

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 23, 2019

The Honorable Dennis Bonnen
Texas House of Representatives
Capitol Station
PO Box 2910
Austin, Texas 78768-2910

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution.

House Bill (HB) 4759, as Filed by Representative Eddie Lucio III-relating to the powers and duties of the Port of Harlingen Authority; authorizing the imposition of a tax.

Dear Speaker Bonnen:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

The bill amends the Special Districts Local Law Code, Chapter 5013, for the Port of Harlingen Authority (Authority) and combines Sections 5013.001, 5013.002, and 5013.003 as a new Subsection A, General Provisions. The bill adds a new Subchapter B, Powers and Duties, and adds a treasurer operating under Chapters 60 and 62 of the Texas Water Code (TWC) and removes TWC Sections 60.041 and 60.042 relating to bids for real property sale. The bill adds a new Subchapter C, Financial Provisions, where the authority may impose an ad valorem tax at a rate not to exceed ten cents on each one hundred dollar valuation of all taxable property and removing TWC Section 62.160, preventing an additional commissioners court maintenance tax.

Sincerely,



Kim Nygren, Director
Water Availability Division

cc: The Honorable Terry Canales, Chairman, House Committee on Transportation
Representative Eddie Lucio III, Texas House of Representatives

LETTER OF TRANSMITTAL
HOUSE OF REPRESENTATIVES
STATE OF TEXAS

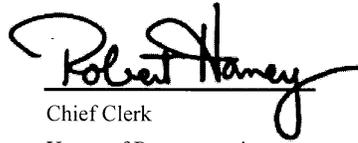
HB 4759
Bill Number

TO: The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

4/23/2019

Date transmitted to
Governor's Office


Chief Clerk
House of Representatives

TO: Texas Commission on Environmental Quality
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

April 24, 2019

Date transmitted to
Texas Commission on Environmental Quality


Governor

TO: The Honorable Speaker of the House
The Honorable President of the Senate
The Honorable Governor of Texas
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.


Texas Commission on Environmental Quality

