;

(2) Brownsville Navigation District;

(3) Calhoun Port Authority;

(4) Cedar Bayou Navigation District;

(5) Chambers-Liberty Counties Navigation District;

(6) Cypress Valley Navigation District;

(7) Galveston County Navigation District No. 1;

(8) Jackson County Navigation District;

(9) Jefferson County Navigation District;

(10) Matagorda County Navigation District No. 1;

(11) Orange County Navigation and Port District;

(12) Port Freeport;

(13) Port Isabel San Benito Navigation District;

(14) Port of Bay City Authority;

(15) Port of Beaumont Navigation District;

- 1 (16) Port of Corpus Christi Authority;
- 2 (17) Port of Harlingen Authority;
- 3 (18) Port of Houston Authority of Harris County;
- 4 (19) Port of Port Arthur Navigation District;
- 5 (20) Refugio County Navigation District;
- 6 (21) Sabine Neches Navigation District of Jefferson
7 County, Texas;
- 8 (22) Sabine Pass Port Authority;
- 9 (23) San Patricio County Navigation District No. 1;
- 10 (24) Victoria County Navigation District;
- 11 (25) West Side Calhoun County Navigation District; and
- 12 (26) Willacy County Navigation District.

13 (c) The limited review under this chapter must assess each
14 navigation district's:

- 15 (1) governance;
- 16 (2) management;
- 17 (3) operating structure; and
- 18 (4) compliance with legislative requirements and the
19 Texas Constitution.

20 (d) A navigation district shall pay the cost incurred by the
21 commission in performing the review. The commission shall
22 determine the cost, and the district shall pay the amount promptly
23 on receipt of a statement from the commission detailing the cost.

24 (e) The commission shall establish a schedule for reviewing
25 navigation districts under this section so that the first review of
26 each district is completed not later than January 1, 2023.

27 (f) Each district shall be reviewed every 12th year after

1 the first review.

2 (g) A navigation district is abolished on September 1 of the
3 year in which the district's review is put before the legislature
4 unless the district is continued by an act of the legislature.

5 (h) Together with the commission's report on each
6 navigation district reviewed under this section, the commission
7 shall include recommendations regarding issues raised by the
8 abolishment of the district if the district is not continued by an
9 act of the legislature, including recommendations for legislation
10 concerning wrapping up the business of the district.

11 SECTION 2. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2017.