

1-1 By: Nichols S.B. No. 2253
 1-2 (In the Senate - Filed March 27, 2017; April 3, 2017, read
 1-3 first time and referred to Committee on Transportation;
 1-4 April 20, 2017, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 20, 2017, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | X | | | |
| 1-12 | X | | | |
| 1-13 | X | | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to providing road powers to the Montgomery County
 1-20 Municipal Utility District No. 101; providing authority to issue
 1-21 bonds.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 8120.002, Special District Local Laws
 1-24 Code, is amended to read as follows:

1-25 Sec. 8120.002. NATURE OF DISTRICT; FINDINGS OF PUBLIC
 1-26 PURPOSE AND BENEFIT. (a) The district is created to serve a public
 1-27 purpose and benefit [a municipal utility district in Montgomery
 1-28 County created under and essential to accomplish the purposes of
 1-29 Section 59, Article XVI, Texas Constitution].

1-30 (b) The creation of the district is essential to accomplish
 1-31 the purposes of:

1-32 (1) a municipal utility district as provided by
 1-33 general law and Section 59, Article XVI, Texas Constitution; and

1-34 (2) Section 52, Article III, Texas Constitution, that
 1-35 relate to the construction, acquisition, improvement, operation,
 1-36 or maintenance of macadamized, graveled, or paved roads, or
 1-37 improvements, including storm drainage, in aid of those roads.

1-38 SECTION 2. Subchapter C, Chapter 8120, Special District
 1-39 Local Laws Code, is amended by adding Sections 8120.104 and
 1-40 8120.105 to read as follows:

1-41 Sec. 8120.104. AUTHORITY FOR ROAD PROJECTS. Under Section
 1-42 52, Article III, Texas Constitution, the district may design,
 1-43 acquire, construct, finance, issue bonds for, improve, operate,
 1-44 maintain, and convey to this state, a county, or a municipality for
 1-45 operation and maintenance macadamized, graveled, or paved roads, or
 1-46 improvements, including storm drainage, in aid of those roads.

1-47 Sec. 8120.105. ROAD STANDARDS AND REQUIREMENTS. (a) A
 1-48 road project must meet all applicable construction standards,
 1-49 zoning and subdivision requirements, and regulations of each
 1-50 municipality in whose corporate limits or extraterritorial
 1-51 jurisdiction the road project is located.

1-52 (b) If a road project is not located in the corporate limits
 1-53 or extraterritorial jurisdiction of a municipality, the road
 1-54 project must meet all applicable construction standards,
 1-55 subdivision requirements, and regulations of each county in which
 1-56 the road project is located.

1-57 (c) If the state will maintain and operate the road, the
 1-58 Texas Transportation Commission must approve the plans and
 1-59 specifications of the road project.

1-60 SECTION 3. Chapter 8120, Special District Local Laws Code,
 1-61 is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. BONDS

2-1
2-2 Sec. 8120.151. BONDS FOR ROAD PROJECTS. At the time of
2-3 issuance, the total principal amount of bonds or other obligations
2-4 issued or incurred to finance road projects and payable from ad
2-5 valorem taxes may not exceed one-fourth of the assessed value of the
2-6 real property in the district.

2-7 SECTION 4. (a) The legal notice of the intention to
2-8 introduce this Act, setting forth the general substance of this
2-9 Act, has been published as provided by law, and the notice and a
2-10 copy of this Act have been furnished to all persons, agencies,
2-11 officials, or entities to which they are required to be furnished
2-12 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-13 Government Code.

2-14 (b) The governor, one of the required recipients, has
2-15 submitted the notice and Act to the Texas Commission on
2-16 Environmental Quality.

2-17 (c) The Texas Commission on Environmental Quality has filed
2-18 its recommendations relating to this Act with the governor, the
2-19 lieutenant governor, and the speaker of the house of
2-20 representatives within the required time.

2-21 (d) All requirements of the constitution and laws of this
2-22 state and the rules and procedures of the legislature with respect
2-23 to the notice, introduction, and passage of this Act are fulfilled
2-24 and accomplished.

2-25 SECTION 5. This Act takes effect immediately if it receives
2-26 a vote of two-thirds of all the members elected to each house, as
2-27 provided by Section 39, Article III, Texas Constitution. If this
2-28 Act does not receive the vote necessary for immediate effect, this
2-29 Act takes effect September 1, 2017.

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